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Department of Water Resources

Names of Parties Filing Document:

UNITED STATES OF AMERICA

Attorneys' Names and Addresses:

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**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	Subcase Numbers 31-00028A and 31-00031
	)	
Case No. 39576	)	MOTION TO DISMISS OBJECTIONS
_____	)	

Pursuant to Idaho R. Civ. P. 41(a)(2), the United States of America, by and through the undersigned attorney, respectfully moves this court for an order dismissing its objections to Water Right Claim Numbers 31-00028A and 31-00031, with prejudice, filed on behalf of the United States Department of Interior, Bureau of Land Management (hereinafter "BLM").

//

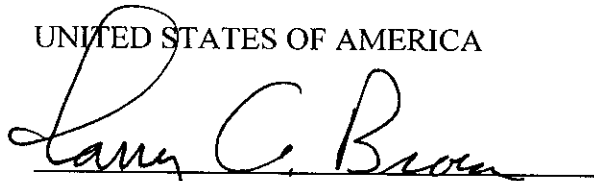
The United States filed objections to Water Right Claim Numbers 31-00028A and 31-00031 asserted by Thomas McCullough. On March 22, 2002, the Idaho Department of Water Resources (hereinafter "IDWR") filed and served a Notice of Completed Administrative Proceeding (hereinafter "NCAP") that resolved BLM's objections to the above-captioned subcases. Based upon the NCAP, the BLM's objections should be dismissed, with prejudice.

There appearing to be good cause, this Court should issue an order dismissing the BLM's objections, with prejudice.

DATED this 12th day of April, 2002.

Respectfully submitted,

UNITED STATES OF AMERICA

A handwritten signature in black ink, reading "Larry A. Brown", written over a horizontal line.

Larry A. Brown

Of Attorneys for the United States

CERTIFICATE OF SERVICE

I certify that on April 12, 2002, I served a true and correct copy of the foregoing **MOTION TO DISMISS OBJECTIONS; SUBCASE 31-00028A and 31-00031 and proposed ORDER** by placing the documents in the United States Mail in Washington D.C., postage paid, and addressed as follows:

Original to:

Clerk of the Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

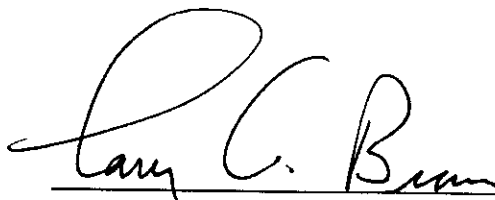
Copies to:

U.S. Department of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83720-0098

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Thomas McCullough
P.O. Box 157
Dubois, ID 83423



Signature of Attorney Serving Documents

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

) Subcase Numbers 31-00028A and 31-00031
)
) **ORDER GRANTING MOTION TO**
) **DISMISS OBJECTION**
)

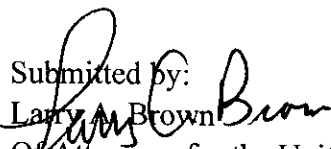
On April 12, 2002, the United States of America filed a Motion to Dismiss Objection in Subcase Numbers 31-00028A and 31-00031. The Motion states:

The United States filed objections to Water Right Claim Numbers 31-00028A and 31-00031 asserted by Thomas McCullough. On March 22, 2002, the Idaho Department of Water Resources (hereinafter "IDWR") filed and served a Notice of Completed Administrative Proceeding (hereinafter "NCAP") that resolved BLM's objections to the above-captioned subcases. Based upon the NCAP, the BLM's objections should be dismissed, with prejudice.

Based upon the Motion of the United States, the NCAP filed in the above-captioned subcases, and the record herein, and there appearing to be good cause, it is

ORDERED that the United States Department of the Interior, Bureau of Land Management's objections in Subcases 31-00028A and 31-00031 are dismissed, with prejudice.

DATED this ____ day of _____, 2002.

Submitted by:

Larry A. Brown
Of Attorneys for the United States

Special Master, Snake River Basin Adjudication

CERTIFICATE OF SERVICE

I certify that on _____, 2002, I served a true and correct copy of the foregoing **ORDER GRANTING MOTION TO DISMISS OBJECTIONS; SUBCASE 31-00028A and 31-00031** by placing the document in the United States Mail in Twin Falls, Idaho, postage paid, and addressed as follows:

U.S. Department of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
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Deputy Clerk