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Department of Water Resources

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Attorneys for Claimant

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

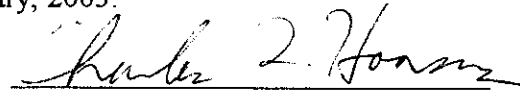
)
) SUBCASE NUMBER 36-02659
)
)

) NOTICE OF WITHDRAWAL OF MOTION
) TO MODIFY PARTIAL DECREE PURSUANT
) TO I.R.C.P. 60(b)
)
)

COMES NOW, Claimant Clear Lakes Trout Company (hereinafter "Clear Lakes"), by and through its counsel of record Ringert Clark, Chartered, and notifies the Court that it hereby withdraws its pending Motion to Modify Partial Decree Pursuant to I.R.C.P. 60(b) in the above entitled subcase. A currently pending administrative action before the Idaho Department of Water Resources (initiated after the filing of this Motion, with a hearing officer appointed on February 6, 2003, and a scheduling conference on February 11, 2003) will address the issues raised by this Motion. Therefore the hearing on this Motion, currently scheduled for February 18, 2003 at 1:30 P.M. should be vacated.

NOTICE OF WITHDRAWAL OF MOTION TO MODIFY PARTIAL DECREE PURSUANT
TO I.R.C.P. 60(b)- Page 1

Dated this 14th day of February, 2003.



Charles L. Honsinger

RINGERT CLARK, CHARTERED

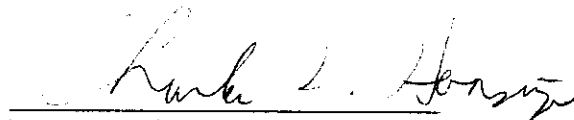
CERTIFICATE OF SERVICE

I certify that on February 14, 2003, I served copies of this document, including all attachments by facsimile and by United States Mail to the following:

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