

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2004 OCT 15 AM 11 18

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) Subcases 45-12477, *et al.*
) (see list of 25 subcases attached)
Case No. 39576)
) ORDER DISMISSING STATE
) OF IDAHO AS A PARTY

On October 13, 2004, claimant the United States of America, Department of Interior, Bureau of Land Management, and objector the State of Idaho filed a *Stipulation to Resolve Objections* in the above 25 subcases. Key provisions in the *Stipulation* were:

1. The State of Idaho withdraws its objections to those water rights designated in Exhibit A with the understanding that the United States agrees to change the priority date for the United States' BLM stock watering claims listed in Exhibit A, pursuant to state law to be the date of June 28, 1934.
2. The change in the priority date for the state-based portion of the United States' BLM stock watering claims listed in Exhibit A is not intended to affect in any way the election that the United States may make to proceed on the federal basis for a decree of the United States' BLM stock watering claims.

THEREFORE, IT IS ORDERED that the State of Idaho's objections in the above 25 subcases are **dismissed** and the State of Idaho is **dismissed** as a party to the subcases.

DATED October 15, 2004.

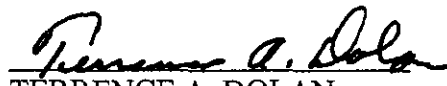

TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

EXHIBIT A

45-12477
45-12479
45-12481
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45-12497
45-12640
45-12693
45-12695
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CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER DISMISSING STATE OF IDAHO AS A PARTY was mailed on October 15, 2004, with sufficient first-class postage to the following:

STATE OF IDAHO

Represented by:

NATURAL RESOURCES DIV CHIEF

STATE OF IDAHO

ATTORNEY GENERAL'S OFFICE

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USDI BLM

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