

Gale M. Merrick, ISB No. 1190
Marcus, Merrick, Christian & Hardee, LLP
737 North 7th Street
Boise, Idaho 83702
Telephone: (208) 342-3563
Telefax: (208) 342-2170
Attorneys for Objector

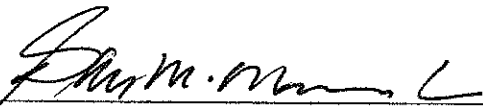
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	NOTICE OF WITHDRAWAL OF
	)	MOTION TO ALTER OR AMEND
Case No. 39576	)	SPECIAL MASTERS
	)	RECOMMENDATION
	)	
	)	Subcase Numbers 65-05033C, 65-03681,
	)	65-22621
_____	)	

Kyle Ellis, through his undersigned counsel, hereby withdraws his Motion to Alter
or Amend the Special Masters Recommendation heretofore made on July 28, 2004.

Dated This 27 day of October, 2005.

MARCUS, MERRICK, CHRISTIAN & HARDEE, LLP

By 
Gale M. Merrick
Attorneys for Objector

CERTIFICATE OF SERVICE

I hereby certify that on this 22 day of October, 2005, I caused to be served a true and correct copy of the foregoing **NOTICE OF HEARING OF MOTION TO ALTER OR AMEND SPECIAL MASTERS RECOMMENDATION** in the above-referenced matter by the method indicated below, and addressed to the following:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

 HAND DELIVER
✓ U.S. MAIL
 OVERNIGHT MAIL
✓ TELECOPY (FAX)
: 208-736-2121

Peterson Estate
c/o Stephen T. Sherer
P.O. Box 31
Meridian, ID 83680

 HAND DELIVER
 U.S. MAIL
 OVERNIGHT MAIL
✓ TELECOPY (FAX)
: 887-4865

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

 HAND DELIVER
✓ U.S. MAIL
 OVERNIGHT MAIL
✓ TELECOPY (FAX)
: _____

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

 HAND DELIVER
 U.S. MAIL
 OVERNIGHT MAIL
✓ TELECOPY (FAX)
: 334-2690

United States Department of Justice
Environment & Natural Resource Division
550 West Fort St., MSC 033
Boise, ID 83724

 HAND DELIVER
✓ U.S. MAIL
 OVERNIGHT MAIL
 TELECOPY (FAX)
: _____

Larry and Lynn Beskoon
10098 Round Valley Rd.
Cascade, ID 83611

 HAND DELIVER
✓ U.S. MAIL
 OVERNIGHT MAIL
 TELECOPY (FAX)
: _____

Charles L. Honsinger
P.O. Box 2773
Boise, ID 83701

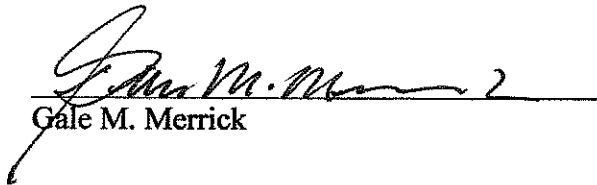
☐ HAND DELIVER
☐ U.S. MAIL
☐ OVERNIGHT MAIL
☒ TELECOPY (FAX)
: 342-4657

Josephine P. Beeman
409 W. Jefferson St.
Boise, ID 83702

☐ HAND DELIVER
☐ U.S. MAIL
☐ OVERNIGHT MAIL
☒ TELECOPY (FAX)
: 331-0954

Stephen T. Sherer
P.O. Box 31
Meridian, ID 83680

☐ HAND DELIVER
☐ U.S. MAIL
☐ OVERNIGHT MAIL
☒ TELECOPY (FAX)
: 887-4865


Gale M. Merrick