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Department of Water Resources  
Adjudication Bureau

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September 22, 2006

**via FedEx Mail**

Diana R. Delaney, Chief Deputy Clerk  
Snake River Basin Adjudication  
DISTRICT COURT  
253 Third Ave., North  
Twin Falls, Idaho 83303-2707

Re: SRBA Case No. 39576  
Subcase Nos. 27-04035, *et al.* and 27-04057

Dear Ms. Delaney:

Enclosed for filing are the following original document and ninety-four copies in the above mentioned subcases:

1. **STIPULATION FOR WITHDRAWAL**

Thank you for your time and attention in this matter.

Sincerely,

David A. Jarvis  
Paralegal

Enclosures

**Name of Parties Serving Document:**

UNITED STATES OF AMERICA

SHOSHONE-BANNOCK TRIBES

**Attorneys' Names and Addresses:**

SUE ELLEN WOOLDRIDGE  
Assistant Attorney General  
United States Department of Justice  
Environment and Natural Resources Division

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PETER C. MONSON  
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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**

**Case Number: 39576**

) Subcase: 27-04035 et al.  
) (See Attachment A)  
)  
) and 27-04057  
)  
) **STIPULATION FOR WITHDRAWAL**  
) **OF CLAIMS AND OBJECTIONS**  
)

**DESCRIPTIVE SUMMARY**

This stipulation is to resolve SRBA subcase nos. 27-04035 et al. (Attachment A)  
and subcase no. 27-04057.

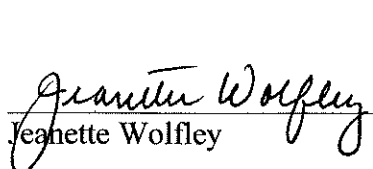
## STIPULATION

1. Pursuant to I.R.C.P. 41(a)(1)(ii), the United States of America, acting through the United States Department of Agriculture, Forest Service, voluntarily dismisses its claims to the subcases identified in Attachment A.
2. The Shoshone-Bannock Tribes will withdraw their objections for the subcases identified in Attachment A.
3. The Shoshone-Bannock Tribes will withdraw their objection to subcase number 27-04057.
4. The United States and the Shoshone-Bannock Tribes agree that water right claim number 27-04057 should proceed to partial decree.
5. This stipulation was reached through negotiations for the purpose of resolving legal disputes, including pending litigation. All parties agree that no offers and/or compromises made in the course of the negotiations shall be construed as admissions against interest or be used in any legal proceeding.
6. All parties agree to bear their own costs and attorney fees in connection with this matter.
7. This stipulation was entered into and executed voluntarily by all parties in good faith, and without any fraud, misunderstanding, overreaching, misrepresentation, duress, or undue influence.

**CLAIMANT:** United States of America

**OBJECTOR:** Shoshone-Bannock Tribes

  
Peter C. Monson                      9/22/06  
Date

  
Jeanette Wolfley                      9/21/06  
Date

Certificate of Service

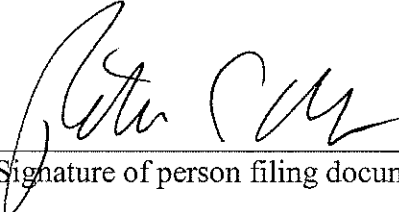
I certify that on September 22, 2006, I caused to be served a true and correct copy of the **STIPULATION FOR WITHDRAWAL OF CLAIMS AND OBJECTIONS - 27-04035 et al. and 27-04057**, to the addresses listed below, by U.S. mail, postage prepaid:

Jeanette Wolfley  
Attorney at Law  
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Pocatello, ID 83204

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

United States Department of Justice  
Environment and Natural Resources Division  
General Litigation Section  
550 W. Fort St. MSC 033  
Boise, ID 83724

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



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Signature of person filing document

### Attachment A

|          |          |          |
|----------|----------|----------|
| 27-04035 | 27-07210 | 27-07274 |
| 27-04038 | 27-07211 | 27-07275 |
| 27-04039 | 27-07213 | 27-07277 |
| 27-04042 | 27-07215 | 27-07278 |
| 27-04043 | 27-07216 | 27-07279 |
| 27-04048 | 27-07217 | 27-07280 |
| 27-04053 | 27-07218 | 27-07282 |
| 27-07160 | 27-07220 | 27-07295 |
| 27-07163 | 27-07225 | 27-07296 |
| 27-07164 | 27-07227 | 27-07297 |
| 27-07165 | 27-07229 | 27-07298 |
| 27-07167 | 27-07231 | 27-07312 |
| 27-07168 | 27-07232 | 27-07314 |
| 27-07172 | 27-07234 | 27-07403 |
| 27-07173 | 27-07235 |          |
| 27-07174 | 27-07237 |          |
| 27-07175 | 27-07238 |          |
| 27-07176 | 27-07240 |          |
| 27-07179 | 27-07241 |          |
| 27-07182 | 27-07242 |          |
| 27-07183 | 27-07243 |          |
| 27-07184 | 27-07244 |          |
| 27-07185 | 27-07245 |          |
| 27-07187 | 27-07246 |          |
| 27-07188 | 27-07247 |          |
| 27-07189 | 27-07249 |          |
| 27-07190 | 27-07250 |          |
| 27-07191 | 27-07251 |          |
| 27-07192 | 27-07252 |          |
| 27-07193 | 27-07254 |          |
| 27-07194 | 27-07255 |          |
| 27-07195 | 27-07256 |          |
| 27-07196 | 27-07265 |          |
| 27-07197 | 27-07266 |          |
| 27-07198 | 27-07268 |          |
| 27-07199 | 27-07269 |          |
| 27-07201 | 27-07270 |          |
| 27-07202 | 27-07271 |          |
| 27-07208 | 27-07272 |          |
| 27-07209 | 27-07273 |          |