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Department of Water Resources
Adjudication Bureau

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Attorney for Helen & Gary DeMoss

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

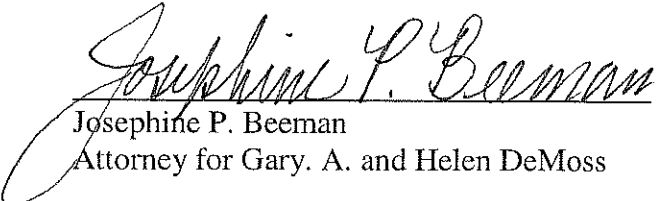
)
) Subcase No. 37-859A
)
) **DeMOSES' WITHDRAWAL OF**
) **OBJECTION**
)
)

The objectors Helen DeMoss and Gary DeMoss (DeMoss), parties to the above-captioned subcase, hereby withdraw the objection filed by DeMosses in Subcase 37-859A.

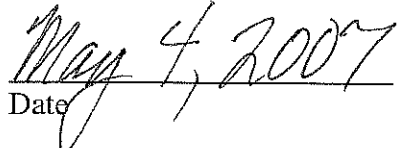
On March 10, 2006 Gary and Helen DeMoss filed an objection to this water right for purposes of protecting the historic diversions to storage under water rights 37-856, 37-2780, 37-7754, and 37-2778. Each of these four storage rights had been recommended with the following condition, "The use of water before 4/1 and after 11/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than February 18, 2003."

That language has since been removed from these four rights recommended for Gary and Helen DeMoss. In addition, direct flow irrigation rights 37-21961 and 37-21962 have been filed by Gary and Helen DeMoss and recommended to the SRBA Court.

Due to these developments the jeopardy to diversion for storage from November 1 through March 31 from the objected right no longer exists. The objection is being withdrawn.


Josephine P. Beeman

Attorney for Gary. A. and Helen DeMoss


Date

CERTIFICATE OF MAILING

I certify that on May 4, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

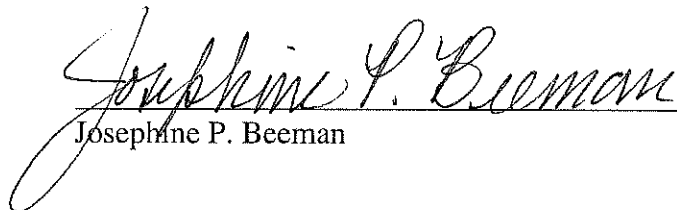
2. Copies to:

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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
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