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AUG 28 2007

**DEPARTMENT OF
WATER RESOURCES**

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	)	Subcase No. 63-2601
	)	
	)	
Case No. 39576	)	MOTION TO WITHDRAW
	)	OBJECTION
	)	
	)	
	)	

COMES NOW, the Objector, Boise-Kuna Irrigation District, by and through its counsel, Shelley M. Davis of the law firm, Barker Rosholt & Simpson, LLP, and hereby moves this Court for leave to withdraw the Objection filed by the Boise-Kuna Irrigation District in sub-case number 63-2601.

Upon a second review of the locations of Simplot Company's point of diversion and places of use for this claim, it is located far outside the boundaries of Boise-Kuna Irrigation District, and therefore Boise-Kuna Irrigation District has no objection to the recommendation for claim number 63-2601.

Dated this 27th day of August 2007.

BARKER ROSHOLT & SIMPSON LLP



Shelley M. Davis
Counsel for Boise-Kuna Irrigation District

CERTIFICATE OF MAILING

I certify that on August 27th, 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. One copy to the claimant of the water right at the following address:

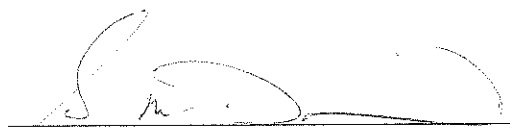
Name:	<u>Simplot Livestock Co. c/o Vic Conrad</u>
Address:	<u>PO Box 27</u>
	<u>Boise, ID 83707</u>

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Shelley M. Davis
Attorney for Boise-Kuna Irrigation District