

Former Attorneys for F. James Whittaker
and Paula J. Whittaker

Scott L. Campbell, ISB No. 2251
Dylan B. Lawrence, ISB No. 7136
MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED
101 S. Capitol Blvd., 10th Floor
Post Office Box 829
Boise, Idaho 83701
Telephone (208) 345-2000
Facsimile (208) 385-5384
23-187.0

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 Nos. – 74-00070, et al.
(See *Exhibit A* for complete list of subcases)

**AFFIDAVIT OF DYLAN B. LAWRENCE IN
SUPPORT OF MOTION FOR LEAVE TO
WITHDRAW AS COUNSEL OF RECORD**

STATE OF IDAHO)
) ss.
County of Ada)

DYLAN B. LAWRENCE, of the firm Moffatt, Thomas, Barrett, Rock & Fields,
Chtd., being first duly sworn on oath, deposes and states as follows:

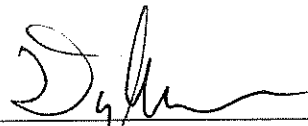
1. I am one of the former attorneys of record for F. James Whittaker and
Paula J. Whittaker (hereinafter “Whittaker”) in the above-captioned matter. I have knowledge of
the files pertinent to this matter, and I make this affidavit based upon personal knowledge.

2. This firm is moving to withdraw as counsel of record in this matter because Whittaker has directed counsel to discontinue any further representation of Whittaker in this matter before this Court.

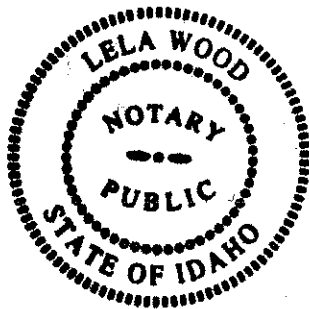
3. Attached as Exhibit B to this affidavit is a copy of James Whittaker's January 28, 2008 letter notifying the Court of his decision to have this firm withdraw as his counsel.

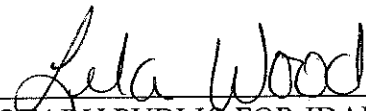
4. We hereby request leave of the Court to withdraw as counsel of record for Whittaker effective the date of this Court's order.

Further your affiant sayeth not.


Dylan B. Lawrence

SUBSCRIBED AND SWORN to before me this 13th day of February, 2008.




NOTARY PUBLIC FOR IDAHO
Residing at Boise, Idaho
My Commission Expires 5/31/2012

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13th day of February, 2008, I caused a true and correct copy of the foregoing **AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION FOR LEAVE TO WITHDRAW AS COUNSEL OF RECORD** to be served by the method indicated below, and addressed to the following:

F. James Whittaker and Paula J. Whittaker	(X) U.S. Mail, Postage Prepaid
Post Office Box 240	() Hand Delivered
Leadore, Idaho 83464-0240	() Overnight Mail
	() Facsimile

IDWR Document Depository	(X) U.S. Mail, Postage Prepaid
Post Office Box 83720	() Hand Delivered
Boise, Idaho 83720-0098	() Overnight Mail
	() Facsimile

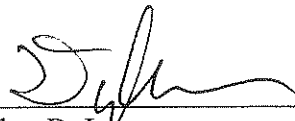
United States of America	(X) U.S. Mail, Postage Prepaid
Represented by:	() Hand Delivered
US Department of Justice	() Overnight Mail
Environment & Natl' Resources	() Facsimile
550 West Fort Street, MSC O33	
Boise, Idaho 83724	

Nez Perce Tribe	(X) U.S. Mail, Postage Prepaid
Represented by:	() Hand Delivered
K. Heidi Gudgell	() Overnight Mail
Nez Perce Tribal Exec Comm	() Facsimile
100 Agency Road	
Post Office Box 305	
Lapwai, Idaho 83540	

Gene Bray	(X) U.S. Mail, Postage Prepaid
Represented by:	() Hand Delivered
Lawrence (Laird) J. Lucas	() Overnight Mail
Post Office Box 1612	() Facsimile
Boise, Idaho 83702	

Lemhi Irrigation District
Represented by:
Travis L Thompson
113 Main Ave W, Ste 303
Post Office Box 485
Twin Falls, Idaho 83303-0485

(X) U.S. Mail, Postage Prepaid
() Hand Delivered
() Overnight Mail
() Facsimile



Dylan B. Lawrence

EXHIBIT A

**EXHIBIT A
TO
AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF
MOTION FOR LEAVE TO WITHDRAW
AS COUNSEL OF RECORD**

74-00070	74-01105
74-00074	74-01136
74-00088	74-01567
74-00089	74-01771
74-00090	74-01772
74-00097	74-01829
74-00132	74-02006
74-00133	74-02091A
74-00139	74-02124
74-00337	74-02125
74-00338B	74-02308
74-00340A	74-15061
74-00340B	74-15080
74-00341	74-15198
74-00349	74-15656
74-00354	74-15658
74-00369	74-15660
74-00378A	74-15663
74-01101	

EXHIBIT B

January 28, 2008
Leadore, Idaho 83464

RECEIVED

JAN 31 2008

MOFFATT, THOMAS, BARRETT,
ROCK & FIELDS, CHTD

SRBA
District Court
253 3rd Avenue North
Twin Falls, ID 83303-2707

To Whom It May Concern:

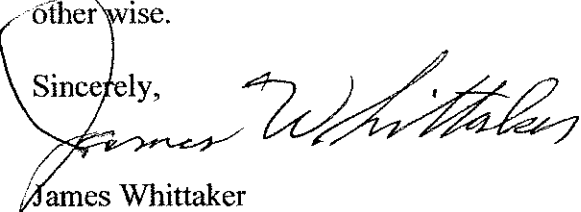
This letter is to inform you that we are withdrawing Scott Campbell and Dylan Lawrence of the Moffat Thomas legal firm as our legal council.

We will be representing ourselves in the following cases: four high flow sub cases of our own as the claimant (74-15196, 74-15197, 74-15198 and 74-15199), and two as an objector (74-15212 and 74-15213).

We will also be representing ourselves on the cases listed in the attached Exhibit A.

We will be representing ourselves on all claims of ours in the future unless we indicate other wise.

Sincerely,



James Whittaker
PO Box 240
Leadore, Idaho 83464
Phone: 208-768-2491

Attachment: Exhibit A
Certificate of Mailing

Exhibit A

Subcase Nos:

74-00070
74-00074
74-00088
74-00089
74-00090
74-00097
74-00132
74-00133
74-00139
74-00337
74-00338B
74-00340A
74-00340B
74-00341
74-00349
74-00354
74-00369
74-00378A
74-01101
74-01105
74-01136
74-01567
74-01771
74-01772
74-01829
74-02006
74-02091A
74-02124
74-02125
74-02308
74-15061
74-15080
74-15198
74-15656
74-15658
74-15660
74-15663

CERTIFICAT OF MAILING

Date of Mailing: January 28, 2008

SRBA
District Court
253 3rd Avenue North
Twin Falls, Idaho 83303-2702

Scott L Campbell
101 S Capitol BLVD 10th Floor
PO Box 829
Boise, Idaho 83701-0829

United States of America
Represented by:
US Department of Justice
Environment & Nat'l Resources
550 West Fort Street, MSC 033
Boise, Idaho 83724

Director of IDWR
PO Box 83720
Boise, Idaho 83720-0098