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DEPARTMENT OF
WATER RESOURCES

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

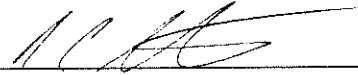
12 In Re: SRBA) Subcase 1-7082
13 Case No. 39576) MOTION FOR RELIEF FROM
14) PARTIAL DECREE
15)

16 COMES NOW the City of Burley, pursuant to I.R.C.P. 60(b), and moves for relief
17 from the partial decree entered in Subcase No. 1-7082 on the 14th day of September, 2007 for
18 the reason that circumstances arising since the partial decree entered establish that it is no
19 longer equitable that the partial decree as entered should have prospective application and
20 those facts justify relief from the operation of the partial decree. This motion is supported by
21 the Affidavit of R.C. Stone submitted herewith.

22 The City of Burley requests oral argument on this motion.

23 DATED this 13 day of February, 2008.

24 PARSONS, SMITH & STONE, LLP

25 
26 R.C. Stone
Attorneys for City of Burley
P.O. Box 910
Burley, ID 83318

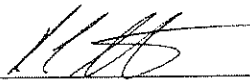
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CERTIFICATE OF DELIVERY

I hereby certify that on the 13 day of February, 2008, I served a copy of the foregoing Motion for Relief from Partial Decree upon the following in the manner listed below:

IDWR	<u>x</u> Via United States Mail
P.O. Box 83720	___ Via Facsimile
Boise, Idaho 83720-0098	___ Via Overnight Carrier
	___ Via Hand Delivery

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