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DEPARTMENT OF
WATER RESOURCES

Attorneys for Pioneer Irrigation District
and Settlers Irrigation District

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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 No. 39576

Subcase No. 63-3618
(Lucky Peak Reservoir)

**NOTICE OF WITHDRAWAL OF MOTION TO
RECONSIDER ORDER ON CROSS-MOTIONS
FOR SUMMARY JUDGMENT REGARDING
BUREAU OF RECLAMATION STREAMFLOW
MAINTENANCE CLAIM**

COME NOW Pioneer Irrigation District and Settlers Irrigation District and hereby provide notice to this Court and counsel of the withdrawal of their Motion to Reconsider Order on Cross-Motions for Summary Judgment Regarding Bureau of Reclamation Streamflow Maintenance Claim and their Amended Motion to Reconsider Order on Cross-Motions for Summary Judgment Regarding Bureau of Reclamation Streamflow Maintenance Claim, dated October 3, 2008, and October 6, 2008, respectively.

**NOTICE OF WITHDRAWAL OF MOTION TO RECONSIDER ORDER ON CROSS-MOTIONS FOR
SUMMARY JUDGMENT REGARDING BUREAU OF RECLAMATION STREAMFLOW
MAINTENANCE CLAIM, PAGE -1-**

Client:1022663.1

DATED this 10th day of October, 2008.

MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED

By Scott L. Campbell for
Scott L. Campbell -- Of the Firm
Attorneys for Pioneer Irrigation District
and Settlers Irrigation District

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of October, 2008, I caused a true and correct copy of the foregoing NOTICE OF WITHDRAWAL OF MOTION TO RECONSIDER ORDER ON CROSS-MOTIONS FOR SUMMARY JUDGMENT REGARDING BUREAU OF RECLAMATION STREAMFLOW MAINTENANCE CLAIM to be served by the method indicated below, and addressed to the following:

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