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OCT 20 2008

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

OCT 17 2008

By _____
Deputy Clerk

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: 63-03618

Case No. 39576

ORDER DISMISSING MOTION TO
RECONSIDER ORDER ON CROSS-
MOTIONS FOR SUMMARY JUDGMENT

On October 5, 2008, Pioneer Irrigation District and Settlers Irrigation District filed an *Amended Motion to Reconsider on Cross-motion for Summary Judgment Regarding Bureau of Reclamations Stream Flow Maintenance Claim and Memorandum in Support*. No other party to the proceeding filed a motion for reconsideration.

On October 10, 2008, the court issued an *Order Setting Deadlines on Motion to Reconsider*. On October 17, 2008, Pioneer and Settlers filed a *Notice of Withdrawal of Motion to Reconsider*.

Accordingly, the *Motion to Reconsider* is hereby dismissed.

DATED October 17th, 2008.

JOHN M. MELANSON

Presiding Judge

Snake River Basin Adjudication

CERTIFICATE OF MAILING

I hereby certify that true and correct copies of the **ORDER DISMISSING MOTION TO RECONSIDER ORDER ON CROSS-MOTIONS FOR SUMMARY JUDGMENT** were mailed on October 17, 2008, by first-class mail to the following:

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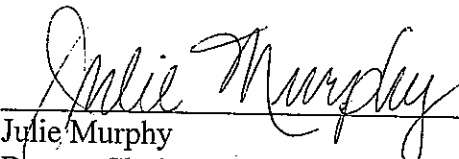
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