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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	)	A. Subcase <u>63-32483</u>
	)	
Case No. 39576	)	MOTION TO WITHDRAW OBJECTION
_____	)	

Comes Now, Black Canyon Irrigation District ("BCID") by and through its attorneys of record McDevitt & Miller LLP, by Chas F. McDevitt, and moves to withdraw the Objection heretofore filed by the Black Canyon Irrigation District in this captioned matter to the Application of Carolyn E. Tesnohldek and Dwain A. Tesnohldek.

Dated this 3rd day of December, 2008.

McDevitt & Miller LLP


Chas F. McDevitt

CERTIFICATE OF MAILING

I certify that on the 3rd day of December, 2008, I mailed the original and copies of this Motion, 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:

Current Owner:

Name: Carolyn E. Tesnohlidek
Dwain A. Tesnohlidek

Address: 2535 NW 1st Ave.
Fruitland, ID 83619

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

Matthew Houle, Legal Asst.
McDEVITT & MILLER LLP