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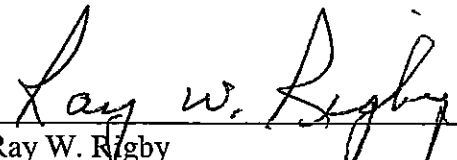
**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

|                |   |                                       |
|----------------|---|---------------------------------------|
| In Re SRBA     | ) | Subcase Nos. See Attached Exhibit "A" |
|                | ) |                                       |
|                | ) |                                       |
| Case No. 39576 | ) | <b>MOTION TO PARTICIPATE</b>          |
| _____          | ) | <b>A.O.1.(10)(k), I.R.C.P. 24</b>     |

COMES NOW, Burns Group (see Attached Exhibit "B"), by and through counsel of record, Ray W. Rigby of **Rigby, Andrus & Moeller, Chartered**, and herein files this Motion to Participate in sub-case Nos.: 75-14050, 75-14052, 75-14056, 75-14058, 75-69M, 75-70M, 75-10061X, 75-10062V, 75-10061N, 75-10062L, 75-14019, 75-14021, 75-14025, 75-14027, 75-14038, 75-14040, 75-14044, 75-14046, 75-14049, 75-14051, 75-14055 and 75-14057.

Said applicant moves this Court for its order allowing participation because applicant has an interest relating to the subject matter of this action and is so situated that disposition of the action may, as a practical matter, impair or impede its ability to protect that interest, and said interest is not adequately represented by the existing parties.

DATED this 4<sup>th</sup> day of December, 2008.

  
Ray W. Rigby  
Rigby, Andrus & Moeller, Chtd.

**CERTIFICATE OF MAILING**

I certify that on December 4, 2008, I mailed the original and copies of the foregoing motion, including all exhibits, to the following persons:

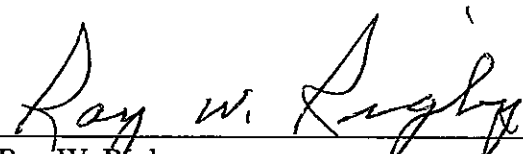
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P.O. Box 2707  
Twin Falls, Idaho 83303-2707

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Environment & Natural Resources Division  
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Boise, Idaho 83724

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Twin Falls, Idaho 83303

  
Ray W. Rigby

## **EXHIBIT "A"**

75-14050  
75-14052  
75-14056  
75-14058  
75-69M  
75-70M  
75-10061X  
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75-14057

## **EXHIBIT "B"**

John E. and Ruth C. Burns  
Rodney Hugh & Susan Francine Edmiston  
George Matejko  
Phillip G. Eisenhower & Shelley L. Erwin  
Shirley J. Mattis  
Robert D. & Fransicka Mosher  
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