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MAR 10 2009

DEPARTMENT OF  
WATER RESOURCES

Attorneys for DBSI Cobra 370 LLC,  
DBSI Snake River 94 LLC,  
and DBSI Tiegs 979 LLC

Scott L. Campbell, ISB No. 2251  
Andrew J. Waldera, ISB No. 6608  
Dylan B. Lawrence, ISB No. 7136  
MOFFATT, THOMAS, BARRETT, ROCK &  
FIELDS, CHARTERED  
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Boise, Idaho 83701  
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19219.1, 23255.0, & 23255.1

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 Nos. – 02-02061, et al.  
(See Exhibit A for complete list of subcases)

**AFFIDAVIT OF SCOTT L. CAMPBELL IN  
SUPPORT OF MOTION FOR LEAVE TO  
WITHDRAW AS COUNSEL OF RECORD**

STATE OF IDAHO     )  
                              ) ss.  
County of Ada        )

SCOTT L. CAMPBELL, of the firm Moffatt, Thomas, Barrett, Rock & Fields,  
Chtd., being first duly sworn on oath, deposes and states as follows:

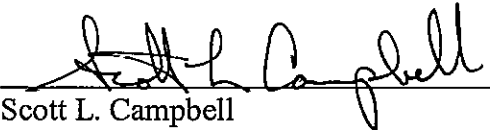
1. I am one of the attorneys of record for DBSI Cobra 370 LLC, DBSI Snake  
River 94 LLC, and DBSI Tiegs 979 LLC (“DBSI Entities”) in the above-captioned subcases. I

have knowledge of the files pertinent to this matter, and I make this affidavit based upon personal knowledge.

2. This firm is moving to withdraw as counsel of record in these subcases because the DBSI Entities, and related entities DBSI, Inc. and Kastera Development, LLC have a past due account with counsel for professional services rendered, dating back to October 31, 2008.

3. We hereby request leave of the Court to withdraw as counsel of record for the DBSI Entities effective the date of this Court's order.

Further your affiant sayeth not.

  
\_\_\_\_\_  
Scott L. Campbell

SUBSCRIBED AND SWORN to before me this \_\_\_\_ day of March, 2009.

\_\_\_\_\_  
NOTARY PUBLIC FOR IDAHO  
Residing at Boise, Idaho  
My Commission Expires \_\_\_\_\_

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 5<sup>th</sup> day of March, 2009, I caused a true and correct copy of the foregoing **AFFIDAVIT OF SCOTT L. CAMPBELL IN SUPPORT OF MOTION FOR LEAVE TO WITHDRAW AS COUNSEL OF RECORD** to be served by the method indicated below, and addressed to the following:

DBSI Cobra 370 LLC  
1550 S. Tech Lane  
Meridian, Idaho 83642

☒ U.S. Mail, Postage Prepaid  
☐ Hand Delivered  
☐ Overnight Mail  
☐ Facsimile

DBSI Snake River 94 LLC  
1550 S. Tech Lane  
Meridian, Idaho 83642

☒ U.S. Mail, Postage Prepaid  
☐ Hand Delivered  
☐ Overnight Mail  
☐ Facsimile

DBSI Tiegs 979 LLC  
1550 S. Tech Lane  
Meridian, Idaho 83642

☒ U.S. Mail, Postage Prepaid  
☐ Hand Delivered  
☐ Overnight Mail  
☐ Facsimile

State of Idaho  
Represented by:  
Natural Resources Div Chief  
State of Idaho  
Attorney General's Office  
Post Office Box 44449  
Boise, ID 83711-4449

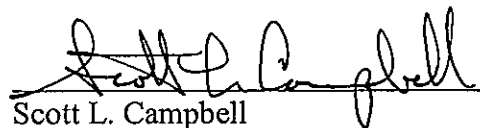
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☐ Hand Delivered  
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United States of America  
Represented By:  
US Department of Justice  
Environment & Nat'l Resources  
550 West Fort Street, MSC O33  
Boise, Idaho 83724

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\_\_\_\_\_  
Scott L. Campbell

# EXHIBIT A

**EXHIBIT A  
TO  
AFFIDAVIT OF SCOTT L. CAMPBELL IN SUPPORT OF  
MOTION FOR LEAVE TO WITHDRAW AS COUNSEL OF RECORD**

02-02061

02-02086

02-02432A

02-07415

63-02896

63-03043

63-03163

63-03255

63-03274

63-03486

63-07876

63-08053

63-31476