

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

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MAR 10 2009

DEPARTMENT OF
WATER RESOURCES

Boise
Idaho Falls
Pocatello
Twin Falls

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

March 6, 2009

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
John S. Simko
John C. Ward
D. James Manning
David B. Lincoln
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
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C. Edward Cather III
Michelle C. Michaud *
Andrew J. Waldera
Dylan B. Lawrence
Benjamin C. Ritchie
Rebecca A. Rainey
Matthew J. McGee
* licensed in WA, ID application pending
Robert E. Bakes, of counsel
Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

DBSI Cobra 370 LLC
DBSI Snake River 94 LLC
DBSI Ties 979 LLC
1550 S. Tech Lane
Meridian, ID 83642

State of Idaho
Attorney General's Office
P.O. Box 44449
Boise, ID 83711-4449

US Department of Justice
Environmental & Nat'l Resources
550 West Fort Street, MSC 033
Boise, ID 83724

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P.O. Box 83720
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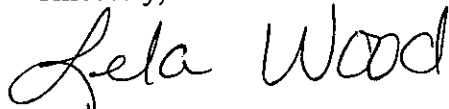
Re: Subcase Nos. 02-02061, et al.
MTBR&F File No. 18946.0126

Ladies and Gentlemen:

Enclosed please find a fully executed Affidavit of Scott L. Campbell in Support of Motion for Leave to Withdraw as Counsel of Record in the above-referenced subcases. On March 5, 2009, the affidavit was inadvertently mailed without a notary stamp. Please replace the affidavit that you previously received with the affidavit enclosed herein.

If you have any questions, please do not hesitate to contact me. Thank you.

Sincerely,



Lela L. Wood
Administrative Assistant to
Dylan B. Lawrence

/llw
Enclosures

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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
101 S. Capitol Blvd., 10th Floor
Post Office Box 829
Boise, Idaho 83701
Telephone (208) 345-2000
Facsimile (208) 385-5384
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:

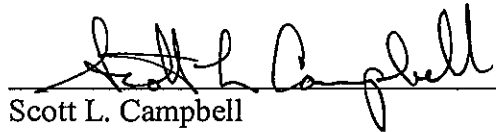
1. I am one of the attorneys of record for DBSI Cobra 370 LLC, DBSI Snake
River 94 LLC, and DBSI Tiegs 979 LLC (“DBSI Entities”) in the above-captioned subcases. I

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.

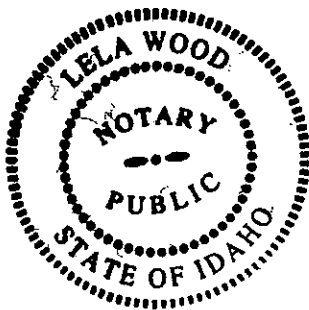
3. We hereby request leave of the Court to withdraw as counsel of record for the DBSI Entities effective the date of this Court's order.

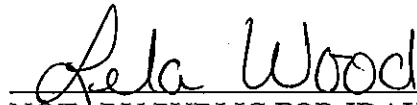
Further your affiant sayeth not.



Scott L. Campbell

SUBSCRIBED AND SWORN to before me this 5th day of March, 2009.





NOTARY PUBLIC FOR IDAHO
Residing at Boise, Idaho
My Commission Expires 5-31-2012

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 5th 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

(X) U.S. Mail, Postage Prepaid
() Hand Delivered
() Overnight Mail
() Facsimile

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

(X) U.S. Mail, Postage Prepaid
() Hand Delivered
() Overnight Mail
() Facsimile

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

(X) U.S. Mail, Postage Prepaid
() Hand Delivered
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() 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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United States of America
Represented By:
US Department of Justice
Environment & Nat'l Resources
550 West Fort Street, MSC 033
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