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JUL 31 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUL 29 2009	
By _____	Clerk
_____	Deputy Clerk

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

	)	Subcases 02-2061 & 02-2086
	)	(DBSI Cobra 370, LLC)
	)	and
In Re SRBA	)	02-2432A & 02-7415
	)	(DBSI Snake River 94, LLC)
	)	
Case No. 39576	)	
	)	
	)	ORDER GRATING MOTION FOR LEAVE
	)	TO WITHDRAW AS COUNSEL OF RECORD

On March 9, 2009, the law firm of Moffatt, Thomas, Barrett, Rock & Fields, Chtd., filed a *Motion for Leave to Withdraw as Counsel of Record* requesting permission to withdraw as counsel of record for DBSI Cobra 370 LLC, DBSI Snake River 95 LLC and DBSI Tiegs 979 LLC whose last known address is 12426 W. Explorer Drive, Suite 220, Boise, Idaho, 83713, because "the DBSI Entities, and related entities DBSI, Inc. and Kastera Development, LLC have past due account with counsel for professional services rendered, dating back to October 31, 2008." The *Motion* was supported by the affidavit of Scott L. Campbell who also filed a *Notice of Telephonic Hearing on Motion for Leave to Withdraw as Counsel of Record* and a *Notice Adding Interested Party to Certificate of Mailing* with the following names:

Wayne Edgerton
4508 Pacer Way
Flower Mound, TX 75028

Marc A. Myrin, Partner
Thomas & Knight LLP
One Arts Plaza
1722 Rough Street, Ste 1500
Dallas, TX 75201

A hearing on the *Motion* was held by telephone on July 23, 2009. Andrew J. Waldera appeared for the law firm of Moffatt Thomas and Garrick L. Baxter appeared for the Idaho Department of Water Resources (DWR). No one else appeared. For good cause shown,

THEREFORE, IT IS ORDERED that:

1. The *Motion* is **granted**;
2. DBSI Cobra 370 LLC, DBSI Snake River 95 LLC and DBSI Tiegs shall, within twenty (20) days of the date of this **Order**, appoint another attorney to appear, or appear in person by filing a written notice with this Court and IDWR stating how they will proceed without an attorney; and
3. The law firm of Moffatt Thomas shall forthwith, with due diligence, serve copies of this **Order** upon DBSI Cobra 370 LLC, DBSI Snake River 95 LLC and DBSI Tiegs and shall file proof of service with this Court and IDWR. The law firm of Moffatt Thomas may make such service upon DBSI Cobra 370 LLC, DBSI Snake River 95 LLC and DBSI Tiegs by personal service or by certified mail to the last known address most likely to give notice to them, which service shall be complete upon mailing. See I.R.C.P. 11(b)(3).

DATED July 29, 2009.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION FOR LEAVE TO WITHDRAW AS COUNSEL OF RECORD was mailed on July 29, 2009, with sufficient first-class postage to the following:

DBSI COBRA 370 LLC
DBSI SNAKE RIVER 94 LLC
Represented by:
ANDREW J WALDERA
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BOISE, ID 83701-0829
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DIRECTOR OF IDWR
PO BOX 83720
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