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DEPARTMENT OF
WATER RESOURCES

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Attorney for Shoshone-Bannock Tribes

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

In Re SRBA	)	Water Right Claim: 27-7285; 27-7308;
	)	27-7320
Case No. 39576	)	
	)	WITHDRAWAL OF OBJECTION
	)	TO WATER RIGHT CLAIMS
	)	

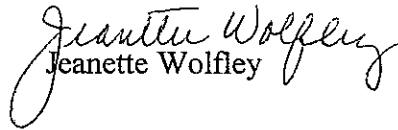
COMES NOW, the Shoshone-Bannock Tribes ("Tribes"), by and through their attorney Jeanette Wolfley, and withdraw their objection to water right claims 27- 7285; 27-7308 and 27-7320 . The Court has scheduled a trial, on March 8 – 12, 2010, in these three subcases.

The United States of Department of Interior Bureau of Land Management completed a Dependent Resurvey of Township 2, Range 36 E. B.M. on September 30, 2009, of the Fort Hall Reservation boundary involving the parcels of land to which the Tribes filed objections based on place of use. The Tribes questioned whether the proposed place of use for water was on Indian lands as reserved by the 1867 Executive Order reserving the Fort Hall Reservation. Following review of map generated by the United States of Department of Interior Bureau of Land Management, the Tribes have determined it does not dispute the Place of Use element of the water right as it appears on the Idaho Department of Water Resources' GIS POU Illustration, and as it is listed in the Idaho Department of Water Resources' Director's Report. The place of use is

not located within the boundaries of the Fort Hall Reservation. Therefore, the Tribes respectfully withdraw their objections in the three above-captioned subcases.

Dated this 4th day of February, 2010.

Respectfully submitted,


Jeanette Wolfley

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 4th day of February 2010, I caused to be mailed postage prepaid, at true and correct copy of the **WITHDRAWAL OF OBJECTION TO WATER RIGHT CLAIMS** to the following:

Original To:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

Claimants:

Karen Van Orden
35 N 1200 W
Blackfoot, ID 83221

Michael & Connie Clawson
740 E 450 N
Firth, ID 83236

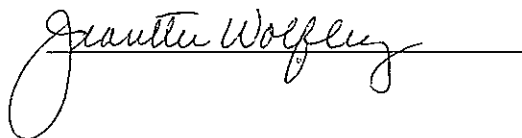
Copies to:

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PO Box 83720
Boise, ID 83720-0098

Ken & Olivia Wernette
508 N 600 E
Firth, ID 83236

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

A handwritten signature in cursive script, reading "Jaunte Wolfley", written over a horizontal line.