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DEPARTMENT OF
WATER RESOURCES

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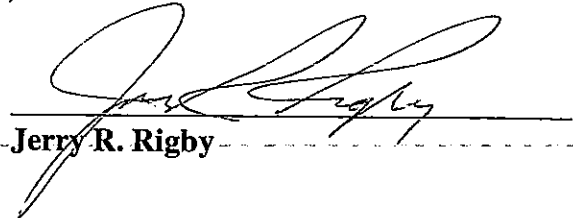
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	Subcase: See Attached Exhibit "A"
	)	
	)	MOTION TO WITHDRAW
Case 39576	)	
	)	
	)	
	)	
	)	
	)	

Jerry R. Rigby, of the law firm of Rigby, Andrus & Rigby, *Chartered*, hereby moves the Court for leave for Jerry R. Rigby, Ray Rigby, and his firm ("Attorney") to withdraw as attorneys of record for John E. and Ruth C. Burns, Rodney Hugh & Susan Francine Edmiston, George Matejko, Phillip G. Eisenhauer & Shelley L. Erwin, Shirley J. Mattis, Robert D. & Fransicka Mosher, Jacqueline D. & Robert M. Ernest, Roberta & Danny E. Fadness, Johnny J. Cabigas, Steven K. Yowell, Linda & Rick Rice, Terry J. & Veralyn E. Hershey, James Paul Hudson, William W. Clementz, Cathleen & James R. Tippet, James & Rowena Quinn ("Clients") in the above entitled subcases. The reason for this Motion is that the new recommendations of the Idaho Department of Water Resources creates a conflict of interest between our clients. Clients north of Carmen Creek stand to benefit if the recommendations are followed. However, our clients south of Carmen Creek will be harmed if the recommendations are followed. We believe

that this creates a conflict of interest and we would need written consent of each and every client before continuing to represent the group. With that in mind, John Burns, who has been the most active member in our group, has requested that we withdraw as counsel. Given that request and the new recommendations, we do not believe we can continue as counsel for the group.

Respectfully Submitted this 1st day of March, 2010.



Jerry R. Rigby

CERTIFICATE OF SERVICE

I HEREBY CERTIFY That on this ____ day of February, 2010, a true and accurate copy of the foregoing was sent by U.S. Mail postage pre-paid and addressed to the following:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, Idaho 83303-2707

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment & Natural Resources Division
550 West Fort Street, MSC 033
Boise, Idaho 83724

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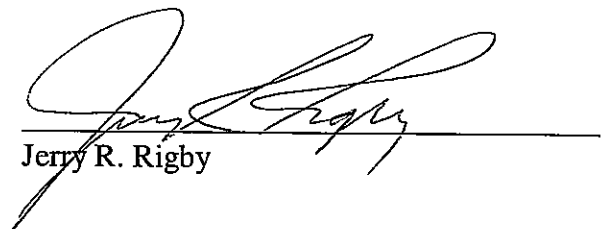
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Jerry R. Rigby

EXHIBIT "A"

75-69P	75-10062Y
75-69H	75-10062A
75-69S	75-10062AL
75-69N	75-10062P
75-69F	75-10062AC
75-69K	75-10062H
75-69A	75-10136A
75-69Q	75-10136B
75-69X	75-10137A
75-69B	75-10137B
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