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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	)	MOTION TO WITHDRAW
	)	PLACE OF USE OBJECTION
Case No. 39576	)	
	)	SUBCASE NOS: EXHIBIT A
	)	(boundary issue)
	)	

COMES NOW, the Shoshone-Bannock Tribes (Tribes), by and through their attorney Jeanette Wolfley, and hereby withdraw their Place of Use objections for water right numbers, as listed on Exhibit A, based on the following reasons:

1) Following receipt and review of Idaho Department of Water Resources' updated water rights maps/layouts, dated July 16, 2010, for certain water rights in Basin 27, the Tribes have determined their Place of Use objections can be dismissed for water rights – 27-00003G, 27-00023E, and 27-10505.

2) Additionally, on September 23, 2010 the Tribes received a preliminary survey from the U.S. Bureau of Land Management for the previously unsurveyed stretch of lands along the Blackfoot River. After reviewing the BLM's preliminary survey, the Tribes have determined

their objections to the Place of Use for water right claims within the preliminary survey area can be dismissed, including the following water rights – 27-00001B, 27-00002B, 27-00003E, 27-00004M, 27-00004S, 27-00004Z, 27-00005B, 27-00014B, 27-00014C, 27-00014D, 27-00021A, 27-00021B, 27-00021C, 27-00021D, 27-00023C, 27-00028, 27-00029C, 27-00047, 27-00050, 27-10388, 27-10390, 27-10398, 27-10657, 27-10667, 27-10943, 27-12006, 27-12064 and 27-12068.

Therefore, the Tribes Place of Use objection to water right claims, as listed on Exhibit A, are not at issue. This motion is filed in accordance to Special Master Bilyeu's Order Setting Deadlines and Trial Schedule dated July 16, 2010. The Shoshone-Bannock Tribes reserves its Quantity objection to water right numbers as listed on Exhibit A.

Dated this 29th day of September, 2010.

Respectfully submitted,


Jeanette Wolfley

EXHIBIT A

27-00001B	27-00028
27-00002B	27-00029C
27-00003E	27-00047
27-00003G	27-00050
27-00004M	27-10388
27-00004S	27-10390
27-00004Z	27-10398
27-00005B	27-10505
27-00014B	27-10657
27-00014C	27-10667
27-00014D	27-10943
27-00021A	27-12006
27-00021B	27-12064
27-00021C	27-12068
27-00021D	
27-00023C	
27-00023E	

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 29th day of September, 2010, I caused to be mailed postage prepaid, at true and correct copy of the Motion to Withdraw Place of Use Objection to the following:

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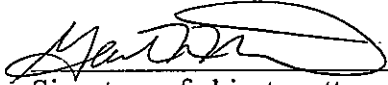
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