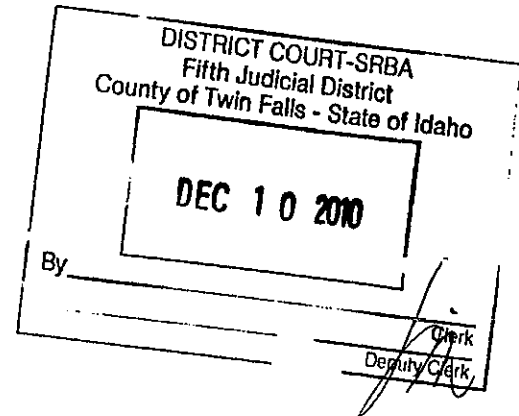


Jeanette Wolfley, ISB #3968
 Attorney At Law
 202 North Arthur
 Pocatello, ID 83204
 (208) 232-1922
 Facsimile: (208) 232-7472
 wolfleyj@ida.net

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

Case No. 39576

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**SHOSHONE-BANNOCK TRIBES' MOTION
 TO WITHDRAW SOURCE OBJECTIONS**

**SUBCASE NOS: 27-00025B
 (Source issue)**

COMES NOW, the Shoshone-Bannock Tribes (Tribes), by and through their attorney Jeanette Wolfley, and withdraw their Source objections to water right claims 27-00025B. The Tribes source objections were based on Water Right No. 27-11375.x.d. of the 1990 Fort Hall Water Agreement and 1995 Partial Final Consent Decree where the Tribes agreed to subordinate their water rights in the Blackfoot River to those water users that were diverting water from the natural flows of the Blackfoot River prior to January 1, 1990. The Tribes objected to water claimants whose primary source of water was groundwater or Snake River as opposed to the Blackfoot River system.

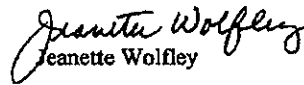
On October 26, the State of Idaho filed a Motion for An Accounting of all Water Rights Benefitting from the Subordination Provisions of the Fort Hall Consent Decree and Insertion of a SHOSHONE-BANNOCK TRIBES' MOTION TO WITHDRAW SOURCE OBJECTIONS – Page 1

Remark Memorializing that Benefit on Each Affected Water Right. This Motion seeks an accounting and determination of water right users who will benefit from the Blackfoot River subordination provision. On November 10, 2010, the District Court issued an Initial Scheduling Order on the Motion for Accounting including procedures for notice to the parties, and objections to the list which enumerates those who will benefit from the subordination provision.

Given the recent Scheduling Order and the District Court taking jurisdiction over the matter relating to the Tribes' Source objections, the Tribes Source objections to water right claims, as listed on Exhibit A, are not at issue. The Tribes withdraw their Source objections.

Dated this 10th day of December, 2010.

Respectfully submitted,


Jeanette Wolfley

SHOSHONE-BANNOCK TRIBES' MOTION TO
WITHDRAW SOURCE OBJECTIONS – Page 2

PO Box 44449
Boise, ID 83711-4449

Jerry R. Rigby, Esq. for
Deanna and LaVerelle Stecklein
25 North Second East
Rexburg, ID 83440


Jeanette Wolfley