

LOIS J. SCHIFFER
Assistant Attorney General
Environment and Natural Resources Division

1995 FEB 14 AM 10:15

DISTRICT COURT-SRBA
TWINFALLS CO., IDAHO
FILED _____

LEIF M. JOHNSON
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Indian Resources Section
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FEB 16 1995

Department of Water Resources

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

In Re the General Adjudication)
of Rights to the Use of Water)
from the Snake River Basin)
Water System)

Case No. 39576

Subcases 34-00865A
34-00184B 34-00427
34-00784 34-00591
34-00769 34-00767
34-10496 34-00592
34-00426 34-00865B

CLAIMANTS: Soelberg, 34-00865A; King, 34-00427; Reese 34-00591; Reese, 34-00592; King, 34-00426; Shawver, 34-00865B; Waddoups, 34-00784; Bitton, 34-00769; Bitton, 34-00767; Bell, 34-10496; McAfee, 34-00184B

OBJECTOR: United States, Department of Justice

STIPULATED MOTION TO WITHDRAW OBJECTIONS

After reviewing the responses to the objections filed in these subcases, the United States has determined that the potential impact of these claims on the interests and water rights of the United States does not warrant litigation at this time.

Based on the foregoing, all parties to the above-captioned subcases stipulate and agree to the withdrawal of the United States' objections under the following conditions:

1. That all objections in the pending subcase are withdrawn by the United States and dismissed with prejudice;

2. That the United States reserves the right to raise the same or similar issues as they may arise in the reporting of other claims in the SRBA;

3. That this motion and stipulation affect no other pending subcases or objections in the SRBA;

4. That the parties agree to pay their own fees and costs in the above-entitled subcases.

Conditions agreed upon and stipulated to by the following parties:

Jimmie and Elsie Waddoups

Lillian Bell

Merle and John King

Milton and Evelyn Reese

R. Bruce Soelberg

Randy and Trilby McAfee

Robert and Peggy Shawver

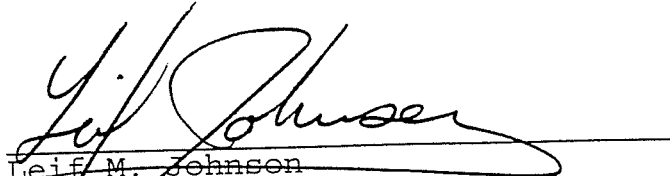
Clint and Esther Bitton

A. Lynne Krogh 11/25/94

Idaho Department of Water Resources

Dated this 17th day of January, 1995.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Leif M. Johnson", is written over a horizontal line.

Leif M. Johnson
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CERTIFICATE OF SERVICE

I certify that on the 17th day of January, 1995, I served a true and correct copy of the UNITED STATES' MOTION TO VACATE SUBCASE PROCEEDINGS and STIPULATED MOTIONS TO WITHDRAW SUBCASES upon the following individuals by United States first-class mail, postage prepaid:

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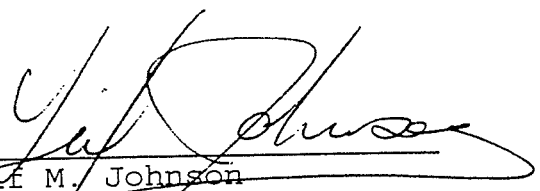
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