

Movant's Name:

UNITED STATES OF AMERICA

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MAR 13 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 SRBA	)	Basin 36
	)	
Case No. 39576	)	STIPULATION TO WITHDRAW OBJECTIONS
	)	IN SUBCASE 36-02465
	)	
	)	

Descriptive Summary

This is a stipulated motion, prepared by the United States and signed by all parties to the above-entitled subcase, requesting the withdrawal of the United States' objections under the conditions set forth below.

I. BACKGROUND AND DISCUSSION

The United States has determined that the potential impact of these objections on the interests and water rights of

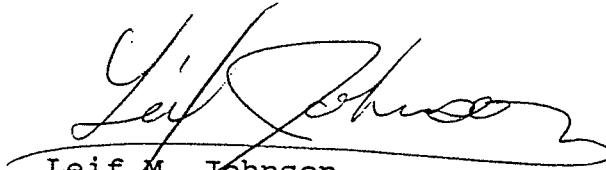
the United States does not warrant litigation at this time. Although the United States has agreed to withdraw the objections in these cases, the same or similar issues may arise with regard to other municipal claims in the SRBA. Therefore, with this motion, the United States preserves its right to object to future municipal claims of any kind.

Based on the foregoing, all parties to the above-captioned matter stipulate and agree to the withdrawal of the United States' objections in subcase 36-02465 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 That all objections in the pending subcase are withdrawn by the United States and dismissed with prejudice;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 any other municipal 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.

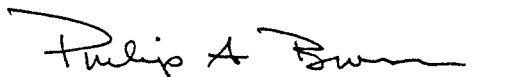
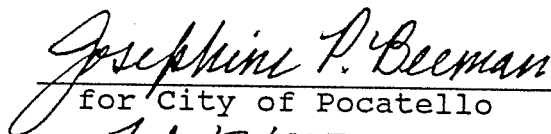
Dated this 15th day of April, 1994.

Respectfully submitted,



Leif M. Johnson
Attorney, Department
of Justice
Environment and Natural
Resources Division
Indian Resources Section

Conditions agreed upon and stipulated to by the
following parties:


for City of Hagerman
March 3, 1995
for City of Pocatello
Feb. 17, 1995
for Idaho Department of
Water Resources