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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

DEC 19 2017

By _____

Clerk

Clerk

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

In Re SRBA

) Subcase Nos. 45-2275 and 45-4103

)

Case No. 39576

) ORDER ON WITHDRAWAL OF
) MOTION

)

)

Partial decrees were previously entered for the above-captioned water rights. On January 12, 2017, Darrell Funk filed a *Motion to Amend* seeking relief from both decrees pursuant to Idaho Rules of Procedure 60(b)(5) and 60(b)(6). The State of Idaho objected to the *Motion*. At a hearing held on December 19, 2017, the movant orally requested leave to withdraw the *Motion*. The State did not oppose the request for leave. Therefore, for the reasons set forth on the record, the Court granted the movant leave to withdraw the *Motion*.

Therefore, IT IS ORDERED that the *Motion to Amend* filed by Darrell Funk on January 12, 2017, is hereby dismissed without prejudice. Each party shall bear their own fees and costs.

Dated December 19, 2017

ERIC J. WILDMAN

Presiding Judge

Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF
WITHDRAWAL OF MOTION was mailed on December 19, 2017, with sufficient
first-class postage to the following:

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ORDER

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Deputy Clerk