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FEB 24 2011

Department of Water Resources
Eastern Region

Feb 23, 2011

James Cefalo

Enclosed are:

Copy of Court case being dismissed
Holden & Midwell

Copy of Magistrate Court dismissing
same case.

Since there is no longer a disagreement
between
Babcock & Telford, then Telford's reason
for applying for a new was because of the
disagreement, then the application
should be denied.

Heather N Babcock

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Department of Water Resources
Eastern Region

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HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

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Attorneys for Plaintiffs

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BUTTE

TELFORD LANDS LLC, an Idaho Limited
Liability Company, and MICHAEL
TELFORD, an individual,

Plaintiff,

vs.

HAROLD and MARJORIE BABCOCK,
husband and wife,

Defendants.

Case No. CV-2010-21

**UNOPPOSED MOTION TO DISMISS
CASE WITH PREJUDICE**

Telford Lands LLC and Michael Telford, by and through counsel of record, HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C., hereby request that the above-entitled matter be dismissed with prejudice and without costs in favor of or against either party, with the parties to bear their own attorneys fees and costs. This motion is on the grounds that a full and final settlement has been reached between the parties and therefore this matter should be dismissed. A copy of the final

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IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BUTTE

TELFORD LANDS LLC, an Idaho	)	
Limited Liability Company, and	)	
MICHAEL TELFORD, an individual	)	CV-2010-21
Plaintiffs,	)	
	)	
-vs-	)	MINUTE ENTRY
	)	
HAROLD and MARJORIE BABCOCK,	)	
husband and wife,	)	
Defendants.	)	
	)	
	)	

This matter came before the Court this 19th day of January, 2011 for the purpose of a PRE-TRIAL CONFERENCE, the Honorable Dane Watkins, District Judge, presiding.

Ms. Alexis Gamett, Deputy Court Clerk, was present.

Robert L. Harris, Esq., appeared on behalf of the plaintiffs. Mr. Babcock appeared in person on behalf of himself.

Mr. Harris informed the Court that an agreement had been reached. Mr. Harris informed the Court of the agreement. The Court reviewed the agreement with Mr. Babcock.

The Court kept the Court Trial commencing on February 3, 2011 at 10:00 a.m. as scheduled.

Mr. Harris withdrew his Motion to Compel.

Court was thus adjourned.

DATED this 25 day of January, 2011

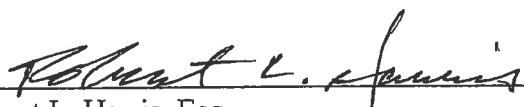

DANE WATKINS
District Judge

Court Reporter: Karen Konvalinka
Digital Recording: 11:08

Stipulated Settlement Agreement is attached hereto as Exhibit A, and as contained in Paragraph 1 of said agreement, upon execution of the agreement, the lawsuit is to be dismissed.

Therefore, we request that the lawsuit be dismissed with prejudice, and that the trial currently scheduled for February 3rd be vacated.

DATED this 29th day of January, 2011.



Robert L. Harris, Esq.
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.