

AUG 16 2002

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DISTRICT COURT-SR3A
TWIN FALLS CO. IDAHO

In Re SRBA

Subcase No: 65-06220

Case No. 39576

**ORDER DISMISSING WITH PREJUDICE
I.R.C.P. 60(b) MOTION TO SET ASIDE
PARTIAL DECREE**

A ***Partial Decree*** was issued for the above-captioned water right on September 25, 1998. On July 31, 2001, the SRBA Court received correspondence from the owner of the water right seeking changes to the ***Partial Decree***. The matter was referred to a special master where the correspondence was treated as a *Motion to Set Aside a Partial Decree*.

On April 3, 2002, the Special Master received correspondence from the owner of the water right requesting to withdraw the *Motion*. The Special Master, based on the request, issued a *Special Master's Report and Recommendation* recommending that the *Motion* be dismissed. No *Motions to Alter or Amend* the *Recommendation* were filed and the time for filing the same has expired.

THEREFORE IT IS ORDERED AND ADJUDGED that the *Motion to Withdraw Motion to Set Aside Partial Decree* is granted and hereby dismissed with prejudice.

DATED August 15, 2002


 ROGER S. BURDICK
 Presiding Judge
 Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER DISMISSING WITH PREJUDICE IRCP 60(B) MOTION TO SET ASIDE PARTIAL DECREE was mailed on August 15, 2002, with sufficient first-class postage to the following:

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