



**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

The IDAHO WATER RESOURCE BOARD,
and the IDAHO DEPARTMENT OF FISH
AND GAME,

Petitioners,

vs.

KURT W. BIRD and JANET E. BIRD,

Cross Petitioners,

vs.

THE IDAHO DEPARTMENT OF WATER
RESOURCES,

Respondent.

IN THE MATTER OF APPLICATION FOR
PERMIT NO. 74-16187 IN THE NAME OF
KURT W. BIRD OR JANET E. BIRD

Case No. CV01-20-9661

**ORDER GRANTING JOINT
MOTION TO DISMISS**

A *Petition for Judicial Review* was previously filed in this matter. On December 13, 2022, the parties filed a *Stipulation and Joint Motion to Dismiss and Remand for Issuance of Permit 74-16187*. The *Stipulation and Joint Motion* moves the Court for an order dismissing the *Petition* and remanding the matter to the Idaho Department of Water Resources. The Court in an exercise of its discretion will grant the *Stipulation and Joint Motion*.

Therefore, IT IS ORDERED that the *Petition for Judicial Review* filed in the above-captioned matter is dismissed.

Dated: December 14, 2022

ERIC J. WILDMAN
District Judge

CERTIFICATE OF SERVICE

I certify that on this day I served a copy of the attached to:

Michael Orr
Michael.orr@ag.idaho.gov

By E-mail By mail
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Dated: 12-15-2022

Clerk of the Court

By 
Deputy Clerk