

COPY

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

) A. Subcase 47-198

(Insert water right number)

)
Case No. 39576)
_____)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Twin Falls Canal Company
Address: P.O. Box 326
Twin Falls, Idaho 83303-0326
Daytime Phone: 208-733-6731

Name & Address of Attorney, if any:

John K. Simpson / Travis L. Thompson / Paul L. Arrington
Barker Rosholt & Simpson LLP
P.O. Box 485
Twin Falls, Idaho 83303-0485

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2007 SEP 14 AM 10 18

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Phillip J. Martens
Address: 1422 E. 4400 N.
Buhl, Idaho 83316

Name: Patricia G. Martens
Address: 1422 E. 4400 N.
Buhl, Idaho 83316

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☒ **Source**

Should be: The following remark should be added to clarify the source and explain that it is waste water originating from the diversion and use of water by Twin Falls Canal Company shareholders: "The source of this right is waste water originally diverted by Twin Falls Canal Company. The wasting of water may be discontinued at any time."

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point of Diversion**

Should be: _____

6. ☐ **Instream Flow Beginning and Ending Point**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

10 ☐ **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): The remark should be included to clarify the source of the water being appropriated under this right. Water resulting from irrigation of Twin Falls Canal Company project lands may be discontinued due to changes in irrigation practices, delivery methods, and/or other actions beyond the control of the Company. The above remark is necessary to notify the claimant and the watermaster that water may not always be available to satisfy the right due to subsequent changes in the Company's delivery of water to its shareholders and/or changes in other operations.

State of Idaho)
)ss.
County of Twin Falls)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature)

(Attorney signature)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: _____

Notary Public for Idaho
Residing at: Twin Falls
My Commission Expires: _____

F. VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Twin Falls)

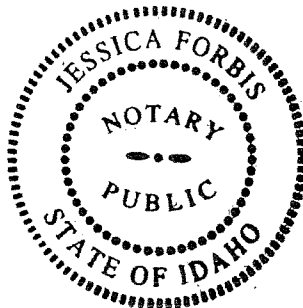
Paul L. Arrington _____, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

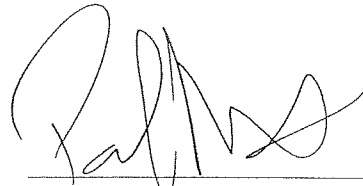
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: September 14, 2007



Jessica Forbis
Notary Public for Idaho
Residing at: Twin Falls
My Commission Expires: 4/3/12

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449

A handwritten signature in black ink, appearing to read 'Paul L. Arrington', written over a horizontal line.

Paul L. Arrington