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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2007 SEP 17 PM 4 34

In Re SRBA	)	A. Subcase 47-7432 (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

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

Name: DEAN & RUTH ANN EGGLESTON
Address: 4329 CANYONVIEW LN
BUHL, ID 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. X **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. Additionally, this remark is necessary due to IDWR's failure to recognize TFCC's water right claim 47-4376.

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 17, 2007

JESSICA FORBIS NOTARY PUBLIC STATE OF IDAHO

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

G. CERTIFICATE OF MAILING

I certify that on September 17, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

   Clerk of the District court
   Snake River Basin Adjudication
   253 Third Avenue North
   PO Box 2707
   Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

   Name: DEAN & RUTH ANN EGGLESTON
   Address: 4329 CANYONVIEW LN
   BUHL, ID 83316

3. Copies to:

   IDWR Document Depository
   PO Box 83720
   Boise, ID 83720-0098

   United States Department of Justice
   Environment & Nat'l Resources Div
   550 W Fort Street, MSC 033
   Boise, ID 83724

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

Paul L. Arrington