

RECEIVED
JUN 19 2009
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 18 2009	
By _____	Clerk
_____	Deputy Clerk

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

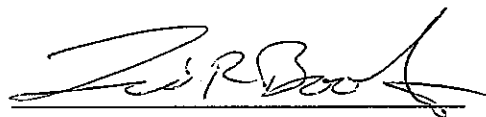
In Re SRBA) Subcase 47-04288
Case No. 39576)
ORDER TO SHOW CAUSE)

An objection was filed to the *Director's Report* for this water right claim by the Twin Falls Canal Company, asserting that the partial decree for this right should include the following remark: "The source of this right is waste water originally diverted by the Twin Falls Canal Company. The wasting of water may be discontinued at any time." A hearing was held on June 15, 2009, at which the Claimant, Avelars Dairy, (hereinafter "Claimant") failed to appear.

It is **hereby ordered** that the Claimant shall appear before this Special Master on **July 28, 2009, at 3:30 P.M.** Mountain Time, at the Snake River Basin Adjudication Courthouse, 253 3rd Avenue North, Twin Falls, Idaho, to show cause why the relief sought in the objection should not be granted. Parties may participate by telephone by dialing 225-383-1099 and when prompted entering the code 675342.

Participation in the show cause hearing is **not mandatory**. However, failure to appear will result in the Claimant being deemed to have consented to inclusion of the above-quoted remark. If the Claimant participates in the hearing a trial date will be set. Therefore the parties need not produce testimony or evidence in accordance with I.R.C.P. 6(c)(2)(B). Service of the *Order to Show Cause* shall be made in accordance with I.R.C.P. 5(b) and 6(c)(2).

Dated June 18, 2009



THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

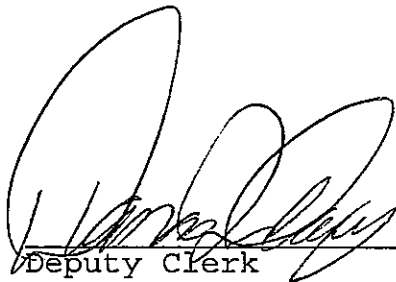
CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER TO SHOW CAUSE was mailed on June 18, 2009, with sufficient first-class postage to the following:

TWIN FALLS CANAL COMPANY
Represented by:
BARKER, ROSHOLT & SIMPSON LLP
113 MAIN AVE W, STE 303
PO BOX 485
TWIN FALLS, ID 83303-0485
Phone: 208-733-0700

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

AVELARS DAIRY
3835 N 1300 E
BUHL, ID 83316
Phone: 208-543-4441

A large, stylized handwritten signature in black ink, likely belonging to the Deputy Clerk, is written over a horizontal line.