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DEPT OF WATER RESOURCES
SOUTHERN REGION

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Attorneys for Twin Falls Canal Company

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 47-17716)
(in the name of Amalgamated Sugar Co.))
_____) **NOTICE OF PROTEST**

TWIN FALLS CANAL COMPANY (hereinafter "Protestant"), by and through their attorneys of record, BARKER ROSHOLT & SIMPSON LLP, hereby files this *Notice of Protest* to the approval of the above-numbered application for permit filed by the Amalgamated Sugar Company ("Applicant"). The initial bases for the protests are as follows:

1. The application seeks to appropriate water subject to an agreement on property entered into between the Protestant and the landowner (which may or not be the Applicant's predecessor). The agreement should be referenced as a condition regarding the water supply; and

2. The application appears to seek to appropriate water that includes return flows that are subject to recapture by the Protestant. The water right should be conditioned appropriately to reflect this point; and
3. The application violates the criteria of I.C. § 42-203A(5); and
4. For such other and further reasons as may be discovered or set forth at the hearing on this matter.

DATED this 19th day of June 2020.

BARKER ROSHOLT & SIMPSON LLP



Travis L. Thompson

Attorneys for Twin Falls Canal Company


CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of June, 2020, I served a true and correct copy of the foregoing *Notice of Joint Protest*, by electronic mail:

Candice McHugh
McHugh Bromley PLLC
380 S. Fourth St
Boise, Idaho 83702
Email: cmchugh@mchughbromley.com

Attorneys for Applicant

FOR OFFICE USE ONLY:

Fees paid: \$25.00 (total) Date: 6/19/2020
Receipt No.: S037988 By: 



Travis L. Thompson