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MAY 31 2005

Department of Water Resources
 Southern Region

FACSIMILE COVER SHEET

DATE: 5-31-05 Recipient's Fax: 136-3037RE: 45-13412 City of Mustang CLIENT TFCC/WSCCTO: Allen MerrittFROM: Travis ThompsonNUMBER OF PAGES INCLUDING THIS COVER SHEET: 3

- ☒ Original will not be sent.
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MESSAGE: Withdrawal of Posttest

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Department of Water Resources
Southern Region

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Attorneys for Twin Falls Canal Company and North Side Canal Company

BEFORE THE DEPARTMENT OF WATER RESOURCES
 OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)
 FOR AMENDMENT OF PERMIT NO.)
 45-13412(in the name of City of Murtaugh))

WITHDRAWAL OF PROTEST

TWIN FALLS CANAL COMPANY AND NORTH SIDE CANAL COMPANY
 (hereinafter "Canal Companies"), by and through their attorneys of record, BARKER
 ROSHOLT & SIMPSON LLP, hereby file this *Withdrawal of Protest* to the approval of the
 above-numbered application for amendment of permit filed by the City of Murtaugh.

The protest was mistakenly filed on the basis that the above application was seeking a
 new water right appropriation from the Eastern Snake Plain Aquifer. The Canal Companies do
 not protest the amendment of the existing held by the City of Murtaugh. The Canal Companies
 request that IDWR please return the protest fee.

WITHDRAWAL OF PROTEST (application for amendment of permit no. 45-13412)

DATED this 31st day of May 2005.

BARKER ROSHOLT & SIMPSON LLP


Travis L. Thompson

Attorneys for Twin Falls Canal Company and
North Side Canal Company

CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of May, 2005, I served a true and correct copy of the foregoing *Notice of Protest*, by depositing same in the United States mail, postage prepaid, addressed to the following:

City of Murtaugh
P.O. Box 157
Murtaugh, Idaho 83344


Travis L. Thompson