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Department of Water Resources
Southern Region

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Attorneys for Twin Falls Canal Company and Northside Canal Company

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 22-13330)
(in the name of C & B Reece LLC))
_____) **NOTICE OF PROTEST**

TWIN FALLS CANAL COMPANY AND NORTHSIDE CANAL COMPANY
(hereinafter "Canal Companies"), by and through their attorneys of record, BARKER
ROSHOLT & SIMPSON LLP, hereby file this *Notice of Protest* to the approval of the above-
numbered application for permit filed by C & B Reece LLC. The initial basis for Canal
Companies' protest is as follows:

1. The application will result in injury to the Canal Companies in that depletion will occur to the Teton River, a tributary to the Snake River that supplies the Canal Companies' water rights; and
2. The Applicant has failed to provide information that would indicate why water provided under water right no. 22-7796 is not sufficient to cover the current and proposed uses; and

NOTICE OF PROTEST (application for permit no. 22-13330)

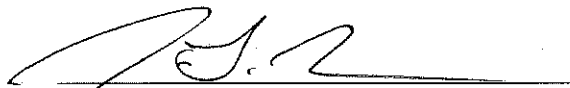
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If

3. The application does not meet the definition of "domestic" purpose or use as set forth in I.C. § 42-111; and

4. For such other and further reasons as may be discovered or set forth at the hearing on this matter.

DATED this 3rd day of January 2005.

BARKER ROSHOLT & SIMPSON LLP

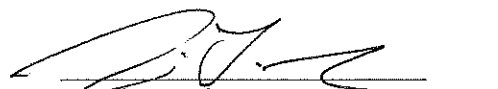

Travis L. Thompson

Attorneys for Twin Falls Canal Company and
Northside Canal Company

CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of January, 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:

C & B Reece LLC
290 W 1200 N
Felt, Idaho 83424


Travis L. Thompson