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Attorneys For The City Of Pocatello

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GOODING**

A & B IRRIGATION DISTRICT, AMERICAN )  
FALLS RESERVOIR DISTRICT #2, BURLEY )  
IRRIGATION DISTRICT, MILNER IRRIGATION )  
DISTRICT, MINIDOKA IRRIGATION DISTRICT, )  
NORTH SIDE CANAL COMPANY, and TWIN )  
FALLS CANAL COMPANY, )

Petitioners, )

vs. )

DAVID R. TUTHILL, JR., in his capacity as Director )  
of the Idaho Department of Water Resources, and THE )  
IDAHO DEPARTMENT OF WATER RESOURCES, )

Respondents. )

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IN THE MATTER OF DISTRIBUTION OF WATER )  
TO VARIOUS WATER RIGHTS HELD BY OR FOR )  
THE BENEFIT OF A&B IRRIGATION DISTRICT, )  
AMERICAN FALLS RESERVOIR DISTRICT #2, )  
BURLEY IRRIGATION DISTRICT, MILNER )  
IRRIGATION DISTRICT, MINIDOKA IRRIGATION )  
DISTRICT, NORTH SIDE CANAL COMPANY, and )  
TWIN FALLS CANAL COMPANY )

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Case No. CV-2008-0000551

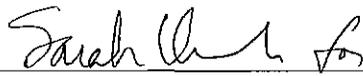
CITY OF POCATELLO'S  
OBJECTION TO THE  
AGENCY RECORD

COME NOW, CITY OF POCA TELLO, through counsel, and respectfully object, pursuant to rule 84(j) of the Idaho Rules of Civil Procedure and paragraph 6 of the Court's Procedural Order, to the agency record filed by the Idaho Department of Water Resources ("Department") in this matter. Pocatello has identified numerous pleadings and exhibits missing from the record. However, it appears that IGWA has listed as missing nearly all of the same documents Pocatello identified. Rather than burden the court with duplicative filings, Pocatello generally joins with IGWA's Objections to the Record.

Pocatello respectfully requests that the missing pleadings and exhibits identified through IGWA's Objections be made part of the record; similarly that the corrections identified through IGWA's filing be made.

Respectfully submitted, this 20<sup>th</sup> day of January, 2009.

CITY OF POCA TELLO ATTORNEY'S OFFICE  
Attorneys for the City of Pocatello

By   
A. Dean Tranmer

WHITE & JANKOWSKI, LLP  
Attorneys for the City of Pocatello

By   
Sarah A. Klahn

## CERTIFICATE OF SERVICE

I hereby certify that on this 20<sup>th</sup> day of January, 2009, I caused to be served a true and correct copy of the foregoing **City of Pocatello's Objection to the Agency Record** for **Case No. CV-2008-0000551** upon the following by the method indicated:



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