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MAY 03 2016  
DEPARTMENT OF  
WATER RESOURCES

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*Attorneys for IGWA*

**IDAHO DEPARTMENT OF WATER RESOURCES**

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

Docket No. CM-DC-2010-001

**IGWA's Notice of Mitigation**

Idaho Ground Water Appropriators, Inc. (IGWA), by and through counsel, hereby provides notice of its mitigation in response to the *Final Order Regarding April 2016 Forecast Supply (Methodology Steps 1 – 3)* (“April Order”) (“2016 April As-Applied Order”) issued April 19, 2016, in this matter.

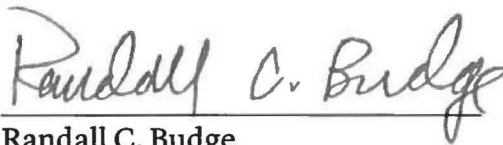
The *2016 April As-Applied Order* requires ground water users holding consumptive water rights bearing priority dates junior to February 8, 1989, to establish, to the satisfaction of the Director, that they can mitigate for their proportionate share of the predicted demand shortfall of 44,200 acre-feet to the Surface Water Coalition (SWC).

On May 2, 2016, the Director issued the *Final Order Approving Stipulated Mitigation Plan* in docket no. CM-MP-2016-001 approving the IGWA-SWC Settlement Agreement Mitigation Plan. Under Section 5 of the IGWA-SWC Settlement Agreement, “No ground water user participating in this Settlement

Agreement will be subject to a deliver call by the SWC members as long as the provisions of the Settlement Agreement are being implemented.” Notice is hereby given that the ground water users participating in the Settlement Agreement consist of the members of Aberdeen-American Falls Ground Water District, Bingham Ground Water District, Bonneville Jefferson Ground Water District, Carey Valley Ground Water District, Jefferson-Clark Ground Water District, Madison Ground Water District, Magic Valley Ground Water District, North Snake Ground Water District, and Fremont-Madison Irrigation District. A digital file listing the protected water right numbers owned by members of these Districts has been provided to IDWR Water Compliance Bureau Chief Tim Luke contemporaneous herewith. Should additional ground water users subsequently join any of these Districts, IGWA will notify Mr. Luke accordingly.

DATED this 3<sup>rd</sup> day of May, 2016.

RACINE OLSON NYE BUDGE & BAILEY,  
CHARTERED

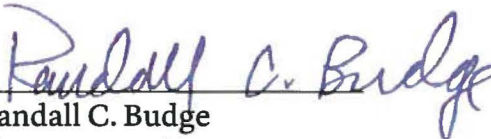
A handwritten signature in dark ink, reading "Randall C. Budge". The signature is written in a cursive style with a horizontal line underneath the name.

Randall C. Budge  
Thomas J. Budge

*Attorneys for IGWA*

## CERTIFICATE OF SERVICE

I certify that on this 3<sup>rd</sup> day of May, 2016, a true and correct copy of the foregoing was served on the following persons in the manner indicated:

  
Randall C. Budge  
Thomas J. Budge

Director Gary Spackman Idaho Department of Water Resources PO Box 83720 Boise, ID 83720-0098 <a href="mailto:Deborah.gibson@idwr.idaho.gov">Deborah.gibson@idwr.idaho.gov</a>	<table style="width: 100%; border: none;"><tr><td style="width: 30px; text-align: center;"><input checked="" type="checkbox"/></td><td>U.S. Mail</td></tr><tr><td style="text-align: center;"><input type="checkbox"/></td><td>Facsimile</td></tr><tr><td style="text-align: center;"><input type="checkbox"/></td><td>Overnight Mail</td></tr><tr><td style="text-align: center;"><input type="checkbox"/></td><td>Hand Delivery</td></tr><tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Email</td></tr></table>	<input checked="" type="checkbox"/>	U.S. Mail	<input type="checkbox"/>	Facsimile	<input type="checkbox"/>	Overnight Mail	<input type="checkbox"/>	Hand Delivery	<input checked="" type="checkbox"/>	Email
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Deputy Attorneys General Garrick L. Baxter Emmi L. Blades Idaho Department of Water Resources P.O. Box 83720 Boise, Idaho 83720-0098 Fax: 208-287-6700 <a href="mailto:garrick.baxter@idwr.idaho.gov">garrick.baxter@idwr.idaho.gov</a> <a href="mailto:emmi.blades@idwr.idaho.gov">emmi.blades@idwr.idaho.gov</a> <a href="mailto:kimi.white@idwr.idaho.gov">kimi.white@idwr.idaho.gov</a>	<table style="width: 100%; border: none;"><tr><td style="width: 30px; text-align: center;"><input type="checkbox"/></td><td>U.S. Mail</td></tr><tr><td style="text-align: center;"><input type="checkbox"/></td><td>Facsimile</td></tr><tr><td style="text-align: center;"><input type="checkbox"/></td><td>Overnight Mail</td></tr><tr><td style="text-align: center;"><input type="checkbox"/></td><td>Hand Delivery</td></tr><tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Email</td></tr></table>	<input type="checkbox"/>	U.S. Mail	<input type="checkbox"/>	Facsimile	<input type="checkbox"/>	Overnight Mail	<input type="checkbox"/>	Hand Delivery	<input checked="" type="checkbox"/>	Email
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W. Kent Fletcher Fletcher Law Office P.O. Box 248 Burley, ID 83318 <a href="mailto:wkf@pmt.org">wkf@pmt.org</a>	<table style="width: 100%; border: none;"><tr><td style="width: 30px; text-align: center;"><input type="checkbox"/></td><td>U.S. Mail</td></tr><tr><td style="text-align: center;"><input type="checkbox"/></td><td>Facsimile</td></tr><tr><td style="text-align: center;"><input type="checkbox"/></td><td>Overnight Mail</td></tr><tr><td style="text-align: center;"><input type="checkbox"/></td><td>Hand Delivery</td></tr><tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Email</td></tr></table>	<input type="checkbox"/>	U.S. Mail	<input type="checkbox"/>	Facsimile	<input type="checkbox"/>	Overnight Mail	<input type="checkbox"/>	Hand Delivery	<input checked="" type="checkbox"/>	Email
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Kathleen Marion Carr US Dept. Interior 960 Broadway Ste 400 Boise, Idaho 83706 <a href="mailto:kathleenmarion.carr@sol.doi.gov">kathleenmarion.carr@sol.doi.gov</a>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email

David W. Gehlert Natural Resources Section Environment and Natural Resources Div. U.S. Department of Justice 999 18 <sup>th</sup> St, South Terrace, Ste 370 Denver, CO 80202 <a href="mailto:david.gehlert@usdoj.gov">david.gehlert@usdoj.gov</a>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
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