

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

IN THE MATTER OF THE NORTH SNAKE)	
AND MAGIC VALLEY GROUND WATER)	CM-MP-2009-001
IRRIGATION DISTRICTS' 2009 JOINT)	
MITIGATION PLAN TO COMPENSATE)	
BLUE LAKES TROUT FARM, INC.)	
_____)	
IN THE MATTER OF THE A&B IRRIGATION)	
DISTRICT'S 2009 MITIGATION PLAN TO)	CM-MP-2009-002
COMPENSATE BLUE LAKES TROUT)	
FARM, INC.)	
)	NOTICE OF SCHEDULING
(Water Right Nos. 36-02356a, 36-07210,)	CONFERENCE
and 36-07427))	
_____)	

Separate IDAPA 37.03.11.043 mitigation plans have been submitted by the A&B Irrigation District ("A&B") and the North Snake and Magic Valley Ground Water Districts ("Ground Water Users") to mitigate for material injury to certain water rights held by Blue Lakes Trout Farm, Inc. ("Blue Lakes"). Both plans have been published and protests have been received by the Department of Water Resources ("Director" or "Department").

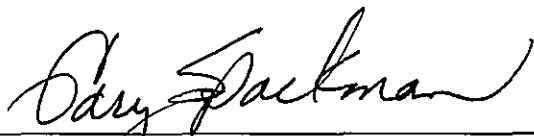
On October 21, 2009, the Department received the *Southwest and Goose Creek Irrigation District Mitigation Plan 2010 (Blue Lakes and Snake River Farm)*. Part of the plan is intended to mitigate for material injury suffered by Blue Lakes as a result of junior ground water diversions. The plan was filed in accordance with IDAPA 37.03.11.043 and will be published.

On November 24, 2009, the parties shall appear either in person or by telephone, before the Director, at the Department at 10:00 a.m. for a status and scheduling conference in the Director's conference room. If participating by telephone, please dial 713-577-1201 and provide participant code 260503. The parties must be prepared to address the following:

- (a) Present proposed prehearing schedules identifying time limits to file and hear motions, complete any authorized discovery, simply issues, hold a final prehearing conference;
- (b) Identify dates and an estimated length of time for the hearing;

- (c) Discuss whether to consolidate the A&B and Ground Water Users' mitigation plans into one proceeding;
- (d) Discuss whether to consolidate the mitigation plan filed by Southwest and Goose Creek irrigation districts with either or both the A&B and Ground Water Users' mitigation plan proceedings (recognizing that the plan has not yet been published);
- (e) Such other matters as will expedite disposition.

Dated this 2nd day of November, 2009.



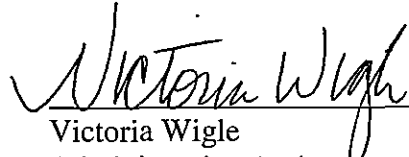
GARY SPACKMAN
Interim Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2nd day of November 2009, the above and foregoing document was served by placing a copy of the same in the United States mail, postage prepaid and properly addressed to the following:

Randall C. Budge RACINE OLSON P.O. Box 1391 Pocatello, ID 83204-1391 rbc@racinelaw.net	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email
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<p>William Parsons PARSONS SMITH & STONE 137 West 13th Street Burley, ID 83318 wparsons@pmt.org</p>	<p><input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email</p>



Victoria Wigle
Administrative Assistant to the Director
Idaho Department of Water Resources