

AFFIDAVIT of PUBLICATION

State of Idaho
County of Blaine

Pam Morris

, being the first duly sworn, deposes and says that she is the printer (publisher) of the Idaho Mountain Express, a newspaper published every week in Ketchum, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 3 day of

Dec., 20 14, and the date of the last publication was

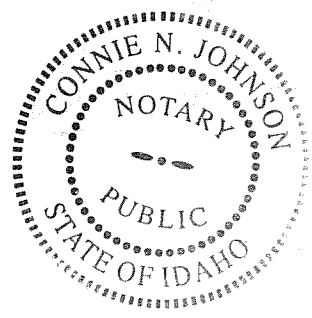
on the 10 day of Dec., 20 14

Pam Morris

Subscribed and sworn to before me this 10 day of

Dec., 20 14.

Connie N. Johnson
NOTARY PUBLIC



RECEIVED

DEC 11 2014

DEPARTMENT OF WATER RESOURCES

RESIDING AT HAILEY, IDAHO
MY COMMISSION EXPIRES ON 7/10/2018

IDAHO MOUNTAIN EXPRESS
P.O. Box 1013
Ketchum, Idaho 83340
COST OF PUBLICATION

Number of Picas per Line 11.5

Number of Lines in Notice 97

Number of Insertions 2

97 Lines tabular at 9.0 cents/pica

97 Lines straight at 89.24 8.0 cents/pica

97 Subsequent lines at 78.09 7.0 cents/pica

TOTAL COST \$ 167.33

COPY OF NOTICE

Legal Notice
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

IDWR - Boise
BILL TO

NOTICE OF SECOND MITIGATION PLAN SUBMITTED BY THE COALITION OF CITIES IN RESPONSE TO THE RANGEN, INC. WATER DELIVERY CALLS

Notice is hereby given that, on November 20, 2014, the cities of Bliss, Burley, Carey, Declo, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert, Shoshone, and Wendell ("Coalition of Cities"), through their counsel, Robert E. Williams, Williams, Meservy & Lothspeich, LLP, and Candice McHugh and Chris M. Bromley, McHugh Bromley, PLLC, submitted to the Idaho Department of Water Resources ("Department") the Coalition of Cities' Second Mitigation Plan ("Mitigation Plan"). The Department will process the Mitigation Plan pursuant to the Department's Conjunctive Management Rules (IDAPA 37.03.11).

The Mitigation Plan is intended to mitigate the Coalition of Cities' out-of-priority ground water pumping in the 2011 delivery call filed with the Department by Rangen, Inc. ("Rangen") (CM-DC-2011-004) and Rangen's 2014 delivery call (CM-DC-2014-004) for the term of the Mitigation Plan.

The Mitigation Plan may be viewed online at the following website link: <http://www.idwr.idaho.gov/News/MitigationPlan/Rangen/CoalitionofCities2nd.htm>

Rangen holds water rights for fish propagation and other uses from the Martin-Curren Tunnel which is hydrologically connected to the Eastern Snake Plain Aquifer ("ESPA"). Rangen's water rights that will benefit from the Mitigation Plan are water right numbers: 36-135B, 36-135A, 36-15501, 36-2551, and 36-7694. The Coalition of Cities holds numerous ground water rights for consumptive uses located within the ESPA. Certain of these ground water rights have priority dates junior to the priority dates of rights held by Rangen. The Coalition of Cities has proposed

2014
ENT OF
OURCES
Y, IDAHO
PIRES ON 7/10/2018

RESS
ATION
5
7
3

9.0 cents/pica
24 8.0 cents/pica
29 7.0 cents/pica
33

and Candice McHugh and Chris M. Bromley, McHugh Bromley, PLLC, submitted to the Idaho Department of Water Resources ("Department") the Coalition of Cities' Second Mitigation Plan ("Mitigation Plan"). The Department will process the Mitigation Plan pursuant to the Department's Conjunctive Management Rules (IDAPA 37.03.11).

The Mitigation Plan is intended to mitigate the Coalition of Cities' out-of-priority ground water pumping in the 2011 delivery call filed with the Department by Rangen, Inc. ("Rangen") (CM-DC-2011-004) and Rangen's 2014 delivery call (CM-DC-2014-004) for the term of the Mitigation Plan.

The Mitigation Plan may be viewed online at the following website link:

<http://www.idwr.idaho.gov/News/MitigationPlan/Rangen/CoalitionofCities2nd.htm>

Rangen holds water rights for fish propagation and other uses from the Martin-Curren Tunnel which is hydrologically connected to the Eastern Snake Plain Aquifer ("ESPA"). Rangen's water rights that will benefit from the Mitigation Plan are water right numbers: 36-135B, 36-135A, 36-15501, 36-2551, and 36-7694. The Coalition of Cities holds numerous ground water rights for consumptive uses located within the ESPA. Certain of these ground water rights have priority dates junior to the priority dates of rights held by Rangen.

The Coalition of Cities has proposed the Mitigation Plan to mitigate injury to Rangen's senior water rights caused by depletions pursuant to junior priority ground water rights held by the Coalition of Cities. The Mitigation Plan proposes:

-Managed groundwater recharge through the American Falls Reservoir District No. 2 delivery and conveyance system to an approved recharge site near Gooding, Shoshone, or Box Canyon.

-By stipulation, Rangen agrees the Mitigation Plan shall be deemed to mitigate the Coalitions of Cities' out-of-priority ground water pumping in CM-DC-2011-004 and CM-DC-2014-004 from the date of the Mitigation Plan up to and including March 31, 2016. The Mitigation Plan may be extended by agreement of the parties.

The Department has not determined the adequacy of the proposed Mitigation Plan. A complete copy of the Mitigation Plan is available for review at either the Department's State Office in Boise, the Department's Regional Office in Twin Falls, or at the website link above.

Any protest against approval of the Mitigation Plan must be filed with the Department, together with a protest fee of \$25, within ten days of the last day of publication of this notice. The protest must include a certificate of service showing that a copy of the protest has been mailed to or served on the Coalition of Cities' counsel.

Gary Spackman, Director

PUBLISH
IDAHO MOUNTAIN EXPRESS
Dec. 3 & 10, 2014