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DEPT OF WATER RESOURCES  
SOUTHERN REGION

# PROOF OF PUBLICATION

STATE OF IDAHO  
Madison and Fremont Counties

SJ 7855

KAREN MASON

being first duly sworn on oath deposes and says: that SHE was at all times herein mention a citizen of the United States of America more than 21 years of age, and the Principal Clerk of the Standard Journal, a two times a week newspaper, published in Madison and Fremont Counties Idaho and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said STANDARD JOURNAL, on the following dates, to-wit:

<u>Jan. 06</u>	<u>2017</u>	<u>Jan. _____</u>	<u>2017</u>
<u>Jan. 13</u>	<u>2017</u>	<u>Jan. _____</u>	<u>2017</u>
<u>Jan. _____</u>	<u>2017</u>	<u>Jan. _____</u>	<u>2017</u>
<u>Jan. _____</u>	<u>2017</u>	<u>Jan. _____</u>	<u>2017</u>

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice of advertisement and is a newspaper within the meaning of the laws of Idaho.

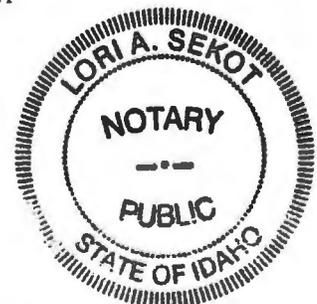
*K. Mason*

STATE OF IDAHO  
COUNTY OF Madison and Fremont

On this 13th. of Jan. in the year of 2017, before me, a Notary Public, personally appeared KAREN MASON Known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn declared that the statements therein are true, and acknowledge to me that he executed the same.

Notary of Public  
*Lori A. Sekot*  
Residing at Arimo  
My commission expires 3/3/2021

✓ AM 1/20/2017



**NOTICE OF INTERIM MITIGATION PLAN SUBMITTED BY THE CITY OF  
POCATELLO, COALITION OF CITIES, CITY OF IDAHO FALLS,  
AND SURFACE WATER COALITION**

Notice is hereby given that, on December 21, 2016, the City of Pocatello ("Pocatello"), through counsel A. Dean Tranmer, P.O. Box 4169, Pocatello, ID 83205, and Sarah A. Klahn, 511 Sixteenth Street, Ste. 500, Denver, CO 80202; the cities of Bliss, Burley, Carey, Declo, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert, Shoshone, and Wendell ("Coalition of Cities"), through counsel Chris Bromley, 380 S. 4th St., Ste. 103, Boise, ID 83702, and Robert E. Williams, P.O. Box 168, Jerome, ID 83338; the City of Idaho Falls ("Idaho Falls"), through counsel Randall D. Fife, P.O. Box 50220, Idaho Falls, ID 83405, and Robert L. Harris, P.O. Box 50130, Idaho Falls, ID 83405; and 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 (collectively the "Surface Water Coalition"), through counsel Travis L. Thompson, P.O. Box 63, Twin Falls, ID 83303-0063, and W. Kent Fletcher, P.O. Box 248, Burley, ID 83318, submitted to the Idaho Department of Water Resources ("Department;" a Joint Motion for Order Extending Settlement Between Pocatello, Coalition of Cities, Idaho Falls and Surface Water Coalition ("Interim Mitigation Plan for 2017").

On March 15, 2016, Pocatello, the Coalition of Cities, Idaho Falls, and the Surface Water Coalition ("SWC") (collectively, the "Parties") submitted to the Department an Interim Mitigation Agreement ("Interim Mitigation Plan for 2016") proposing mitigation activities the Parties agreed would "constitute full mitigation" for any injury to members of the SWC in 2016 associated with junior-priority ground water pumping by Pocatello, the Coalition of Cities, and Idaho Falls. Interim Mitigation Plan for 2016 at 2. The Interim Mitigation Plan proposed delivery of 2,600 acre-feet of storage water to the SWC and recharge activities estimated to benefit the Near Blackfoot to Neeley and Neeley to Minidoka Reaches of the Snake River. In April 2016, the Department published notice of and approved the Interim Mitigation Plan for 2016.

The Parties "desire to extend the Interim Mitigation [Plan] for 2017." Interim Mitigation Plan for 2017 at 3. The SWC "agrees to accept 2,600 acre-feet of storage water" and "to recognize a 488 acre-foot recharge benefit in 2017" attributable to recharge activities as "mitigation for any injury" to SWC members in 2017 associated with junior-priority ground water pumping by Pocatello, the Coalition of Cities, and Idaho Falls. Id.

The Department will process the Interim Mitigation Plan for 2017 pursuant to the Department's Conjunctive Management Rules (IDAPA 37.03.11). A complete copy of the Interim Mitigation Plan for 2017 is available for review at either the Department's State Office in Boise, the Department's Regional Office in Twin Falls, or at the following website link:

<http://www.idwr.idaho.gov/legal-actions/mitigation-plan-actions/SWC/Cities.html>

The Department has not determined the adequacy of the proposed Interim Mitigation Plan for 2017. Any protest against approval of the Interim Mitigation Plan for 2017 must be filed with any Department office, together with a protest fee of \$25, on or before January 23, 2017. The protest must include a certificate of service showing that a copy of the protest has been mailed to or served upon counsel for Pocatello, the Coalition of Cities, Idaho Falls, and the SWC.

Gary Spackman, Director

Published in the Idaho Mountain Express, Mountain Home News, and Power County Press on January 4th & 11th, 2017; and the Times News, Idaho Statesman, Post Register, and Idaho State Journal on January 5th & 12th, 2017; and the Rexburg Standard Journal on January 6th & 13th, 2017.

Published January 6, 13, 2017

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