



PROOF OF PUBLICATION
Idaho State Journal

RECEIVED

MAR 21 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGION

State of Idaho
Counties of Bannock and Caribou

I, Collins Crapo first being duly sworn, depose and say: That I am the Processing Clerk employed by Adams Publishing Group of the Rockies LLC, publishers of Idaho State Journal, a newspaper of general circulation, published 4 days, Tues-Wed-Friday and Saturday, at Pocatello, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Idaho State Journal and on IdahoPublicNotices.com for 2 day(s), first publication having been made on 03/12/2025 last publication having been made on 03/19/2025, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.



Subscribed and sworn to before me, on this 19th day of March, 2025



Notary Public
My commission expires:

_____ attached jurat _____

STATE OF IDAHO

ss.

COUNTIES OF BANNOCK AND CARIBOU

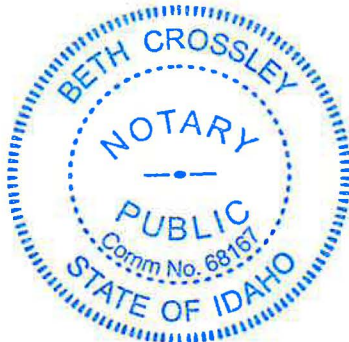
On this 19th day of March, 2025 before me, the undersigned, a Notary public for said state, personally appeared Collins Crapo, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public for APG of the Rockies
Residing: Idaho Falls, Idaho
Commission expires: 7/28/28

✓ OK DM
3/24/2025



**NOTICE OF MITIGATION PLAN SUBMITTED BY FALLS
WATER CO., INC. IN RESPONSE TO THE SURFACE
WATER COALITION WATER DELIVERY CALL**

Notice is hereby given that on November 22, 2024, Falls Water Co., Inc. ("FWC"), through its counsel, Robert Harris, PO Box 50130, Idaho Falls, ID 83405, submitted the *Falls Water Co., Inc.'s CM Rule 43 Mitigation Plan ("Plan")* to the Idaho Department of Water Resources ("Department").

The Plan is intended to satisfy the mitigation obligations of FWC for the Surface Water Coalition ("SWC") Water Delivery Call administered by the Department and watermasters of state water districts who administer ground water rights within the Eastern Snake Plain Aquifer ("ESPA"). The SWC consists of irrigation water delivery entities with senior surface water rights diverted from the Snake River above Milner Dam. The SWC members include 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. FWC is a municipal water provider that serves certain residential, commercial, and industrial properties within Bonneville and Jefferson counties, and holds ground water rights within a portion of the ESPA that are junior in priority to the SWC's senior priority Snake River water rights.

FWC seeks to model its mitigation plan and the calculation of its annual mitigation obligation to the SWC members after the approved mitigation plan filed by the Coalition of Cities and the cities of Idaho Falls and Pocatello (collectively "Cities"), assigned No. CM-MP-2019-001. FWC's annual mitigation amount will be determined by taking FWC's annual measured collective ground water pumping from the prior year and multiplying it by a ratio linked to the Cities' mitigation plan. FWC's performance will be measured on a five-year rolling average. FWC proposes four sources of mitigation water to mitigate injury to the SWC members. First, FWC asserts that it has a lease agreement with Progressive Irrigation District ("Progressive"), which "holds various contracts which entitle it to receive storage water that yields to storage space in the upper Snake River basin storage system..." FWC intends to recharge Progressive storage water at either Progressive or Idaho Water Resource Board recharge sites. Second, FWC states it "will file Applications for Temporary Approval of Water Use as provided in Idaho Code § 42-202A to opportunistically recharge water under high water conditions." Third, FWC intends to receive credit for ground water to surface water conversions or dry up of irrigated lands within the boundaries of the ESPA, or both. Fourth and finally, FWC intends to receive credit for ground water recharge performed with its municipal effluent.

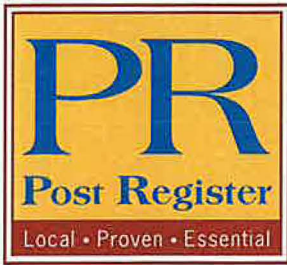
The Department will process the Plan under the Department's Conjunctive Management Rules (IDAPA 37.03.11). A complete copy of the Plan is available for review at the following website link: <https://idwr.idaho.gov/legal-actions/mitigation-plan-actions/SWC/fwc/>.

This notice does not represent analysis or approval of the proposed plan by the Department. Protests against approval of the Plan must be filed with the Department, together with a protest fee of \$25, on or before **March 31, 2025**. Rule 53 of the Department's Rules of Procedure (IDAPA 37.01.01.053) outlines how documents may be filed with the Department and when they are considered filed. A copy of the Rules of Procedure may be obtained at the following website link: <https://adminrules.idaho.gov/rules/current/37/370101.pdf>. The protest must include a certificate of service showing that a copy of the protest has been mailed or delivered personally to counsel for FWC.

Mathew Weaver
Director

Published: March 12, 19, 2025 (ISJ40251-615239)

✓ DM



PROOF OF PUBLICATION

Post Register

RECEIVED

MAR 21 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGION

State of Idaho
County of Bonneville

I, Collins Crapo first being duly sworn, depose and say: That I am the Processing Clerk employed by Adams Publishing Group of the Rockies LLC, publishers of The Post Register, a newspaper of general circulation, published 4 days, Tuesday, Wednesday, Friday and Saturday, at Idaho Falls, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register and on IdahoPublicNotices.com for 2 day(s), first publication having been made on 03/12/2025 last publication having been made on 03/19/2025, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, on this 19th day of March, 2025

Notary Public
My commission expires:

_____ attached jurat _____

STATE OF IDAHO

ss.

COUNTY OF BONNEVILLE

On this 19th day of March, 2025 before me, the undersigned, a Notary public for said state, personally appeared Collins Crapo, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for APG of the Rockies
Residing: Idaho Falls, Idaho
Commission expires: 7/28/28



✓ OK DM
3/24/2025

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WATER COALITION WATER DELIVERY CALL**

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Mathew Weaver
Director

Published: March 12, 19, 2025 (PR12622-615234)

✓ 



AFFIDAVIT of PUBLICATION

COPY OF NOTICE

Legal Notice

TITLE OF NOTICE

IDWR

BILL TO

State of Idaho
County of Blaine

Pam Morris, being first duly sworn, deposes and says that she is the 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 more than seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by the laws of the State of Idaho, and 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 12 day of March, 2025, and the date of the last publication was on the 19 day of March, 2025, and, in addition thereto, the annexed advertisement was published beginning on the 10 day of March, 2025, digitally on the website "idnewspaper.idahopublicnotices.com" as provided by Idaho Code 60-160A.

Pam Morris

PUBLISHER

Subscribed and sworn to before me this March, 2025.

19 day of

Connie N Johnson

NOTARY PUBLIC

Residing at Hailey, Idaho.

My commission expires
on 7/10/2030



COST OF PUBLICATION

Number of Picas per Line 11.5

Number of Lines in Notice 116

Number of Insertions 2

116 Lines tabular at 9.0 cents/pica

116 Lines straight at \$106.72 8.0 cents/pica

116 Subsequent lines at \$93.38 7.0 cents/pica

\$200.10

TOTAL COST

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✓ DM 3/26/2025

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

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Mathew Weaver, Director

PUBLISH
IDAHO MOUNTAIN EXPRESS
MARCH 12 & 19, 2025

✓ sm

TRIBUNE PUBLISHING COMPANY, INC

The Lewiston Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date: 03/20/2025 INVOICE NO. 200451
Account No. 446620
Description 200451 NOTICE O

**LEGAL ADVERTISING
INVOICE**

Times 2 Lines 81
Tab. lines
\$ 246.92

RECEIVED

Sold To: IDAHO DEPT OF WATER RESOURCES
650 ADDISON AVE W, STE 500
TWIN FALLS ID 83301

MAR 24 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGION

PO# Maline, Denise

NOTICE: This is a invoice of Purchase made by you. Statement will be rendered the first of the month
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

200451
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AFFIDAVIT OF PUBLICATION

S KELLAM, Legal Clerk being first duly sworn, on oath deposes and says; I am a printer and publisher of the The Lewiston Tribune and LMtribune.com, a newspaper and affiliated website of general circulation, published daily at Lewiston, Nez Perce County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; an official newspaper for Asotin County, Washington as required by R.C.W. 36.72.071 and other provisions of the Revised Code of Washington and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper, and not in a supplement thereto, as well as the websites idahopublicnotices.com and wapublicnotices.com, upon the following dates:

Digital Publication Date:

Print Publication Dates:

03/13/2025

03/20/2025

the same being the date designated for the publication of said notice.

S Kellam

On this 21 day of Mar in the year of 2025
before me, a Notary Public, personally appeared S Kellam 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 acknowledged to me that he executed the same.



Notary Public in and for the State of Idaho,
residing at Lewiston, Idaho therein.
Commission Expires 1/23/28

✓ DM 3/26/2025

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Mathew Weaver, Director

Published in the Idaho Statesman, Mountain Home News, Idaho Mountain Express, Post Register & Idaho State Journal on March 12 & 19, 2025; Times News & Lewiston Tribune on March 13 & 20, 2025; and Rexburg Standard Journal on March 14 & 21, 2025.

✓ DM

**NOTICE OF MITIGATION
PLAN**

**SUBMITTED BY FALLS
WATER CO., INC. IN RE-
SPONSE TO THE SUR-
FACE WATER
COALITION WATER
DELIVERY CALL**

Notice is hereby given that on November 22, 2024, Falls Water Co., Inc. ("FWC"), through its counsel, Robert Harris, PO Box 50130, Idaho Falls, ID 83405, submitted the Falls Water Co., Inc.'s CM Rule 43 Mitigation Plan ("Plan") to the Idaho Department of Water Resources ("Department").

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AFFIDAVIT OF PUBLICATION

County of Elmore}

} SS

State of Idaho }

I, **Reece Garner**, do solemnly swear that I am the Legal Clerk of the:

Mountain Home News

A weekly newspaper of general circulation, published once a week, in Mountain Home, Idaho, that the notice attached hereto which is a part of publication thereof; was published in said newspaper for 2 consecutive weeks, the first publication having been made on the 18 day of March, 2025, and the last publication having been made on the 19 day of March, 2025 every Wednesday issue of the paper during the period and time of publication and that the notice was published in the paper proper and not in a supplement thereof.

And I further swear that the said Mountain Home News has been continuously and uninterruptedly published in said Elmore County during the period of 52 consecutive weeks prior to the first publication of the attached notice.

The Attached notice was also posted online at IdahoPublicNotices.com on the 20 day of Mar, 2025

Reece Garner
Legal Clerk

Subscribed and sworn to me this 21st day of Mar, 2025.

Joey M. Martinez
Notary Public

Residing in Mountain Home, Elmore County, Idaho.
My commission expires **10-17-2028**.

filed with the Department and when they are considered filed. A copy of the Rules of Procedure may be obtained at the following website link: <https://adminrules.idaho.gov/rules/current/37/370101.pdf>. The protest must include a certificate of service showing that a copy of the protest has been mailed or delivered personally to counsel for FWC.

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First Publication:
March 12, 2025
Second Publication:
March 26, 2025



✓ SM
3/26/2025

RECEIVED

MAR 24 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGION

See Proof on Next Page

AFFIDAVIT OF PUBLICATION

Magic Valley Times-News
132 Fairfield ST W, Twin Falls, ID 83301
(208) 735-3253

State of Pennsylvania, County of Lancaster, ss:

I, Yuade Moore, of lawful age, being duly sworn upon oath depose and say that I am an agent of Column Software, PBC, duly appointed and authorized agent of the Publisher of Magic Valley Times-News, a newspaper printed and published at Twin Falls on Tuesday, Thursday and Saturday, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

Publication Dates:

- Mar 13, 2025
- Mar 20, 2025

Notice ID: WvKJTnZ6ZTAFRRu4CBf8

Notice Name: Legal Notice - Falls Water Co Inc

Publication Fee: \$227.25

Yuade Moore

Agent

VERIFICATION

State of Pennsylvania
County of Lancaster

Commonwealth of Pennsylvania - Notary Seal
Nicole Burkholder, Notary Public
Lancaster County
My commission expires March 30, 2027
Commission Number 1342120

Signed or attested before me on this: 03/25/2025

Nicole Burkholder

Notary Public

Notarized remotely online using communication technology via Proof.

✓ DM 3/26/2025

RECEIVED

MAR 25 2025

DEPT OF WATER RESOURCES
SOUTHERN REGION

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Mathew Weaver, Director

Published in the Idaho Statesman, Mountain Home News, Idaho Mountain Express, Post Register & Idaho State Journal on March 12 & 19, 2025; Times News & Lewiston Tribune on March 13 & 20, 2025; and Rexburg Standard Journal on March 14 & 21, 2025.

Publish: March 13, 20, 2025

COL-NV-1586

✓ DM



PROOF OF PUBLICATION Standard Journal

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MAR 26 2025

DEPT OF WATER RESOURCES
SOUTHERN REGION

State of Idaho
County of Madison & Fremont

I, Collins Crapo first being duly sworn, depose and say: That I am the Processing Clerk employed by Adams Publishing Group of the Rockies LLC, publishers of Standard Journal, a newspaper of general circulation, published 2 days, Tuesday and Friday at Rexburg, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Standard Journal and on IdahoPublicNotices.com for 2 day(s), first publication having been made on 03/14/2025 last publication having been made on 03/21/2025, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, on this 21st day of March, 2025

Notary Public
My commission expires:

_____ attached jurat _____

STATE OF IDAHO

ss.

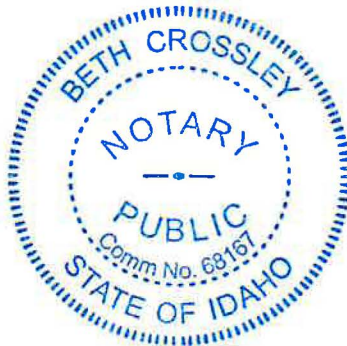
COUNTY OF MADISON & FREMONT

On this 21st day of March, 2025 before me, the undersigned, a Notary public for said state, personally appeared Collins Crapo, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public for APG of the Rockies
Residing: Idaho Falls, Idaho
Commission expires: 7/29/29



✓ DM
3/26/2025

NOTICE OF MITIGATION PLAN SUBMITTED BY FALLS WATER CO., INC. IN RESPONSE TO THE SURFACE WATER COALITION WATER DELIVERY CALL

Notice is hereby given that on November 22, 2024, Falls Water Co., Inc. ("FWC"), through its counsel, Robert Harris, PO Box 50130, Idaho Falls, ID 83405, submitted the *Falls Water Co., Inc.'s CM Rule 43 Mitigation Plan* ("Plan") to the Idaho Department of Water Resources ("Department").

The Plan is intended to satisfy the mitigation obligations of FWC for the Surface Water Coalition ("SWC") Water Delivery Call administered by the Department and watermasters of state water districts who administer ground water rights within the Eastern Snake Plain Aquifer ("ESPA"). The SWC consists of irrigation water delivery entities with senior surface water rights diverted from the Snake River above Milner Dam. The SWC members include 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. FWC is a municipal water provider that serves certain residential, commercial, and industrial properties within Bonneville and Jefferson counties, and holds ground water rights within a portion of the ESPA that are junior in priority to the SWC's senior priority Snake River water rights.

FWC seeks to model its mitigation plan and the calculation of its annual mitigation obligation to the SWC members after the approved mitigation plan filed by the Coalition of Cities and the cities of Idaho Falls and Pocatello (collectively "Cities"), assigned No. CM-MP-2019-001. FWC's annual mitigation amount will be determined by taking FWC's annual measured collective ground water pumping from the prior year and multiplying it by a ratio linked to the Cities' mitigation plan. FWC's performance will be measured on a five-year rolling average. FWC proposes four sources of mitigation water to mitigate injury to the SWC members. First, FWC asserts that it has a lease agreement with Progressive Irrigation District ("Progressive"), which "holds various contracts which entitle it to receive storage water that yields to storage space in the upper Snake River basin storage system...." FWC intends to recharge Progressive storage water at either Progressive or Idaho Water Resource Board recharge sites. Second, FWC states it "will file *Applications for Temporary Approval of Water Use* as provided in Idaho Code § 42-202A to opportunistically recharge water under high water conditions." Third, FWC intends to receive credit for ground water to surface water conversions or dry up of irrigated lands within the boundaries of the ESPA, or both. Fourth and finally, FWC intends to receive credit for ground water recharge performed with its municipal effluent.

The Department will process the Plan under the Department's Conjunctive Management Rules (IDAPA 37.03.11). A complete copy of the Plan is available for review at the following website link: <https://idwr.idaho.gov/legal-actions/mitigation-plan-actions/SWC/fwc/>.

This notice does not represent analysis or approval of the proposed plan by the Department. Protests against approval of the Plan must be filed with the Department, together with a protest fee of \$25, on or before **March 31, 2025**. Rule 53 of the Department's Rules of Procedure (IDAPA 37.01.01.053) outlines how documents may be filed with the Department and when they are considered filed. A copy of the Rules of Procedure may be obtained at the following website link: <https://adminrules.idaho.gov/rules/current/37/370101.pdf>. The protest must include a certificate of service showing that a copy of the protest has been mailed or delivered personally to counsel for FWC.

Mathew Weaver
Director

Published: March 14, 21, 2025 (SJ89279-615240)

✓ *DM*



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AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Cols	Depth
37634	642942	Print Legal Ad-IPL02214650 - IPL0221465	Falls Water Co. Mitigation	2	59 L

Attention: Denise Maline

ID Dept Water Res-South

650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

idwrpayable@idwr.idaho.gov

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MAR 27 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGION

**NOTICE OF MITIGATION PLAN
SUBMITTED BY FALLS WATER CO., INC.
IN RESPONSE TO THE SURFACE WATER COALITION
WATER DELIVERY CALL**

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IPL0221465

Mar 12, 19 2025

✓ DM 3/27/2025

Mary Castro, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

2 insertion(s) published on:

03/12/25, 03/19/25

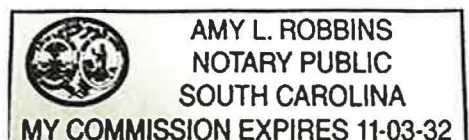
Mary Castro

(Legals Clerk)

On this 27th day of March in the year of 2025 before me, a Notary Public, personally appeared before me Mary Castro known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Amy Robbins

Notary Public in and for the state of South Carolina,
residing in Beaufort County



Extra charge for lost or duplicate affidavits.
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