

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

IN THE MATTER OF DISTRIBUTION OF WATER )	
TO WATER RIGHTS NOS. 36-04013A, 36-04013B, )	
AND 36-07148 (SNAKE RIVER FARM) )	
(Clear Springs Delivery Call) )	<b>NOTICE SETTING STATUS</b>
(Water District Nos. 130 and 140) )	<b>CONFERENCE REGARDING</b>
_____ )	<b>IGWA MITIGATION PLAN</b>

On June 12, 2008, the Idaho Ground Water Appropriators, Inc. (“IGWA”) filed a document entitled *Mitigation Plan of North Snake Ground Water District and Magic Valley Ground Water District* (“Mitigation Plan”) with the Director of the Department of Water Resources (“Director” or “Department”). The Mitigation Plan was filed in accordance with Rule 43 of the Rules for Conjunctive Management of Surface and Ground Water Resources, IDAPA 37.03.11.043. In its Mitigation Plan, IGWA states its intent to supply Clear Springs Foods, Inc. with “direct replacement water sufficient to offset the depletive effect of ground water withdrawal to satisfy the rights of diversion from the surface or ground water source under Snake River Farm’s Water Right Nos. 36-4013B and 36-07148 . . . .” *Mitigation Plan* at 1-2. “The Ground Water Districts request that the Director provide notice, in compliance with CM Rule 43.02 and to the extent determined necessary hold a hearing, although the Ground Water Districts believe the Mitigation Plan to be adequate on its face without the need for a hearing.” *Id.* at 11.

It is the Director’s conclusion that a hearing is necessary regarding the Mitigation Plan and to that end a status conference is needed to discuss the status of the Plan and identify dates for hearing.

**PLEASE TAKE NOTICE** that the Director of the Department of Water Resources has set a status and scheduling conference in this matter for **June 26, 2008, starting at 1:30 p.m. (MDT)** at the Department’s offices located at 322 E. Front Street, Boise, Idaho, in the Director’s Conference Room.

All parties to the matter must be represented at the conference in person or by telephone. If participating by telephone, please dial 713-577-1201 and provide participant code 260503.

The conference will be conducted in accordance with the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference, please advise the Department prior to the conference. Inquires for special accommodations should be directed to Victoria Wigle, Administrative

Assistant to the Director, Idaho Department of Water Resources, P.O. Box 83720, Boise, Idaho 83720-0098, telephone: (208) 287-4803, fax: (208) 287-6700.

Dated this 19<sup>th</sup> day of June, 2008.

  
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DAVID R. TUTHILL, JR.  
Director

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 19<sup>th</sup> day of June 2008, the above and foregoing, was served by the method indicated below, and addressed to the following:

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Idaho Department of Water Resources