

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET-STE# 200
TWIN FALLS ID 83301
Phone: 736-3033 Fax: 736-3037

November 4, 2009

ATTN RUBY AUFDERHEIDE, LEGALS DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS ID 83303-0548

Dear Ruby:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin, Administrative Assistant

NOTICE OF MITIGATION PLAN SUBMITTAL BY
SOUTHWEST AND GOOSE CREEK IRRIGATION DISTRICTS
IN RESPONSE TO BLUE LAKES AND SNAKE RIVER FARM
WATER DELIVERY CALLS

Notice is hereby given that on October 20, 2009, Southwest Irrigation District ("SWID"), and Goose Creek Irrigation District ("GCID"), through their counsel, Parsons, Smith and Stone, LLP, PO Box 910, Burley, ID, 83318, submitted the Southwest and Goose Creek Irrigation District Mitigation Plan 2010 ("plan" or "mitigation plan") to the Idaho Department of Water Resources ("Department"). The Department will process this plan pursuant to the Department's Conjunctive Management Rules (IDAPA 37, Title 03, Chapter 11).

SWID and GCID represent numerous landowners who hold ground water rights for irrigation uses located within Cassia and Twin Falls Counties. Certain of these ground water rights have priority dates junior to the priority dates of certain water rights from spring sources that discharge to various reaches of the Snake River. The ground water and springs are interconnected sources of water.

SWID and GCID have proposed the mitigation plan to mitigate injury to specific senior priority surface water rights that may result from depletions under junior priority ground water rights held by SWID and GCID members. The surface water rights that the plan proposes to benefit are: 36-2356A, 36-7210 and 36-7427 held by Blue Lakes Trout Farm, Inc. for use at its hatchery facility near Blue Lakes; and 36-4013A, 36-4013B, and 36-7148 held by Clear Springs Foods, Inc. for use at its hatchery facility near Clear Lakes. The plan provides for continued and new conversions of irrigated land from ground water to surface water and waste water supplies, the ongoing enrollment of ground water irrigated lands in the Conservation Reserve Enhancement Program, the ongoing voluntary curtailment of specific ground water irrigated acres under ground water rights held by SWID and GCID members, and seasonal aquifer recharge through injection of surface water to ground water wells and/or open ditches.

The Department has not determined the adequacy of the proposed plan. A complete copy of the proposed plan is available for review at either the Department's State Office in Boise, the Department's Regional Office in Twin Falls, or may be viewed online at the following website along with other related documents:

http://www.idwr.idaho.gov/News/WaterCalls/1000Spring%20Users%20Calls/blue_lakes.htm

Any protest against approval of the plan must be filed with the Department, together with a protest fee of \$25, on or before November 23, 2009. The protest must include a certificate of service showing that a copy of the protest has been mailed to or served on SWID and GCID, and their counsel.

Gary Spackman, Interim Director

Published in the Times News on 11/5 & 11/12/09.