## **BEFORE THE DEPARTMENT OF WATER RESOURCES**

## OF THE STATE OF IDAHO

IN THE MATTER OF THE NORTH SNAKE AND MAGIC VALLEY GROUND WATER IRRIGATION DISTRICTS' 2009 JOINT MITIGATION PLAN TO COMPENSATE BLUE LAKES TROUT FARM, INC.	) ) CM-MP-2009-001 ) )
IN THE MATTER OF THE A&B IRRIGATION	_)
DISTRICT'S 2009 MITIGATION PLAN TO	) <b>CM-MP-2009-002</b>
COMPENSATE BLUE LAKES TROUT	)
FARM, INC.	)
IN THE MATTER OF SOUTHWEST AND	)
GOOSECREEK IRRIGATION DISTRICT	) <b>CM-MP-2009-003</b>
MITIGATION PLAN	)
(Water Right Nos. 36-02356a, 36-07210, and 36-07427)	) NOTICE OF STATUS ) CONFERENCE )

On February 1, 2010, the Department of Water Resources ("Director" or "Department") received a *Stipulation and Joint Motion for Approval of A&B Irrigation District's Rule 43 Mitigation Plan* ("Joint Stipulation"). The mitigation plan submitted by A&B Irrigation District ("A&B") was protested by the Unit A Association ("Unit A"), Blue Lakes Trout Co., LLC ("Blue Lakes"), the North Snake and Magic Valley Ground Water Districts ("Ground Water Users"), and the City of Pocatello ("Pocatello"). The Stipulation was signed by counsel for A&B and Blue Lakes. Expedited consideration was requested.

Also on February 1, 2010, the Department received Unit A's *Motion to Strike and/or Motion in Limine Re: Testimony of Dr. Charles E. Brockway* ("Motion to Strike"). Oral argument was requested by Unit A.

On February 3, 2010, Unit A filed its *Opposition to Stipulation and Joint Motion for Approval of A&B Irrigation District's Rule 43 Mitigation Plan* ("Opposition"). Regarding the Joint Stipulation, the Department has not heard from the Ground Water Users or Pocatello. On February 11, 2010, the parties shall appear either in person or by telephone, before the Director, at the Department at 10:30 a.m. for a status conference in the Director's conference room. If participating by telephone, please dial 713-577-1201 and provide participant code 260503. The parties must be prepared to address the Joint Stipulation, Unit A's Opposition, and Unit A's Motion to Strike. The parties should also be prepared to discuss the status of the mitigation plans filed by the Ground Water Users and Southwest and Goosecreek Irrigation District.

Dated this  $\underline{44}$  day of February, 2010.

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GARY SPACKMAN Interim Director

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this  $\underline{U}^{\mu}$  day of February 2010, the above and foregoing document was served by placing a copy of the same in the United States mail, postage prepaid and properly addressed to the following:

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