

**NOTICE OF MITIGATION PLAN
SUBMITTED BY THE IDAHO
GROUND WATER APPROPRIATOR'S, INC., IN RESPONSE TO
THE SURFACE WATER COALITION WATER DELIVERY CALL**

Notice is hereby given that, on March 9, 2016, the Idaho Ground Water Appropriators, Inc. ("IGWA"), 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 of the firms Racine Olson Nye Budge & Bailey, Chtd., P.O. Box 1391, Pocatello, Idaho 83204-1391; Barker Rosholt & Simpson LLP, 195 River Vista Place, Suite 204, Twin Falls, Idaho 83301-3029; and Fletcher Law Office, P.O. Box 248, Burley, Idaho 83318, submitted to the Idaho Department of Water Resources ("Department") the Surface Water Coalition's and IGWA's Stipulated Mitigation Plan and Request for Order ("Request for Order"). Attached to the Request for Order as Exhibits B and C respectively are the Settlement Agreement Entered into June 30, 2015, Between Participating Members of the Surface Water Coalition and Participating Members of the Idaho Ground Water Appropriators, Inc. and the Addendum to Settlement Agreement (collectively the "SWC-IGWA Settlement Agreement"). Attached to the Request for Order as Exhibit D is the October 7, 2015, Agreement between A&B Irrigation District and the IGWA member who entered into the SWC-IGWA Settlement Agreement (the "A&B-IGWA Agreement"). The Surface Water Coalition and IGWA submit the SWC-IGWA Settlement Agreement and the A&B-IGWA Agreement (collectively the "Mitigation Plan") as a stipulated mitigation plan in response to the Surface Water Coalition delivery call. Request for Order at 3.

The Department will process the Mitigation Plan pursuant to the Department's Conjunctive Management Rules (IDAPA 37.03.11). The Mitigation Plan may be viewed online at the following website link: <http://www.idwr.idaho.gov/legal-actions/mitigation-plan-actions/SWC/IGWA.html#CM-MP-2016-001>

IGWA represents numerous ground water right holders whose ground water rights have priority dates junior to the priority dates of surface water rights held by the Surface Water Coalition and are subject to potential curtailment in the Surface Water Coalition delivery call. The Mitigation Plan intends to benefit senior water rights held by members of the Surface Water Coalition involved in the Surface Water Coalition delivery call.

The Mitigation Plan seeks approval of long term practices commencing 2016 including a total ground water diversion reduction of 240,000 ac-ft annually, annual delivery of 50,000 ac-ft of storage water to the Surface Water Coalition through private lease(s) of water from the Upper Snake Reservoir system, reduction in irrigation season, contributions to the State sponsored recharge program, ground water to surface water conversions and/or fallow land projects, and adaptive water management measures if benchmarks or the ground water level goal identified in the SWC-IGWA Settlement Agreement are not met. See Exhibit B at 2-5.

AFFIDAVIT OF PUBLICATION

County of Elmore } ss.
State of Idaho

I, **Brenda M. Fincher**, do solemnly swear that I am the Publisher 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 11th day of March, 2016, and the last publication having been made on the 23rd day of March, 2016; 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 78 consecutive weeks prior to the first publication of the attached notice.

Brenda M. Fincher

Publisher

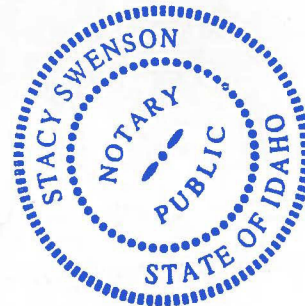
Subscribed and sworn to me this 24th day of March, 2016.

[Signature]

Notary Public

Residing in Mountain Home, Elmore County, Idaho.

My commission expires **11-17-2017**.



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**DEPARTMENT OF
WATER RESOURCES**

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**DEPT OF WATER RESOURCES
SOUTHERN REGION**

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