



**SOMACH SIMMONS & DUNN**  
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May 6, 2024

Mathew Weaver, P.E.  
Director  
Idaho Department of Water Resources  
P.O. Box 83720  
Boise ID 83720-0098  
Email: [mathew.weaver@idwr.idaho.gov](mailto:mathew.weaver@idwr.idaho.gov)

Re: Case Nos. CM-DC-2010-001 and CM-MP-2016-001

Dear Director Weaver:

At the May 3, 2024, hearing in the above referenced matters, you requested that the ground water districts subject to the 2021 Breach Order provide assurances that each had secured water adequate to satisfy the 2021 Breach Order. American Falls-Aberdeen Ground Water District (“AFA”) has entered into a lease with the Shoshone-Bannock Tribe for approximately 11,000 acre-feet of water. AFA has an obligation of roughly 2900 acre-feet under the 2021 Breach Order and would propose to use this lease with the Tribes to satisfy this requirement.

In addition, and although not specifically requested, AFA confirms again that it intends to satisfy all of its obligations under the 2016 Mitigation Plan imposed under Case No. CM-MP-2016-001, including the amounts called for under your May 3, 2024 Order setting forth specific “adaptive management” obligations for the signatory Ground Water Districts.

If you have any questions or concerns, please let me know.

Best regards,



Sarah Klahn

cc: AFA Board  
John Simpson, Travis Thompson, Kent Fletcher