NOTICE OF MITIGATION
PLAN SUBMITTED BY
JEFFERSON CLARK
GROUND WATER DISTRICT IN RESPONSE TO
THE SURFACE WATER
COALITION WATER DELIVERY CALL

Notice is hereby given that, on December 20, 2023, Jefferson Clark Ground Water District ("JCGWD"), through counsel Jerry R. Rigby, PO Box 250, Rexburg, ID 83440, and on behalf of JCGWD members, submitted the Petition for Approval of JCGWD's Storage Water Mitigation Plan for the Surface Water Coalition ("Mitigation Plan" or "Plan") to the Idaho Department of Water Resources ("Department").

The Plan is intended to satisfy the mitigation obligations of the JCGWD for the Surface Water Coalition ("SWC") Water Delivery Call administered by the Department and watermasters of state water districts who administer ground water rights within the Eastern Snake Plain Aquifer ("ESPA"). The SWC consists of irrigation water delivery entities that hold senior surface water rights diverted from the Snake River above Milner Dam. The SWC members include 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. JCGWD represents members who hold ground water rights within a portion of the ESPA that are junior in priority to the SWC's senior priority Snake River water rights.

JCGWD proposes to offset the amount of water the SWC would receive from curtailment of ground water rights held by members of JCGWD by annual delivery or assignment of storage water to the SWC members from reservoirs in the Water District 1 reservoir system. JCGWD will secure and assign storage to the SWC members according to the schedule required by the Department. Additionally, JC-GWD may implement aquifer recharge and/or curtail ground water pumping if by doing so, the net effect will be to offset all or part of the volume of water the SWC would receive by curtailment of JCGWD ground water rights.

2/5/2024

AFFIDAVIT OF PUBLICATION RECEI
County of Elmore} } ss JAN 2 9
State of Idaho }  DEPT OF WATER RESOUTHERN AL
I, Swana Stokes, do solemnly swear that I am the legal clerk 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 part of
publication thereof; was published in
print, in said newspaper for $\underline{\lambda}$
consecutive weeks, the first publication
having been made on the 17 day of
, 2024, and the last
publication having been made on the
day of 2024, in 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 a supplement thereof.
proper and not a supplement thereof.
The attached notice was also posted
online at IdahoPublicNotices.com on the
day of 2024.
I further swear that the said Mountain Home News has been continuously an
uninterruptedly published in said Elmore
County during the period of 52
consecutive weeks prior to the first
publication of the attached notice.
Legal Clerk
regai Ciei k
Subscribed and swarn to me this

And May of 2024

May Public

Residing in Mountain Home,

NOTAR Enoire County, Idaho

WBLIC My commission expires Oct. 17, 2028

The Plan proposes that if JCGWD secures and delivers less storage water to the SWC than is required to fully offset the amount of water the SWC would receive from curtailment, JCGWD members may

be subject to curtailment to make up the shortfall, unless JCGWD provides mitigation under another approved mitigation plan that fully mitigates material injury to the SWC.

The Department will process the Plan pursuant to the Department's Conjunctive Management Rules (IDAPA 37.03.11). A complete copy of the Mitigation Plan is available for review at either the Department's State Office in Boise, the Department's Regional Offices in Twin Falls and Idaho Falls, or at the following website link: https://idwr.idaho.gov/legal-actions/mitigation-plan-actions/swc/jcgwd/.

The Department has not determined the adequacy of the Mitigation Plan. Any protest against approval of the Mitigation Plan must be filed with the Department, together with a protest fee of \$25, on or before February 5, 2024. Rule 53 of the Department's Rules of Procedure (IDAPA 37.01.01.053) outlines how documents may be filed with the Department and when they are considered filed. A copy of the Rules of Procedure may be obtained from the Department upon request or at https://adminrules.idaho. gov/rules/current/37/370101. pdf. The protest must include a certificate of service showing that a copy of the protest has been mailed or delivered personally to counsel for JC-GWD.

Mathew Weaver, Director First Publication: January 17, 2024

Second Publication: January 24, 2024