



PROOF OF PUBLICATION  
Post Register

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APR 10 2020

DEPT OF WATER RESOURCES  
SOUTHERN REGION

State of Idaho  
County of Bonneville

NOTICE OF PETITION FOR  
DECLARATORY RULING  
REGARDING NEED FOR A  
WATER RIGHT TO  
DIVERT WATER UNDER  
REUSE PERMIT

Notice is hereby given that, on February 24, 2020, Riverside Irrigation District ("Riverside"), through its counsel Albert P. Barker of the firm Barker, Rosholt and Simpson LLP, PO Box 2139, Boise, ID, 83701-2139, submitted a Petition for Declaratory Ruling Regarding Need for a Water Right to Divert Water Under Reuse Permit No. M-255-01 ("Petition") to the Idaho Department of Water Resources ("Department").

The Petition may be viewed at any of the Department's offices or online at: <https://idwr.idaho.gov/legal-actions/administrative-actions/M-255-01-Nampa.html>

Riverside petitions the Department for a declaratory ruling as to the applicability of Idaho Code § 42-201(2) to Reuse Permit No. M-255-01, issued by Idaho Department of Environmental Quality to the City of Nampa ("City"). The Petition alleges that under the permit, the City intends to deliver reuse water to Pioneer Irrigation District ("Pioneer") and that Pioneer intends to deliver the reuse water to its water users. Riverside seeks a declaratory ruling that:

1) Pioneer cannot divert or accept reuse water from the City or apply the City's reuse water to land in the Pioneer boundaries under the reuse permit without first obtaining a water right.

2) Any attempt by Pioneer or the City to divert water under the permit to Pioneer without first applying for a water right is in contravention to Idaho law.

The Director has issued an order setting April 23, 2020, as the deadline to intervene in this matter. Any petition to intervene must be filed by this day to be considered timely. Petitions to intervene should comply with the Department's Rules of Procedure, IDAPA 37.01.01. A copy of the Depart-

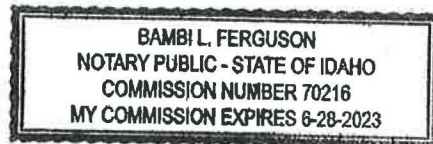
I, ~~Dawn Giannini~~, or Collins Crapo first being duly sworn, depose and say: That I am the ~~Classified Manager~~, or Processing Clerk of The Post Register, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published 5 days, Tuesday-Friday and Sunday, at Idaho Falls, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for 2, first publication having been made on 03/26/2020 last publication having been made on 04/02/2020, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

*[Signature]*

Subscribed and sworn to before me, on this 2nd day of April, 2020

*[Signature]*



Notary Public  
My commission expires:

attached jurat

STATE OF IDAHO

ss.

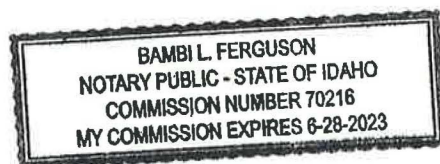
COUNTY OF BONNEVILLE

On this 2nd day of April, 2020 before me, the undersigned, a Notary public for said state, personally appeared ~~Dawn Giannini~~ or Collins Crapo, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

*[Signature]*

Notary Public for The Post Company  
Residing: Idaho Falls, Idaho  
Commission expires:



✓ *DR 4.10.2020*

ment's Rules of Procedure  
may obtained from any of the  
Department's offices or online  
at: <https://adminrules.idaho.gov/rules/current/37/370101.pdf>. A \$25.00 filing fee per person seeking to intervene must be submitted at the time of filing a petition to Intervene with the Department. See Idaho Code § 42-221.L.

Gary Spackman, Director  
Published: 3/26, 4/2, 2020  
(6889-12622)

✓ DM 4-10-2020