

The Jefferson Star  
Rigby, Idaho

# AFFIDAVIT OF PUBLICATION

State of Idaho     )  
                          ) ss  
County of Jefferson

I, Gerri McMinn of The Jefferson Star, published weekly at Rigby, Jefferson County, Idaho, do solemnly swear that the

ASCC Petition

a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for 2 consecutive issues, the first publication having been made on 03/08/2017 and the last publication having been made on 03/15/2017. Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has continuously and uninterruptedly published in said county during a period of seventy eight consecutive weeks prior to the first publication of the said notice.

Gerri McMinn

On this 15th day of March  
in the year of 2017, before me, a Notary Public,  
personally appeared

Gerri McMinn

known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Beth Crossley  
Notary Public of Idaho  
Residing at Idaho Falls  
My commission expires 7-28-22

BETH CROSSLEY  
Notary Public  
State of Idaho

RECEIVED  
MAR 27 2017

Department of Water Resources  
Eastern Region

## NOTICE OF PETITION FILED BY ABERDEEN-SPRINGFIELD CANAL COMPANY REGARD- ING DISTRIBUTION OF NATURAL FLOW BY WATER DISTRICT 01 AND INITIATION OF FORMAL PROCEEDINGS

Notice is hereby given that, on January 18, 2017, Aberdeen-Springfield Canal Company ("ASCC") submitted a letter to the Idaho Department of Water Resources ("Department") asserting there is an "inequitable distribution of natural flow in the Shelley to At Blackfoot reach of the Snake River" and demanding changes to the way Water District 01 distributes natural flow in the Shelley to At Blackfoot reach.

ASCC's letter is a petition as defined by the Department's Rule of Procedure 230. IDAPA 37.01.01.230. The petition may be found on the Department's website for this matter at <https://idwr.idaho.gov/legal-actions/administrative-actions/WD01-petition.html>.

The Director of the Department ("Director") will conduct formal proceedings to address the above-described petition in accordance with the Department's Rule of Procedure 104. IDAPA 37.01.01.104. A copy of the Rules of Procedure may be obtained from the Department or at the following website link: <https://admin.rules.idaho.gov/rules/current/37/0101.pdf>.

The Director will hold a prehearing conference on March 21, 2017, at 11:00 a.m. (MDT) at the Department's State Office, located at 322 E. Front Street, 6th Floor, Director's Conference Room, Boise, Idaho 83720. Parties and those seeking to intervene must be represented at the prehearing conference in person or by telephone. If participating by telephone, please dial 1-720-279-0026 and enter the following guest code when prompted: 321188#. The prehearing conference will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, and the Department's Rules of Procedure.

ASCC is a party to this matter. Others who want to formally participate must file petitions to intervene with the Department by March 21, 2017, in accordance with the Department's Rules of Procedure 350-352. IDAPA 37.01.01.350-352.

A staff memorandum will be prepared, disseminated to ASCC, and posted to the website for this matter by March 20, 2017. The staff memorandum will describe how Water District 01 currently distributes natural flow in the Shelley to At Blackfoot reach of the Snake River, possible alternatives Water District 01 could utilize to distribute natural flow in the Shelley to At Blackfoot reach, and potential implications associated with the alternatives.

Gary Spackman, Director  
Published in the Power County Press and Jefferson Star on March 8th & 15th, 2017; Times News, Post Register, Idaho State Journal, Morning News, Teton Valley News on March 9th & 16th, 2017; and Rexburg Standard Journal on March 10th & 17th, 2017.

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