

**NOTICE OF PETITION
FILED BY
ABERDEEN-SPRINGFIELD
CANAL COMPANY
REGARDING 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://ldwr.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://adminrules.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.

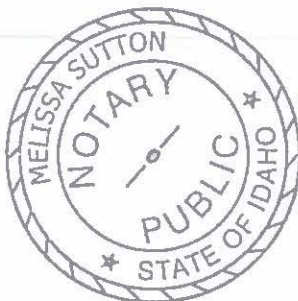
Gary Spackman, Director

**Publish: 3/9 &
3/16/2017
(1370)**

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APR 13 2017

**DEPT OF WATER RESOURCES
SOUTHERN REGION**



Legals

AFFIDAVIT OF PUBLICATION
County of Bingham)

ss

State of Idaho)

I, Sarah Warner do solemnly swear that I am the Legal Coordinator of The Morning News, which is a daily newspaper of general circulation, published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1911, approved March 11, 1911, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue of said newspaper 2 consecutive weeks the first publication having been made on the 9 day of March 2017, and the last publication having been made on the 16 day of March 2017; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Sarah Warner

On this 10 day of April, in the year of 2017, before me a Notary Public of the State, personally appeared Sarah Warner known or identified to me to be the person whose name is subscribed to the within instrument, and being by me the first duly sworn, declared that the statements therein are true, and acknowledged to me that the executed the same.

Melissa Sutton

Melissa Sutton

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:
October 27, 2020
Affidavit Processing Fee.....\$5.00

✓ OK DM 4-25-2017