

RECEIVED

MAR 31 2014



State of Idaho

DEPARTMENT OF
WATER RESOURCES

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 28, 2014

LANDMARK DEVELOPMENT PROPERTIES LLC

3894 E 200 N

RIGBY ID 83442

25-14165

3/26/14

Business Address is
incorrect. Please change
to 3865 E. 12 N. Suite 1
Targby ID. 83442

um
updated
3-31-14
jmh

RE: Notice of Potential Curtailment of Ground Water Rights in the Eastern Snake Plain
Aquifer

Dear Water Right Holder,

Brandiff Jones
- Office Manager

The purpose of this letter is to inform you that you are the water right holder of record for one or more water rights that could be subject to curtailment during the 2014 irrigation year (November 1, 2013 – October 31, 2014) as a result of the Surface Water Coalition (SWC) delivery call. The SWC delivery call applies to ground water rights that affect reaches of the Snake River in the American Falls area that are hydraulically connected to the Eastern Snake Plain Aquifer (ESPA). The Director of the Idaho Department of Water Resources (Department) is administering water rights by priority as required in the order of June 23, 2010, issued in response to the water delivery call made by members of the SWC, which includes the A&B Irrigation District, the American Falls Reservoir District #2, the Burley Irrigation District, the Milner Irrigation District, the Minidoka Irrigation District, the North Side Canal Company, and the Twin Falls Canal Company. A copy of the order can be found on the Department's website:

www.idwr.idaho.gov/News/WaterCalls/Surface%20Coalition%20Call/2010/06Jun/20100623_AmendedFinalOrder.pdf

The SWC called for delivery of their water rights under the Department's Rules for Conjunctive Management of Surface and Ground Water Resources (IDAPA 37.03.11). The call applies to ground water rights for irrigation, commercial, industrial, municipal, non-exempt domestic uses, and other consumptive uses. Non-consumptive uses and culinary in-house uses of water are not subject to curtailment under the order.

The Director is required to predict the extent of material injury reasonably likely to occur to members of the SWC during the 2014 water year as a result of depletions caused by the diversion of water under junior priority ground water rights. The Director will issue his first prediction in April 2014 following the issuance of the United States Bureau of Reclamation (USBR) and United States Army Corps of Engineers Joint Forecast of unregulated inflow volume at the Heise Gage for the period of April 1 through July 31. Depending on the forecasted runoff, the determination could result in the curtailment of consumptive ground water rights during the 2014 irrigation season.

The Department has completed preliminary curtailment predictions based on the water supply conditions presented at the Department's January Idaho Water Supply Committee by the USBR