BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF THE PROPOSED CREATION OF WATER DISTRICT NO. 2, SNAKE RIVER FROM MILNER DAM TO THE MURPHY GAGE BELOW SWAN FALLS DAM	)	NOTICE OF PUBLIC HEARING

The Director of the Idaho Department of Water Resources ("Director") is authorized to divide the state into water districts for the purpose of distributing water among appropriators under the laws of the State of Idaho. Section 42-604, Idaho Code provides authority for the Director to create, revise the boundaries of, or abolish a water district or combine two (2) or more water districts.

NOTICE IS HEREBY GIVEN, pursuant to Section 42-604, Idaho Code that the Idaho Department of Water Resources (IDWR) will conduct a public hearing regarding the proposed creation of a water district as follows:

PUBLIC HEARING FOR PROPOSED CREATION OF WATER DISTRICT No. 2

6:30 PM, February 28, 2012 at the Hampton Inn and Suites,
3175 Foothills Ave., Mountain Home, ID (next to I-84 and Highway 20 interchange)

The authority to create water districts applies to those streams, or other water sources including ground water, for which the priorities of appropriation have been adjudicated by court decree. During a water rights adjudication, Idaho Code Section 42-1417 authorizes the district court to approve interim administration of the rights by the Director if reasonably necessary to protect senior rights. The district court may permit the distribution of water pursuant to chapter 6, title 42, Idaho Code, in accordance with partial decrees entered by the court or in accordance with water rights recommended by the Director to the court (Director's Report) as may be modified by the court's order.

On September 12, 2011 the Snake River Basin Adjudication ("SRBA") District Court issued an order authorizing the Director to distribute water pursuant to chapter 6, title 42, Idaho Code, in accordance with the Director's Reports and partial decrees that have superseded the Director's Reports within Administrative Basin 2 (a copy of the order is posted on the Department's website: http://www.idwr.idaho.gov/WaterManagement/WaterDistricts/Snake_Milner-SwanFalls/default.htm)

The Director proposes to create a water district for that portion Administrative Basin 2 as shown on the attached map, and hereafter referred to as "Water District No. 2". The proposed water district shall include water rights diverted from the Snake River between Milner Dam and the Murphy Gage station located downstream of Swan Falls Dam. The new water district is required in order to properly administer the water uses and water rights within this reach of the Snake River, including the minimum in-stream flow water rights at the Murphy Gage held by the State of Idaho. The water district is also needed to facilitate the measurement and reporting of water use diversions and reservoir flows within the river reach in order to protect the minimum stream flows.

SCANNED
FEB 13 2012

Upon creation of the water district, a meeting of the holders of water rights in the district will be held in Spring, 2012 for the purpose of electing a watermaster and advisory committee. IDWR proposes that Department staff may be appointed as watermaster in 2012 at no cost to the district so that a budget will not need to be adopted during the first year of operation.

Information and testimony presented at the hearing on February 28, 2012 will create a record upon which the Director will rely to determine whether formation of the proposed water district is appropriate. It is important that holders of water rights understand the proposed action and participate in the hearing process. Jeff Peppersack, IDWR Water Allocation Bureau Chief, will serve as the hearing officer. Persons attending the hearing will be provided an opportunity to make an oral presentation regarding the proposed action. Written comments may be submitted to the hearing officer at the hearing or at any time prior to the close of the written comment period on March 9, 2012. Written comments not presented at the hearing should be sent to the Director, Department of Water Resources, PO Box 83720, Boise, Idaho, 83720-0098.

IDWR will present information at the hearing about why it is proposing creation of the water district, a time frame for district formation and operation, and proposed water measurement requirements. The hearing will be held in accordance with IDWR's Rules of Procedures (IDAPA 37.01.01). These rules may be viewed at the Idaho Department of Administration's website as follows: http://adminrules.idaho.gov/rules/current/37/0101.pdf

The hearing will be conducted in a facility that meets the accessibility requirements of the Americans with Disabilities Act. Should you require special accommodations in order to attend, participate in, or understand the hearing, please contact IDWR at least five days prior to the hearing.

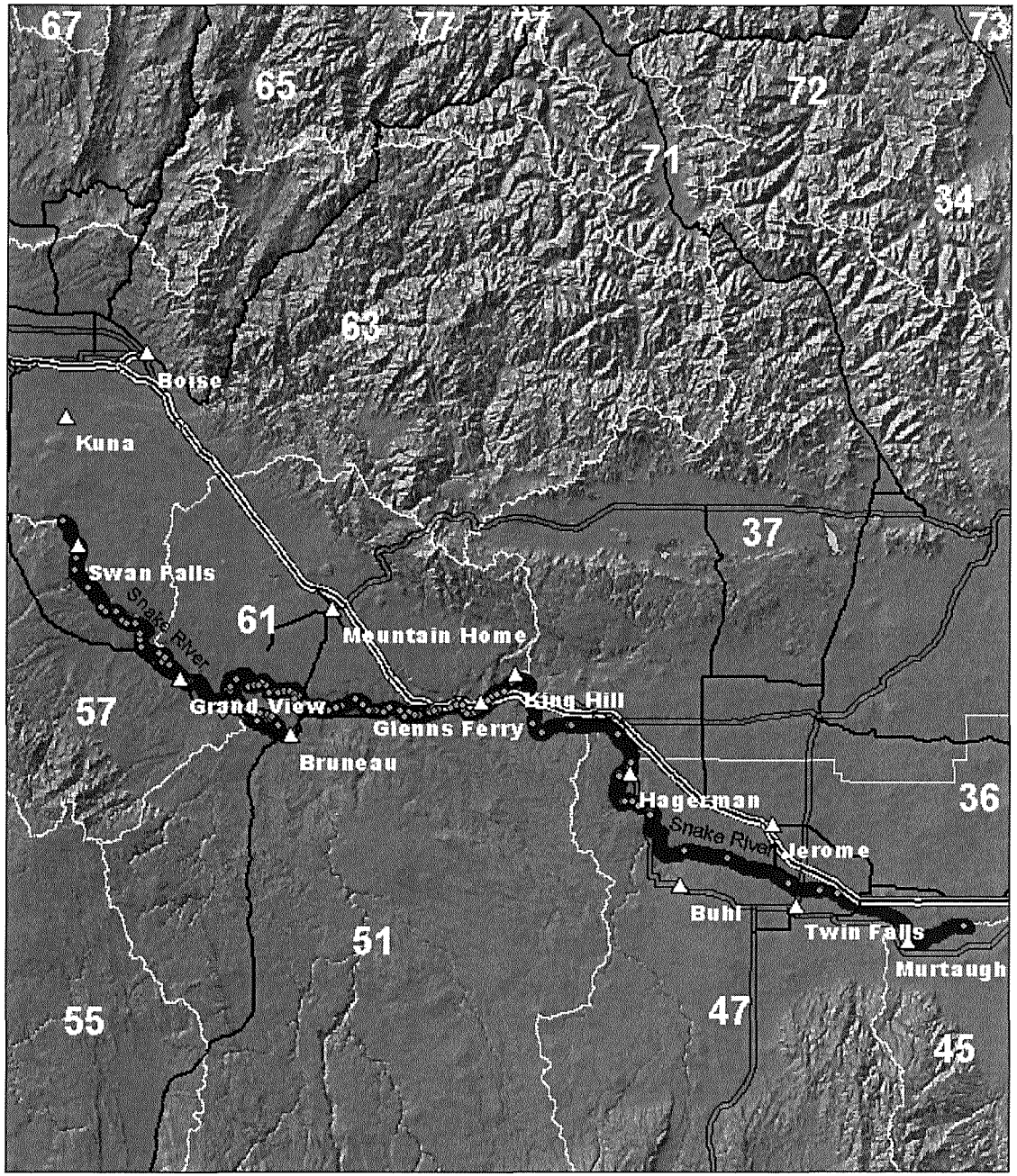
This notice of hearing has been sent to all water right holders of record from the Snake River between Milner Dam and the Murphy Gage below Swan Falls Dam except in-stream stock water rights.

If you have questions concerning this notice, please call the IDWR State Office at (208) 287-4800. You can also contact the Department's regional offices in Boise at (208)334-2190, or Twin Falls at (208)736-3033.

DATED this 10th day of February, 2012

Gary Spackman,
Interim Director

Attachment A



Proposed Water District No. 2
Snake River from Milner Dam to Murphy Gage below Swan Falls Dam

Legend

- Cities
- Diversions
- Snake River Milner to Murphy Gage
- IDWR Administrative Basins

Major Roads

- Interstate
- U.S.
- State

0 5 10 20 30 40 Miles

N W E S

CERTIFICATE OF SERVICE

I DO HEREBY CERTIFY that on this 14th day of February, 2012, the attached Notice of Public Hearing for the proposed creation of water district no. 2, Snake River from Milner Dam to the Murphy Gage below Swan Falls Dam, was served upon the following individuals by placing a copy of the same in the United States Mail.

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Technical Records Specialist
IDWR-Water Distribution Section

2+LLC
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C/O ACE BLACK
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GRAND VIEW, ID 83624

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CAROTHERS, JACKIE & TERRY
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CHURCH OF JESUS CHRIST OF LATTER
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D L EVANS BANK; YOUNG, JERRY L
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FIELD, JOHN TERRY & LESLIE
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T R INVESTMENTS; THOMAS,
CONRAD & JEREMY
PO BOX 5
HAMMETT, ID 83627

THE COLLEGE OF SO ID
FOUNDATION INC
C/O JOAN E EDWARDS
PO BOX 1238
TWIN FALLS, ID 83303

THE ORDER OF TRANQUILITY
3475 HIGHLAND DR
Salt Lake City, UT 84106

THOMPSON, PETRENA L; WILSON,
ALICE FAYE & JEROME CARTER
60 BELL RAPIDS RD
HAGERMAN, ID 83332

TINGSTROM, GRACE & S LEROY
1962 N TINGSTROM DR
KING HILL, ID 83633

TRAIL, TERRIE & WALTER
5308 E TRAIL RD
KING HILL, ID 83633

TRIANGLE DAIRY INC
PO BOX 7526
BOISE, ID 83707

UNITED WATER IDAHO INC
8248 W VICTORY RD
BOISE, ID 83709

UNRUH, CATHERINE & DAVID
32397 MUD FLAT RD
GRAND VIEW, ID 83624

UPTMOR, DOROTHY GAYLE &
ROBERT
PO BOX 560
GLENNS FERRY, ID 83623

US ECOLOGY IDAHO INC
300 E MALLARD STE 300
BOISE, ID 83706

US OF A ACTING THROUGH
USDI BLM IDAHO STATE OFC
1387 S VINNELL WAY
BOISE, ID 83709

VAN ES, DALE & JACKIE; WELLS
FARGO FINANCIAL LEASING INC
800 WALNUT ST
MAC F4031-050
DES MOINES, IA 58039

VAN ES, DALE & JACKIE; WELLS
FARGO FINANCIAL LEASING INC
8222 DESERT DR
MARSING, ID 83639

VANDER STELT, CARRI & RICHARD
1391 E 3700 N
BUHL, ID 83316

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WALTON, GEORGE & JOAN LEE
1827 GRANADA CIRCLE
TWIN FALLS, ID 83301

WEBB, BURTON & IONA
411 S LOCUST ST
TWIN FALLS, ID 83301

WEST INDIAN COVE WATER CO INC
27097 INDIAN COVE LN
HAMMETT, ID 83627

WHIPKEY, ROBERT & WANDA
1039 GRIDLEY DR
HAGERMAN, ID 83332

WHIPKEY, ROBERT & WANDA
604 S OWYHEE
BOISE, ID 83705

WHIPPLE, CHARLES & PHYLLIS
1106 NW BEAMAN ST
MOUNTAIN HOME, ID 83647

WHITE, ALVIN E; WHITE, BARBARA J
1913 ABBS ST
BOISE, ID 83705

WILSON, ALICE FAYE & JEROME CARTER
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WOLFE, JAMES D
475 S SAILOR CREEK RD
GLENS FERRY, ID 83623

WOLFE, VICTORIA & WILLIAM
PO BOX 368
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WOOTAN, NANCY L
STAR RT BOX 29A
HAMMETT, ID 83627

WORST FITZGERALD & STOVER
TIMOTHY STOVER
PO BOX 5226
TWIN FALLS, ID 83303

YARBROUGH, LUCY & WALTER
RT B BOX 216
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YOUNG, ROGER G
PO BOX 430
MOUNTAIN HOME, ID 83647

ZITO, CHRISTY & GORDON JOHN
2188 S RIMVIEW DR
HAMMETT, ID 83627