

29512 73089

1 IDAHO DEPT. OF WATER RESOURCES

WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO

County of Canyon

}
SS.
}

RECEIVED
OCT 26 2009
WATER RESOURCES
WESTERN REGION

Marissa D. McNeal
of Nampa, Canyon County, Idaho, being
first duly sworn, deposes and says:

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principle Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 times(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

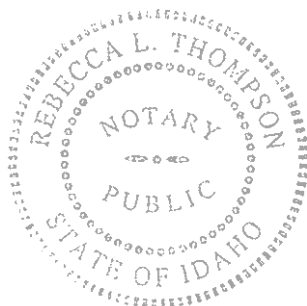
That said notice was published the following:
10/15/2009 10/22/2009

STATE OF IDAHO)
County of Canyon)

On this 22nd day of October in the year of 2009 before me a Notary Public, personally appeared. Marissa McNeal, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledge to me that he/she executed the same.

Notary Public for Idaho
Residing at Nampa

My Commission expires April 19, 2014



LEGAL NOTICE

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-33172

FRANCISCO MENDOZA
TINA MENDOZA
30748 PET LANE
PARMA, ID 83660

Point of Diversion NWNE S12 T05N R06W CANYON County Source SPRING
Use: IRRIGATION 03/01 to 11/15 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 2/18/2009
Place Of Use: IRRIGATION
T05N R06W S12 NESW
Total Acres: 10

✓ OK

63-33272

SAGE COLLINS
NICOLE COLLINS
1315 WILLIAMS LN
NAMPA, ID 83686

Point of Diversion SESE S10 T02N R02W CANYON County Source GROUND WATER
Use: HEATING 01/01 to 12/31 0.03 CFS
Total Diversion: 0.03 CFS
Date Filed: 9/22/2009
Place Of Use: HEATING
T02N R02W S10 SESE

✓ OK

PROPOSED CHANGE OF WATER RIGHT(S)

DDR Nampa LLC, c/o Tim Bruce, of 3300 Enterprise Parkway, Beachwood, OH 44122 filed Application No. 75264 to transfer a ground water rights with a 1977 priority date totaling 0.60 cfs. The purpose of the transfer is to change the point of diversion and place of use for 30 acres within a 107.6 acre permissible place of use to a well and property owned by the applicant. The new site, known as the Nampa Gateway commercial development is adjacent to I-84 on the south, just east of the Garrity Blvd. exit.

Permits will be subject to all prior water rights. For specific details regarding the application(s), please contact the Idaho Department of Water Resources (IDWR) Western Region at 208-334-2190 or visit www.idwr.idaho.gov with detail provided under "new water right applications." Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Any protest against the proposed change must be filed with the Director, IDWR Western Region, 2735 Airport Way, Boise ID 83705-5082 together with a protest fee of \$25.00 for each application on or before November 2, 2009. The protestant must also send a copy of the protest to the applicant.

✓ OK

GARY SPACKMAN, Interim Director

October 15, 22, 2009

73089

✓ DB 11/6/09