



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

April 25, 2013

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

CONSTANTINE KITSOS
9000 NE 2ND AVE
MIAMI, FL 33138

RE: Transfer No. 78547
Water Right No(s). 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001, 34-14003

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the CHALLIS MESSENGER, IDAHO STATESMAN, LEWISTON TRIBUNE, POST REGISTER, TIMES NEWS on 5/2/2013 and 5/9/2013. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Judea Jones
Administrative Assistant



State of Idaho

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Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 25, 2013

Roger Totten
Watermaster WD34
PO Box 53
Mackay, ID 83251

RE: Application for Transfer 78547

Dear Watermaster:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered during regional review. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.

Sincerely,

Judea Jones
Administrative Assistant

Enclosure(s)

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application No.: 78547

Applicant's Name: Constantine Kitsos

Watermaster's Recommendation:

- a) ☐ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as follows:

c) ☐ I oppose approval of this application for the following reasons:

d) ☐ Additional Comment:

Dated this _____ day of _____, 20____.

Water District No: 34

Watermaster's Signature

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, April 25, 2013 3:46 PM
To: 'Challis Messenger (ameans@challismessenger. com) '
Subject: Legal Notice for Your Newspaper
Attachments: Challis Messenger E-Mail.doc

Contacts: Challis Messenger

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, April 25, 2013 3:48 PM
To: 'Post Register (legalnotices@postregister.com)'
Subject: Legal Notice for Your Newspaper
Attachments: Post Register E-Mail.doc

Contacts: Post Register

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, April 25, 2013 3:49 PM
To: 'Times News (legals@magicvalley.com)'
Subject: Legal Notice for Your Newspaper
Attachments: Times News E-Mail.doc

Contacts: Times News

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, April 25, 2013 3:55 PM
To: 'ID Statesman (legals@idahostatesman.com)'
Subject: Legal Notice for Your Newspaper
Attachments: Idaho Statesman 1.RTF

Contacts: Idaho Statesman

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, April 25, 2013 3:56 PM
To: 'Lewiston Morning Tribune'
Subject: Legal Notice for Your Newspaper
Attachments: Lewiston Morning Tribune E-Mail.doc

Contacts: Lewiston Morning Tribune

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov

April 25, 2013

Legal Notice Department

Post Register

PO Box 1800

Idaho Falls ID 83403

RE: Legal Ad for your paper

Dear Staci Dockery:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and **bill to this office** before May 20, 2013. Your cooperation is appreciated.

Sincerely

Judea Jones
Administrative Assistant
Dept of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78547

CONSTANTINE KITSOS, 9000 NE 2ND AVE, MIAMI, FL 33138; has filed Application No. 78547 for changes to the following water rights within CUSTER County(s): Right No(s). 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001, 34-14003; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows:

The applicant proposes to change the point(s) of diversion and to change the place of use. The point(s) of diversion are in SESWSW Sec 8 T6N R25E from groundwater, NWSWNE Sec 33 T7N R24E from the Big Lost River, Lot 3 (NWNWSW) Sec 7 T6N R25E from Alder Creek for a combined total 12.13 cfs. The place of use is within SESW Sec 8, Sec 17, NE 1/4 Sec 18 and the NENE Sec 20 T6N R25E for 426.6 acres.

For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.

Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before 5/20/2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/2/2013 and 5/9/2013

April 25, 2013

Legal Notice Department
TIMES NEWS
PO BOX 548
TWIN FALLS ID 83303-0548

RE: Legal Ad

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before May 20, 2013. Your cooperation is appreciated.

Sincerely,

Judea Jones
Administrative Assistant
Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161

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TRANSFER NO. 78547**

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GARY SPACKMAN, Director

Published on 5/2/2013 and 5/9/2013

April 25, 2013

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Legal Ad

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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Sincerely,

Judea Jones
Administrative Assistant
Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax

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GARY SPACKMAN, Director

Published on 5/2/2013 and 5/9/2013

April 25, 2013

Legal Notice Department
LEWISTON MORNING TRIBUNE
505 C ST PO BOX 957
LEWISTON ID 83501

RE: Legal Ad

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before May 20, 2013. Your cooperation is appreciated.

Sincerely,

Judea Jones
Administrative Assistant
Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax

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GARY SPACKMAN, Director

Published on 5/2/2013 and 5/9/2013

PLEASE NOTE: CAN CONTAIN 2 OR MORE PAGES

April 25, 2013

Legal Notice Department

Challis Messenger
PO Box 405
Challis ID 83226

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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GARY SPACKMAN, Director

Published on 5/2/2013 and 5/9/2013