

STATE OF IDAHO
COUNTY OF MINIDOKA

KNOW ALL MEN BY THESE PRESENTS: THAT JOHN E. STONE AND JOYA A. STONE, HIS WIFE,
VERN HYMAS AND HAZEL HYMAS, HIS WIFE, JESS HYMAS AND LAMONA HYMAS, HIS WIFE, AND
BLAINE JONES AND BEAR LIVER JONES, HIS WIFE,
ARE THE OWNERS OF THE FOLLOWING DESCRIBED LANDS, TO WIT: LOT 5, SEC 22,

T10S, R23E, B.M. AND SAID PERSONS DO HEREBY
CERTIFY AND DECLARE THAT THEY HAVE LAID OUT AND PLATTED AS "COLONIA
RIO VISTA"

THE LAND ABOVE DESCRIBED, AND DO FURTHER
CERTIFY AND DECLARE THAT IN CONSIDERATION OF THE FILING OF SAID PLAT
BY THE COUNTY RECORDER IN AND FOR MINIDOKA COUNTY, IDAHO AND THE
ACCEPTANCE BY THE PUBLIC OF THE STREETS AS SHOWN ON SAID PLAT DO
HEREBY AND BY THESE PRESENTS GRANT, DONATE AND DEDICATE TO THE
PUBLIC, IN FEE SIMPLE, SUCH PORTIONS OF THE PLATTED PREMISES AS ARE
SET APART FOR STREETS FOR PUBLIC USE FOREVER.

IN WITNESS WHEREOF WE HAVE SET OUR HANDS THIS _____ DAY OF _____, 1959

John E. Stone *Joya A. Stone*
Vern Hyman *Hazel Hyman*
Jess Hyman *Lamona Hyman*
Blaine Jones *Bear Liver Jones*

STATE OF IDAHO
COUNTY OF MINIDOKA

ON THE _____ DAY OF _____, 1959 PERSONALLY APPEARED BEFORE ME, A NOTARY PUBLIC IN
AND FOR THE STATE OF IDAHO, THE ABOVE NAMED PERSONS, KNOWN TO ME TO BE THE PERSONS WHO EXECUTED
THE ABOVE INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY DID EXECUTE THE SAME

IN WITNESS WHEREOF I HAVE HEREUNTO SET MY HAND AND AFFIXED MY SEAL THIS _____ DAY OF _____, 1959

NOTARY PUBLIC

I HEREBY CERTIFY THAT THIS PLAT OF COLONIA RIO VISTA IS STRICTLY CONFORMABLE
TO THE FIELD NOTES OF THE SURVEY THEREOF EXECUTED UNDER MY DIRECTION.

SUBSCRIBED AND SHOWN TO BEFORE ME THIS 9TH DAY OF JULY, 1959

APPROVED BY THE VILLAGE OF HEYBURN THIS _____ DAY OF _____, 1959 NOTARY PUBLIC

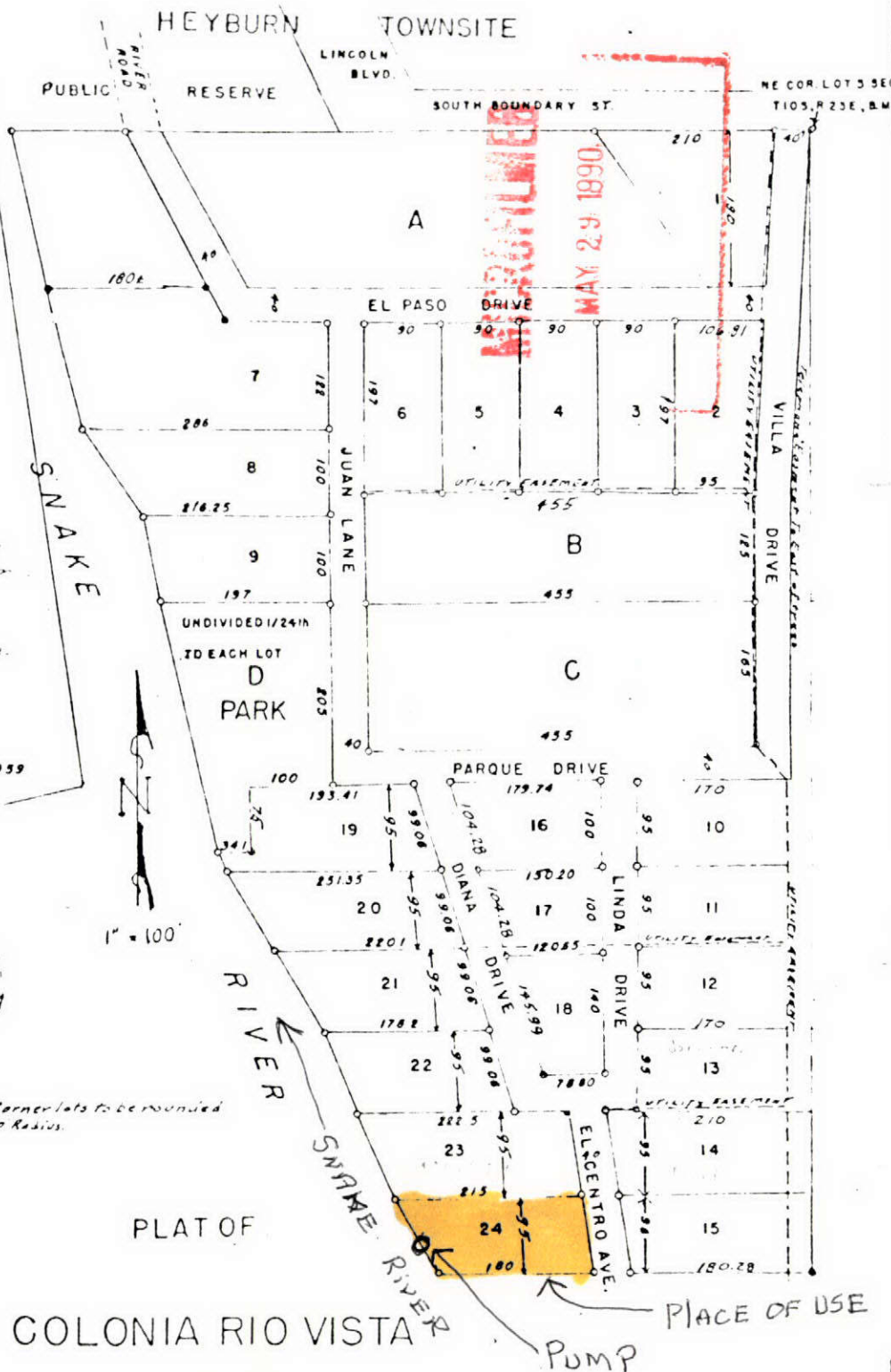
CLERK

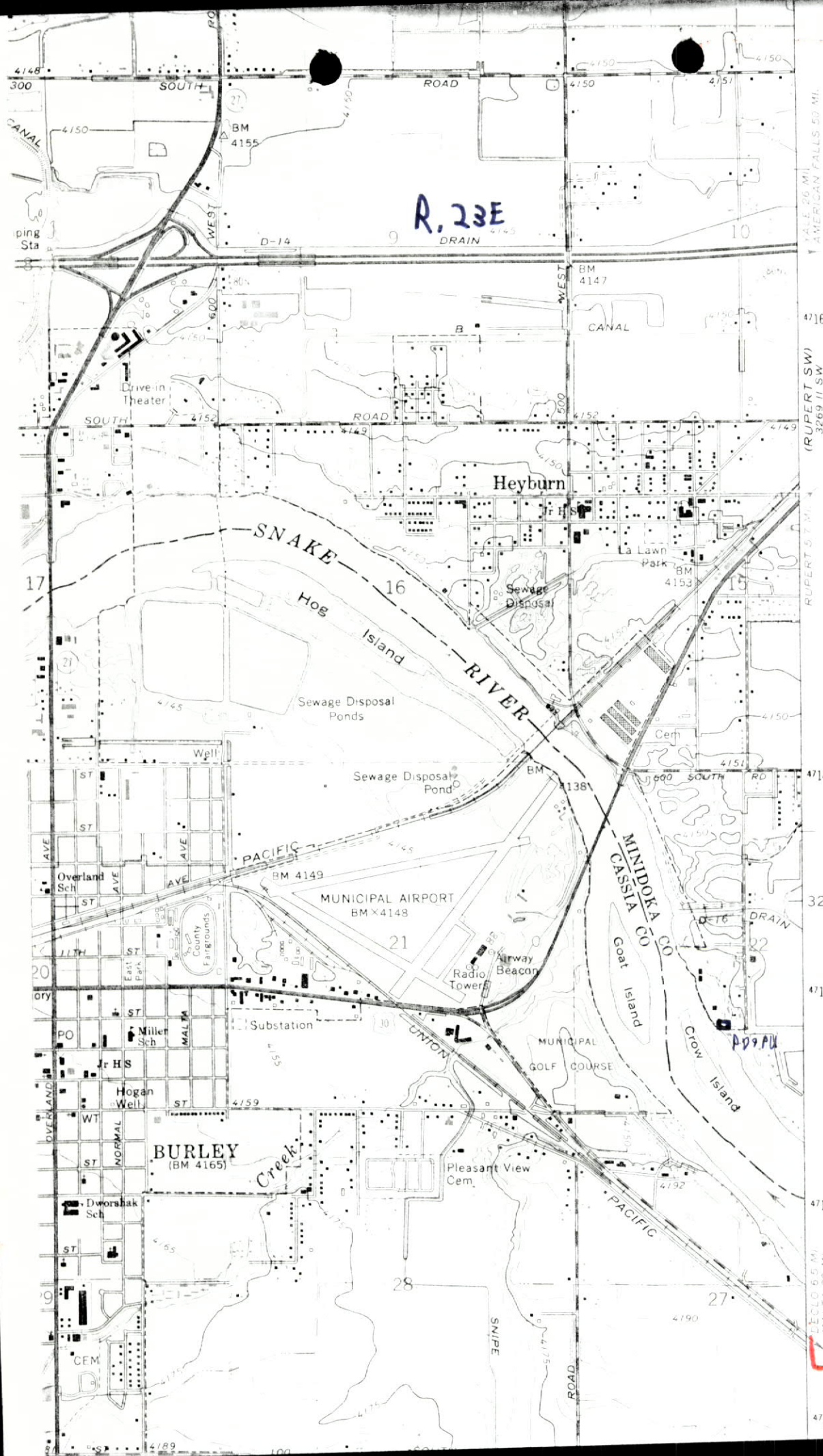
CHAIRMAN, VILLAGE BOARD

PLAT OF
COLONIA RIO VISTA

PUMP

PLACE OF USE





R. 23E
DRAIN

SCALE 2.5 MI
AMERICAN FALLS 5.0 MI
RUPERT SW
32.69 11 SW

T. 10S

MICROFILMED
MAY 29 1990

MINIDOKA COUNTY NEWS

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
) ss.
STATE OF IDAHO,)

Edward L. Mitchell, being first
duly sworn, deposes and says that he is the
editor of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News for
two consecutive weeks, commencing
with the issue dated April 13, 1983, and
ending with the issue dated April 20, 1983.

Edward L. Mitchell
Subscribed and sworn to before me this

20th day of April, 1983.

Brenda J. Norman Notary Public

Cost of Publication \$16.90

Notary Fee _____

Total Cost _____

RECEIVED

APR 22 1983

Deposited _____

*OK
may*

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following ap-
plication(s) have been submitted for permit to
appropriate the public waters of the State of
Idaho:

01-7078

COZAKOS, NICK JAMES

RT. 2, BOX 2115, HEYBURN, ID 83336

Source: SNAKE RIVER trib. to COLUMBIA
RIVER

Date Filed: 02/24/1983

Diversion Pt: LOT 05 Sec 22 T 10S R 23E

Use: IRRIGATION (0.02 CFS)

STOCKWATER (0.02 CFS)

In: LOT 05 Sec 22 T 10S R 23E for 5/8 acres

If issued, the permit(s) will be subject to
all prior water rights. Protests against the
granting of any permit must be filed with
the Director of the Idaho Department of Wa-
ter Resources, 1041 Blue Lakes Blvd. North,
Twin Falls, Idaho 83301 and received on or
before May 2, 1983.

A. KENNETH DUNN
Director

No. 83-77 - April 13 and 20, 1983.

MINIDOKA

MAY 20 1983

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVING THE MEASURING)
DEVICE REQUIREMENT FOR PERMIT NO. 01-7078) ORDER
IN THE NAME OF NICK JAMES COZAKOS)

WHEREAS, on May 16, 1990, the Department of Water Resources issued Permit No. 01-7078 in the name of Nick James Cozakos with the requirement that:

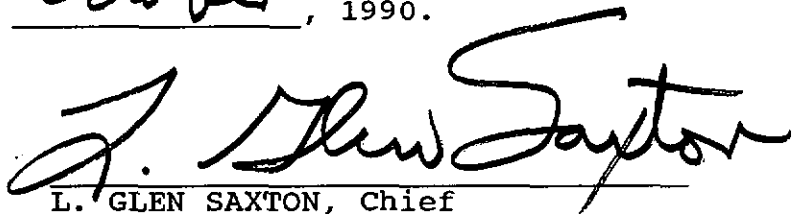
A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion prior to diversion of water under this permit.

and,

WHEREAS, the Department of Water Resources has determined that a lockable measuring device is not required at this time for a determination of the quantity of water appropriated under the permit;

NOW THEREFORE, the condition of approval on Permit No. 01-7078 requiring that a lockable measuring device be installed is hereby REMOVED.

Dated this 22nd day of October, 1990.



L. GLEN SAXTON, Chief
Water Allocation Bureau

RECORDED

DEC 07 1990

Gav

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 01-07078

Proposed Priority: February 24, 1983 Maximum Diversion Rate: 0.04 CFS

This is to certify, that NICK JAMES COZAKOS
RT. 2 BOX 2115
HEYBURN, ID 83336

has applied for a permit to appropriate water from:

SNAKE RIVER tributary of COLUMBIA RIVER

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.02 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
	Totals	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: LOT 5(NESW), Sec. 22, Township 10S, Range 23E
MINIDOKA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	23E	22	LOT 5(NESW)	1		1

Total number of acres irrigated: 1

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1991.
2. Subject to all prior water rights.
3. A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion prior to diversion of water under this permit.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. No water may be diverted under this permit until adequate supplemental water is obtained for the irrigation season when the natural flow is not available.

MICROFILMED

MAY 29 1990

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

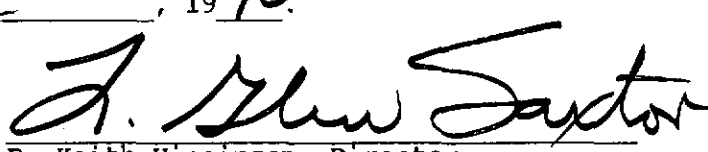
NO. 01-07078

CONDITIONS/REMARKS:

7. Use of water under this permit is subject to control by the watermaster of State Water District No. 01.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
9. Stockwater use is for 5 sheep and 2 horses.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

16th day of May, 19 90.

for 
R. Keith Higginson, Director

MICROFILMED

MAY 29 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Nick James Cozacos Phone (208) 678-3030

Post office address Route 2, Box 2115, Heyburn, ID 83336

2. Source of water supply Snake River which is a tributary of Columbia River

3. Location of point of diversion is within ~~XXXX~~ Lot 5 ¼ of Section 22 Township 10 South

Range 23 E. B.M. Minidoka County, additional points of diversion if any: _____

Lot 24 Colonia Rio Vista Book 8 of miscellaneous Page 248 Minidoka Co. Records

4. Water will be used for the following purposes:

Amount 0.02 cfs for irrigation purposes from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for stockwater purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.04 cfs cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. One pump 3/4 HP diverting from river
to sprinkler system and stock trough.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: ~~Lot 24~~ Lot 5

(1) Give the place of use of water: _____ ¼ of _____ ¼ of Section 22 Township 10 S.,

Range 23 E. B.M. See remarks for additional description.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 5 sheep, 2 horses

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

MICROFILMED

MAY 29 1990

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	23E	22					Govt. Lot 5												5/8

Total number of acres to be irrigated 5/8

c. Describe any other water rights used for the same purposes as described above.

Land has M. I. D. shares that are not delivered by the District.

9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks Place of use and point of diversion further described: Lot 24 of Colonia Rio Vista Subdivision.

Applicant proposes to apply for lease of water from water District 01 to supplement this filing.

MICROFILMED

MAY 29 1990

STATE OF IDAHO
COUNTY OF MINIDOKA

KNOW ALL MEN BY THESE PRESENTS: THAT JOHN E. STONE AND JOYA A. STONE, HIS WIFE, VERN HYMAS AND HAZEL HYMAS, HIS WIFE, JESS HYMAS AND LAMONA HYMAS, HIS WIFE, AND BLAINE JONES AND HEARL LINDEN JONES, HIS WIFE ARE THE OWNERS OF THE FOLLOWING DESCRIBED LANDS, TO WIT: LOT 5, SEC. 22,

T10S, R23E, B.M. AND SAID PERSONS DO HEREBY CERTIFY AND DECLARE THAT THEY HAVE LAID OUT AND PLATTED AS "COLONIA RIO VISTA"

THE LAND ABOVE DESCRIBED, AND DO FURTHER CERTIFY AND DECLARE THAT IN CONSIDERATION OF THE FILING OF SAID PLAT BY THE COUNTY RECORDER IN AND FOR MINIDOKA COUNTY, IDAHO AND THE ACCEPTANCE BY THE PUBLIC OF THE STREETS AS SHOWN ON SAID PLAT DO HEREBY AND BY THESE PRESENTS GRANT, DONATE AND DEDICATE TO THE PUBLIC, IN FEE SIMPLE, SUCH PORTIONS OF THE PLATTED PREMISES AS ARE SET APART FOR STREETS FOR PUBLIC USE FOREVER.

IN WITNESS WHEREOF WE HAVE SET OUR HANDS THIS _____ DAY OF _____, 1959

John E. Stone *Joya A. Stone* *Vern Hyman* *Hazel Hyman* *Jess Hyman* *Lamona Hyman* *Blaine Jones* *Hearl Linden Jones*

STATE OF IDAHO
COUNTY OF MINIDOKA

ON THE _____ DAY OF _____, 1959 PERSONALLY APPEARED BEFORE ME, A NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO, THE ABOVE NAMED PERSONS, KNOWN TO ME TO BE THE PERSONS WHO EXECUTED THE ABOVE INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY DID EXECUTE THE SAME

IN WITNESS WHEREOF I HAVE HEREUNTO SET MY HAND AND AFFIXED MY SEAL THIS _____ DAY OF _____, 1959

NOTARY PUBLIC

HEREBY CERTIFY THAT THIS PLAT OF COLONIA RIO VISTA IS STRICTLY CONFORMABLE TO THE FIELD NOTES OF THE SURVEY THEREOF EXECUTED UNDER MY DIRECTION.

SUBSCRIBED AND SWORN TO BEFORE ME THIS 9TH DAY OF JULY, 1959

APPROVED BY THE VILLAGE OF HEYBURN THIS _____ DAY OF _____, 1959 NOTARY PUBLIC

CLERK

CHAIRMAN, VILLAGE BOARD

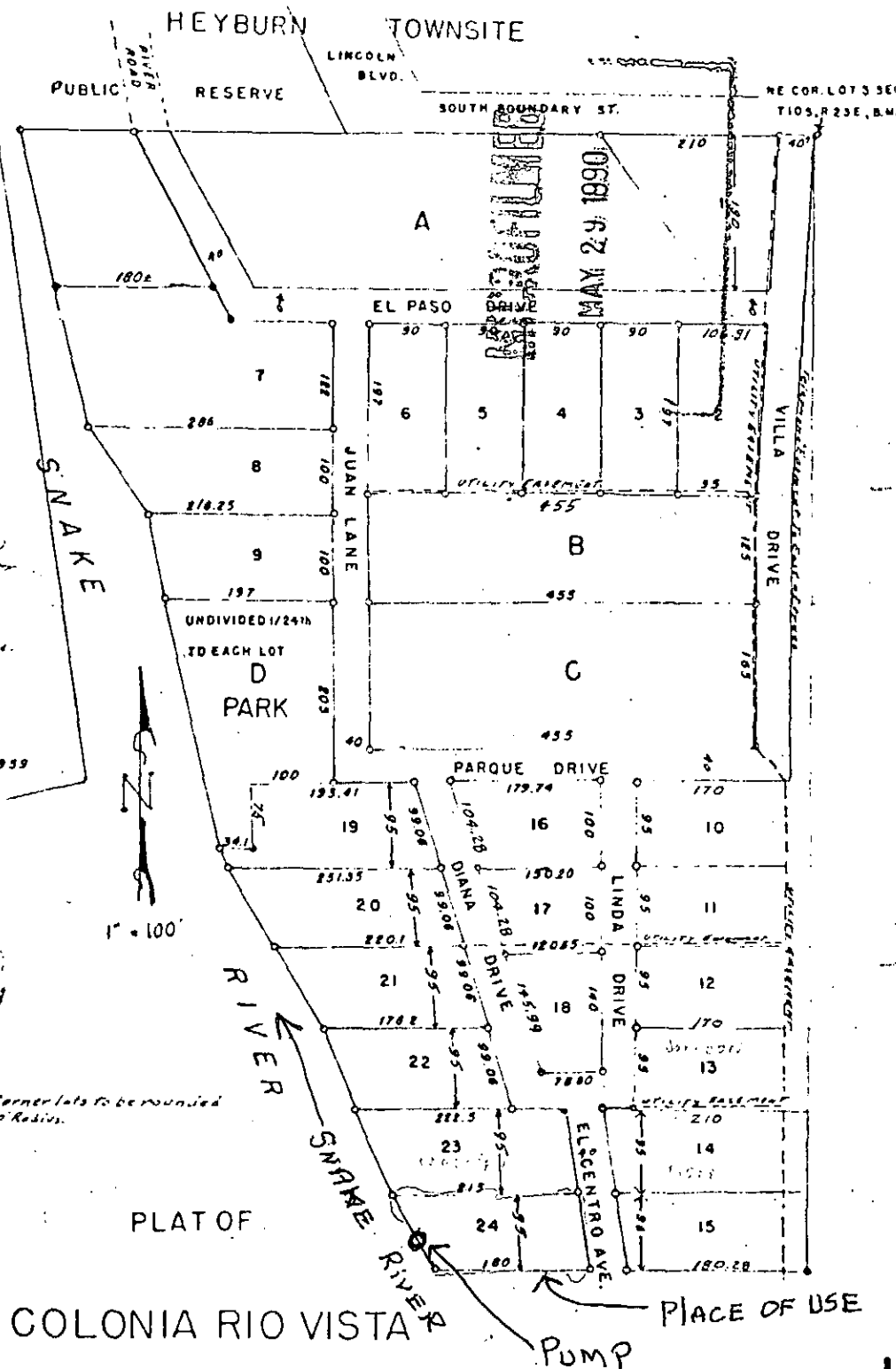
Corner lots to be rounded to Radius.

PLAT OF

COLONIA RIO VISTA

PLACE OF USE

PUMP



11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

Proposed Priority 2-24-83

Received by JS Date 2-24-83 Time 2:30 pm

Preliminary check by TB Fee \$ 30.00 # 26032

Receipted by mergo Date 2/24/83

Publication prepared by ADM Date 4/4/83

Published in minidaka County news

Publication dates 4/14 + 4/21/83

Publication approved mergo Date 4/13/83

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ADM RC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 01-7078, and said application is hereby Approved.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Use of water under this permit is subject to control by the watermaster of State Water District No.01, Snake River.

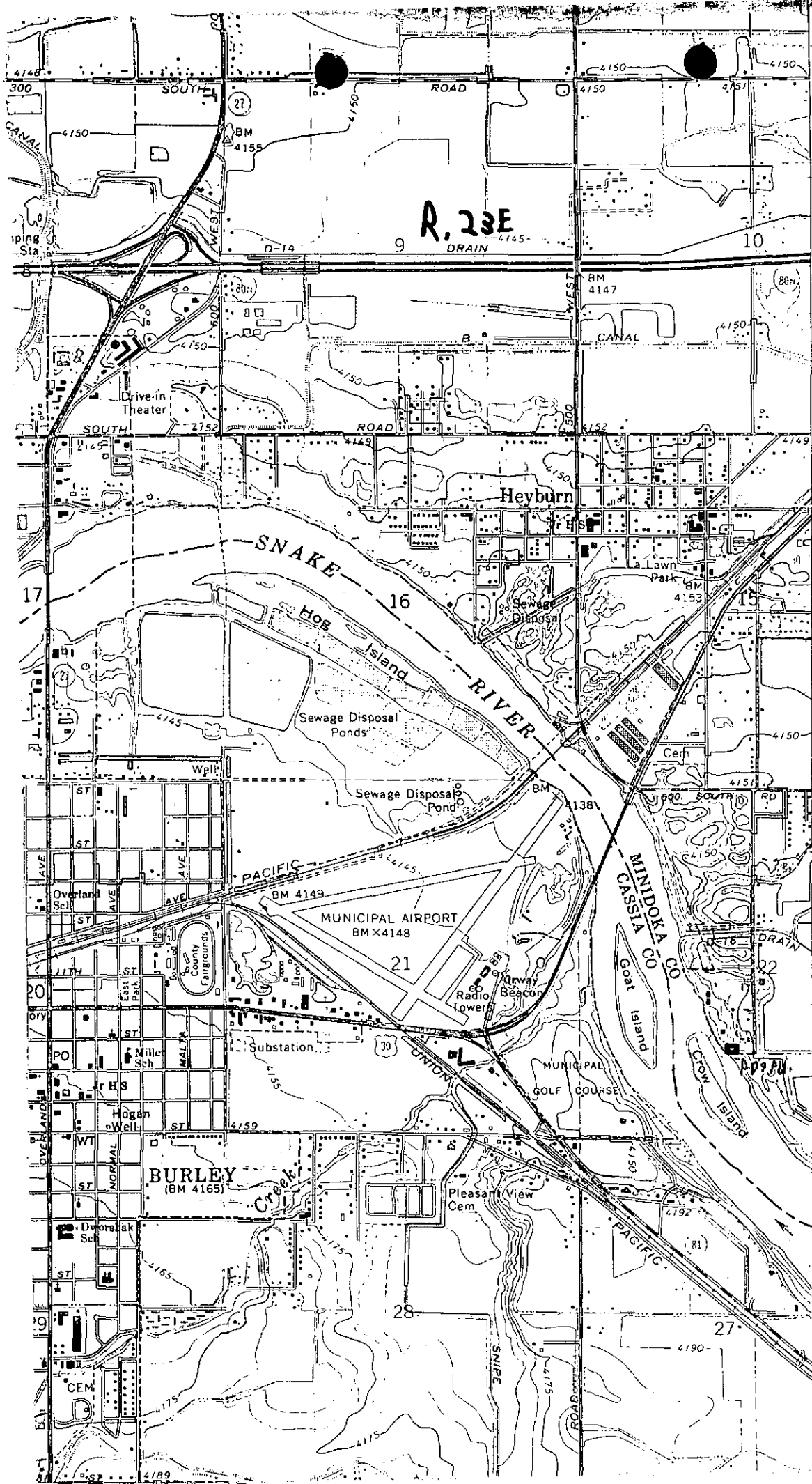
Prior to diversion of water under this permit, the permit holder must obtain adequate supplemental water for the irrigation season when the natural flow is not available.

Witness my hand this _____ day of _____

MICROFILMED

MAY 29 1990

Chief, Operations Bureau



YALE 26 MI
AMERICAN FALLS 50 MI.

4716
(RUPERT SW)
3269 II SW

RUPERT 5.7 MI.

4714

4713

4712

DECLO 6.5 MI.
MALTA 29 MI.

4711

R. 23E
DRAIN

T. 10S

MICROFILMED

MAY 29 1990

LEASE

The undersigned lessee does hereby agree to pay \$ 5.11/6.21 in consideration for the lease of 2.7 acre feet of storage water which is excess to the needs of some waterusers of Water District No. 1 for the irrigation season of 1983.

The undersigned lessee waives any claim to the water herein leased under Article XV, Section IV of the Idaho Constitution and Idaho Code §42-914, and further acknowledge:

- (1) That the use of such leased water by undersigned lessee does not constitute a dedication of the water to lessee's use;
- (2) Said lease does not constitute an abandonment or forfeiture of the right by waterusers of Water District No. 1;
- (3) That the use of leased water by lessee shall be supplemental to other water rights on Snake River held by lessee for beneficial use on the hereinafter described lands; and
- (4) The lessee hereby agrees to comply with all Federal Reclamation Laws and regulations to the extent the same are applicable to the use of this lease water.

Description of Point of Diversion:

South end of Lot 5 Sec. 22 T. 10S R. 23E

Description of lands where water will be beneficially used:

Same as above, 5/8 acre to be irrigated; also stockwater use

DATED this 24th day of February, 1983.

ATTEST:

Lessor
Watermaster, Water District No.1
As Agent for Owner of Water Right

Water District Secretary

STATE OF IDAHO)
) ss.
County of Twin Falls)

Nick James Cozakos
Lessee

On this 24th day of 6 February, 1983, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Nick James Cozakos, known

MICROFILMED

MAY 29 1990

to me to be the Watermaster of Water District No. 1, the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

NOTARY PUBLIC IN AND FOR IDAHO
Residing at: _____

ACKNOWLEDGEMENT FOR INDIVIDUAL LESSEE

STATE OF IDAHO)
) ss.
County of)

On this 24 day of February, 1983, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Nick James Corakes, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.


Laren O. Hansen
NOTARY PUBLIC IN AND FOR IDAHO
Residing at: Twin Falls, ID

ACKNOWLEDGEMENT FOR CORPORATE LESSEE

STATE OF IDAHO)
) ss.
County of)

On this ____ day of _____, 19__, before me, the undersigned, a Notary Public in and for said County and State, personally appeared _____ and _____, known to me to be the _____ of _____, the corporation that executed the foregoing instrument and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

NOTARY PUBLIC IN AND FOR IDAHO
Residing at: _____

MICROFILMED

MAY 29 1990

MINIDOKA COUNTY NEWS

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)

) ss.

STATE OF IDAHO,)

Edward L. Mitchell, being first

duly sworn, deposes and says that he is the editor

of The Minidoka County News, a weekly newspaper published at Rupert, Idaho, in the county aforesaid, and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular weekly editions of The Minidoka County News for

two consecutive weeks, commencing with the issue dated April 13, 1983, and

ending with the issue dated April 20, 1983.

Subscribed and sworn to before me this

20th day of April, 1983.

Brenda J. Norman Notary Public

Cost of Publication \$16.90

Notary Fee

Total Cost

RECEIVED

APR 27 1983

Department of State 1009
S. State Capitol Building

*OK
may*

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

01-7078

COZAKOS, NICK JAMES

RT. 2, BOX 2115, HEYBURN, ID 83336

Source: SNAKE RIVER trib. to COLUMBIA RIVER

Date Filed: 02/24/1983

Diversion Pt: LOT 05 Sec 22 T 10S R 23E

Use: IRRIGATION (0.02 CFS)

STOCKWATER (0.02 CFS)

In: LOT 05 Sec 22 T 10S R 23E for 5/8 acres

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before May 2, 1983.

A. KENNETH DUNN
Director

No. 83-77 - April 13 and 20, 1983.

MINIDOKA COUNTY

MAY 23 1983

7
NICK JAMES COZAKOS
RT. 2 BOX 2115
HEYBURN, ID 83336

November 15, 1990

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 01-07078

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

RECEIVED

DEC 07 1990

RECEIVED

STATE OF IDAHO

SEP 28 1990

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern Region Office

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. No. 01-07078 Telephone No. 678-3030

Name(s) of Permit Holder(s): NICK JAMES COZAKOS

Post Office Address: RT 2 BOX 2115 HEYBURN, ID 83336

Source of Water: SNAKE RIVER

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic _____ (No. of households) Irrigation 1 (No. of acres)
Stockwater 5 SHEEP 2 HORSES (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted .04 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: NOV 1992

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☒ No

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes ☒ No

Fee Enclosed: \$ N/A (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

AS ABOVE 678-3030
Name Telephone No.

RT 2 BOX 2115 HEYBURN, ID 83336
Address

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

DEC 67 1990

9-28-90
Date

Nick James Cozakos
Signature (and title if on behalf of a company or organization)

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 01-7078

Date: 11-7-90

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change NO If yes, prepare a data entry
☒ Proof received timely
_____ Reinstated

Source of Water:

- ☒ Surface water
_____ Groundwater
NA 1. well log in file
NA 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses
_____ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- NO Is a measuring device or access port required?
_____ Has one been installed?
_____ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

Priority Calculation:

Date proof received	<u>NA</u>	
Date proof due		
No. of days late		
Priority date		
NEW PRIORITY DATE		

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

October 24, 1990

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Nick James Cozakos
Rt. 2, Box 2115
Heyburn, ID 83336

RE: Permit No.01-7078

Dear Mr. Cozakos:

Enclosed is an order removing the condition requiring a measuring device and lockable controlling works on the above referenced permit.

If you have further questions concerning this matter, please feel free to contact this office.

Respectfully,

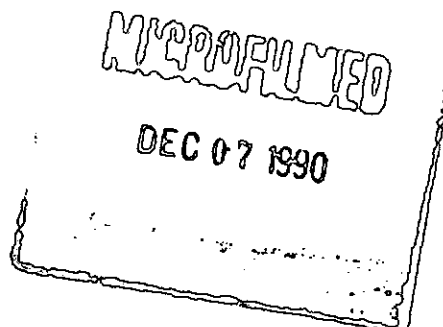
A handwritten signature in cursive script that reads "Gary Spackman".

GARY SPACKMAN, Manager
Water Right Permits Section

GS:js

Enclosure

cc: Region



State of Idaho
Department of Water Resources
Statehouse
1301 N Orchard
Boise, Idaho 83706

RECEIVED
SEP 21 1990

Attn. Mr. Gary Spackman
Re: Permit No. P0107078

Department of Water Resources

Dear Mr. Spackman,

I have reviewed permit and conditions for P0107078 and have expressed concern over condition #3, the requirement for a lockable device.

I have talked with Mr. Keith Wilson at Water District #1, at the Eastern Region and Mr. Bob Worstell, of the Southern Region. I'm reviewing the system with each of them. They both suggested I write and ask for a waiver of the condition for a lockable device.

The system is operated by a small $1\frac{1}{2}$ HP pump and motor which is disconnected and placed in storage at the time freezing occurs. Part of the lines are above ground and are also removed and stored. This system is small and the lines are 1" PVC plastic pipe.

In view of these facts I respectfully request that you waive the requirement for a lockable device, since it will not serve any reasonable purpose because the system is so small.

Sincerely,

Nick James Cozakos

Nick James Cozakos

*P.S. I have also sent a copy of this
letter to your Twin Falls Office
of Cozakos*

MAILED

DEC 67 1990

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
May 16, 1990

NICK JAMES COZAKOS
RT. 2 BOX 2115
HEYBURN, ID 83336

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P01-07078

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Be sure to note the special condition requiring you to install a lockable device that will provide the watermaster control on your diversion.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

MAY 29 1990

PROCESSING Yes No In form for advertising
Yes No Statewide advertising
Yes No Fee amount, receipt date & No. recorded on application

SEND COPIES TO Idaho Dept. of Health & Welfare U.S. BLM
Idaho Dept. of Fish & Game U.S. Forest Service
Idaho Dept. of Lands Water District
Adjudication Bureau Unit Other

FINAL REGIONAL PROCESSING REVIEW

Yes No Affidavit of publication received
Yes No Application published correctly. If not, record action taken.

Yes No Publication dates & paper, recorded on application
Yes No Protests received
Final date for protest
Yes No Protests, dates, resolution of protest, recorded on application
Yes No Recommendations attached
Yes No Measuring device required
Yes No Access port required
Yes No Will water be delivered by watermaster? If yes, what Dist. 01
Yes No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 2-24-1983
By Date

STATE OFFICE REVIEW

See below for additional information
By kw Date 5-2-90

ADDITIONAL INFORMATION

App. in Trust Area - but NON-TRUST
water per Tim



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

March 30, 1987

RE: Water Right Nos. 01-7042 & 01-7078

Kent Fletcher, Atty.
Parsons, Smith, Stone & Fletcher
137 W. 13th St.
Burley, ID 83318

Dear Mr. Fletcher:

In response to your correspondence of March 25, 1987, inquiring about the status of the above referenced water rights in the name of Nick Cozakos, we offer the following:

Right 01-7042 - This right is no longer of any force or effect. It lapsed on February 1, 1985. On May 24, 1985, Mr. Cozakos submitted a proof of beneficial use notice but it was not acceptable and the permit remains in the lapsed state. Enclosed is a copy of the last correspondence that was sent to Mr. Cozakos in regard to that permit.

Right 01-7078 - This right is still in the application stage. We have withheld final action on it because of the Swan Falls lawsuit. Mr. Cozakos was named as a defendant in the suit and, as of this time, has not been dismissed. In case you are not familiar with said lawsuit, it is named "Idaho Power Co. vs Idaho Dept. of Water Resources," Case No. 81375. We are enclosing a copy of Application 01-7078 for your records.

If you have any further questions regarding this matter, please feel free to contact our office.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:sc

Enclosures

ENCLOSURE

MAY 29 1990

PARSONS, SMITH, STONE & FLETCHER

WILLIAM A. PARSONS
RICHARD K. SMITH
RANDOLPH C. STONE
WM. KENT FLETCHER

ATTORNEYS AT LAW
137 WEST 13TH STREET
BURLEY, IDAHO 83318

March 25, 1987

RECEIVED
MAR 26 1987
910
STONE
8382

Department of Water Resources

State of Idaho
Department of Water Resources
450 West State
Boise, Idaho 83701

RE: Application for Permit - Cozacos; I.D. #01-7042, 7078

Dear Sir:

Could you please advise me of the status of the above applications? My copy of application #01-7042 indicates that it has been approved, although my client, Nick Cozacos, is uncertain as to the current status.

I do not have a copy of application #01-7078 and I am not able to determine its current status.

Your attention to this matter is appreciated.

Sincerely,

PARSONS, SMITH, STONE & FLETCHER

Kent Fletcher /brd

Kent Fletcher

KF/brd

pc: Nick Cozacos

MICROFILMED

MAY 29 1990

INTER-DEPARTMENT MEMO — 1

FROM Glen

DATE 6-14-83

TO Tim J.

SUBJECT - This app should be held until Swan Falls matter is resolved. Since a consumptive use is proposed, - Ron C. advises me the intent is to divert both natural flow & store water.

- We should put some sort of call up system into place so files like this one can be found when Swan Falls matter is resolved. Do not return file to region.  SIGNATURE

State of Idaho
Department of Water Resources

7078

APPLICATION FOR PERMIT ANALYSIS SHEET

COZAKOS, Nick James

INITIAL REVIEW BY: T.G. Blau

APPLICATION NUMBER: 01-7078

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☒ Other Watermaster 01

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. BB-78
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising. 5/2/83 ✓
☐ Yes ☒ No Final date for protests: _____
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5/25/83 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 01
☒ 2/24/83 Date of priority recommended.
☒ Special conditions of approval or cover letter. 05, 01D, 11, 26

NON-TRUST water

By: ADM

Date: 5/24/83

STATE OFFICE REVIEW:

SLW/LIB, LOI

01D 05 (01 Snake R.)

RECEIVED
JUN 1 1983

☐ See attached sheet for more information.

By: T.G. Blau

Date: 6/6/83

Department of Water Resources

not released from Swan Falls suit -
App in TRUST at 00 -

fw 1/18/85
N-1-10/85 - R.1)

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3670

April 7, 1983

Ronald Carlson
Watermaster District 01
150 Shoup Suite 15
Idaho Falls, Idaho 83401

Re: Application for Permit No. 01-7078

Dear Mr. Carlson:

Enclosed is a copy of the above referenced application for permit for your information and files.

Sincerely,

Mary A. Newby
Sec/Office Corrd

Encl:

MICROFILMED
MAY 29 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

APRIL 7, 1983

Minidoka County News
625 Fremont Avenue
Rupert, Idaho 83350

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 2, 1983.

Yours truly,

Mary A. Newby
Secretary

Encl.

RECEIVED

MAY 29 1980

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

WVA 58 1220

MICROFILMED

01-2828-

COZAKOS, NICK JAMES

RT. 2, BOX 2115, HEYBURN, ID 83336

Source: SNAKE RIVER trib. to COLUMBIA RIVER

Date Filed: 02/24/1983

Diversion Pt: LOT 05 Sec 22 T 10S R 23E

Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)

In: LOT 05 Sec 22 T 10S R 23E FOR ~~XXXXXX~~ 5/8 ACRES

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MAY 2, 1983.

A. KENNETH DUNN

Director

Published 4/14 & 4/21/83.

MICROFILMED

MAY 29 1990

IDENT. NO. 01-7078

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

Initials

Date _____

Item

ADA

4/4/83

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Keypunched by State Office

D.W.

8/23/84

p/p & p/u correction

DW OCT 2 1984 VERIFIED