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JUN 16 2017

Form No. 42-1409-2 (Internet 3/12)

IDWR / NORTH

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE COEUR D'ALENE-SPOKANE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 49576

ID Number: 95-863

Date Received: 6-16-2017

Receipt No: N/A

Amount: --- By: L.W.

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For domestic and/or stockwater purposes where
daily use is less than 13,000 gallons per day

Please type or print clearly

1. Name of claimant(s) James David Perkins & Erika Balazs Phone 509-468-1718
Mailing address 3206 W. Coonaught Dr. Spokane WA ZIP 99208
Street or Box City State
2. Date of priority (only one (1) per claim) June 24, 1949
Month/Day/Year (yyyy)
3. Source of water supply (check one) Ground Water () or Other (☒) (a) Twin Lakes
which is tributary to (b) Rathdrum Creek
4. Location of point of diversion is: Township 52 N, Range 04 W, Section 5,
1/4 of 1/4, or Govt. Lot 7, B.M., County of Kootenai
Parcel (PIN) no. 02580024005A
Additional points of diversion, if any: none
If available, GPS coordinates _____
5. Description of diverting works (wells, pumps, spring boxes, pipelines, etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.
Small electric pump in shed next to lake, 1" input & output to irrigation hose. Hoses to lawn
6. Water is claimed for the following: (Limited to domestic and/or stockwater uses. See page 1 of the instructions.)
For Domestic, 1 home purposes from 1/01 to 12/31 amount 0.04 cfs (☒) AFY ()
For _____ purposes from _____ to _____ amount _____
7. Total quantity claimed 0.04 cfs (☒) or AFY ()
8. Non-irrigation uses; describe fully (e.g. Domestic: give number of households served if single ownership; Stockwater: type and number of livestock, etc.): n/a

9. Location of place of use is: Township 52N, Range 04W, Section 5, _____ 1/4 of _____ 1/4,
or Govt. Lot 7, B.M., Parcel (PIN) no. (if different than shown in Item 4) _____
For (check one) ☒ Domestic ☐ Stock ☐ Domestic and Stock ☐

Additional places of use, if any: _____

10. In which county(ies) are lands listed above as place of use located? Kootenai

11. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is no, describe in remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None ☒

13. Remarks:

Please see attached sheet & copy of deed.

14. Basis of claim (check one) Beneficial Use ☐ Posted Notice ☐ License ☐ Permit ☐ Decree ☒

Court _____ Decree Date 4/19/1989 Plaintiff v. Defendant _____

If applicable, provide IDWR water right number 95-863

15. Signature(s)

a. By signing below, I/we acknowledge that I/we have received, read and understand the form entitled "How you will receive notices in the Coeur d'Alene-Spokane River Basin Adjudication".

b. I/We do ☐ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2 pages

For individuals:

I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of claimant(s)

Erika Balczs

Date:

6-14-17

Date:

6-13-17

James David Perkins

For organizations:

I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____,
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____,
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of authorized agent _____ Date _____

Title and organization _____

16. Notice of appearance:

Notice is hereby given that I, _____, will be acting as attorney at law of behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Addendum to Notice of Claim of Water Right in Civil Case # 49576

Claimants James David Perkins & Erika Balazs

Item 13 – Remarks

Claimants are a married couple although they do not have the same last name.

Parcel Number 02580024005A is also known as Lots 5 & 6, Blk 24 Firgrove Addition.

The claimants base their claim on Idaho Water Right Number 95-863. The IDWR records show the current owner of the water right as Albert and Christine Miller and Janet Langlois.

Claimants acquired the real property in question by purchase from Charles and Janet Langlois in April, 1995. A copy of the Warranty Deed is attached. At the time of purchase, Charles and Janet Langlois were the sole owners of the property, having acquired the remaining interest in the real property from relatives by way of gift or inheritance.

Claimants did not file a Notice of Change of Water Right Ownership at the time of purchase as they were not familiar with this practice and not advised to do so by the closing agent.

Attachment to Claim By James David Perkins
& Erika Balazs
in case # 49576

AFTER RECORDING, MAIL TO GRANTEE.
FATCO #24993/MC

STATE OF IDAHO
COUNTY OF KOOTENAI } ss
AT THE REQUEST OF

First American Title

MAY 10 10 57 AM '95

1398184

WARRANTY DEED

TOM TAGGART
S. Drawing
FEE \$ 3.00 DEPUTY

For Value Received CHARLES LANGLOIS, a married man, AND JANET LANGLOIS, a married person, who acquired title as JANET MILLER MCGUIRE,

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

JAMES D. PERKINS and ERIKA BALAZS, husband and wife

whose address is: 3206 W. CONNAUGHT, SPOKANE, WA. 99208

Hereinafter called the Grantee, the following described premises situated in Kootenai County, Idaho, to-wit:

Lots 5 and 6, Block 24, FIR GROVE, according to the plat recorded in the office of the County Recorder in Book "C" of Plats at Page 39, records of Kootenai County.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: APRIL 29, 1995


CHARLES LANGLOIS


JANET LANGLOIS

STATE OF WASHINGTON)
: ss
COUNTY OF Snohomish)



On This 29 day of April in the year 1995 before me, a Notary Public in and for said State, personally appeared CHARLES LANGLOIS AND JANET LANGLOIS, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.


Notary Public
Residing at Monroe, WA
Commission Expires 1/29/99