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79473

Ident. No. 82-12254

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

IDWR / NORTH

1. Name of applicant(s) ALBIN D. BALAZS Phone 208 926-4453
 Name connector (check one) ☐ and ☐ or ☐ and/or
 Mailing address 138 Theresa Acres Way City Clearwater
 State ID Zip 83552 Email None
 2. Source of water supply Ground Water, Spring which is a tributary of A/A SINKS
 3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
<u>31N</u>	<u>4E</u>	<u>10</u>		<u>NE</u>	<u>NE</u>	<u>NW</u>	<u>Idaho Cnty</u>	<u>SPRING</u>	

4. Water will be used for the following purposes:
 Amount 0.04 cfs for domestic purposes from JAN 1 to DEC 31 (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 5. Total quantity to be appropriated is (a) 0.04 cubic feet per second (cfs) and/or (b) _____ acre feet per year (af).
 6. Proposed diverting works:
 a. Describe type and size of devices used to divert water from the source. 500 GAL. TANK
1" Pipe Gravity Feed
 b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 11. For dams 10 feet or more in height OR reservoirs with a total storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No
 c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
 e. If well is already drilled, when? _____; drilling firm _____;
 well was drilled for (well owner) _____; Drilling Permit No. _____
 7. Description of proposed uses (if irrigation only, go to item 8):
 a. Hydropower; show total feet of head and proposed capacity in kW. _____
 b. Stockwatering; list number and kind of livestock. _____
 c. Municipal; complete and attach the Municipal Water Right Application Checklist.
 d. Domestic; show number of households 1 Home, in house use only
 e. Other; describe fully. _____

8. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
31N	4E	3												D					

Total number of acres to be irrigated: _____

9. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping?

None

10. a. Who owns the property at the point of diversion? Albin D. BALAZS
- b. Who owns the land to be irrigated or place of use? Albin D. BALAZS
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

Basic in house use

12. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Albin D. Balazs
Signature of Applicant

ALBIN D. BALAZS
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by db Date 7/15/14 Time _____ Preliminary check by _____
Fee \$ 100.00 Received by db Receipt No. NO30584 Date 7/15/14

82-12254



Legend

-  Working_POU
-  Working_POD
-  QQ
-  Taxlots

0 0.0125 0.025 0.05 Miles



NESW

NWSE 10

NESE 3

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3

SWSE 11

SESE 4

SESSE

31N04E

Albin Balazas Property
138 Theresa Acres Way
Clearwater ID 83552

Lot 8 Doves of the Valley Subdivision II

NWNE 5

NE NW

NWNE 1

10

SE NW 6

SWNE 6

SWNE

NE

SE

Source: Esri, DigitalGlobe, GeoEye, Earthstar, USDA, USGS, AEX, Getmapping,
Aerogrid, IGN, IGP, swisstopo, and the GIS User Community

27-10000

GWENDOLYN SWANSTROM
Personal Property Appraiser

320 West Main St. Room 1
Grangeville, ID 83530
Phone: (208)983-2742
Fax: (208)983-0667
gsवानstrom@idahocounty.org

S-1802
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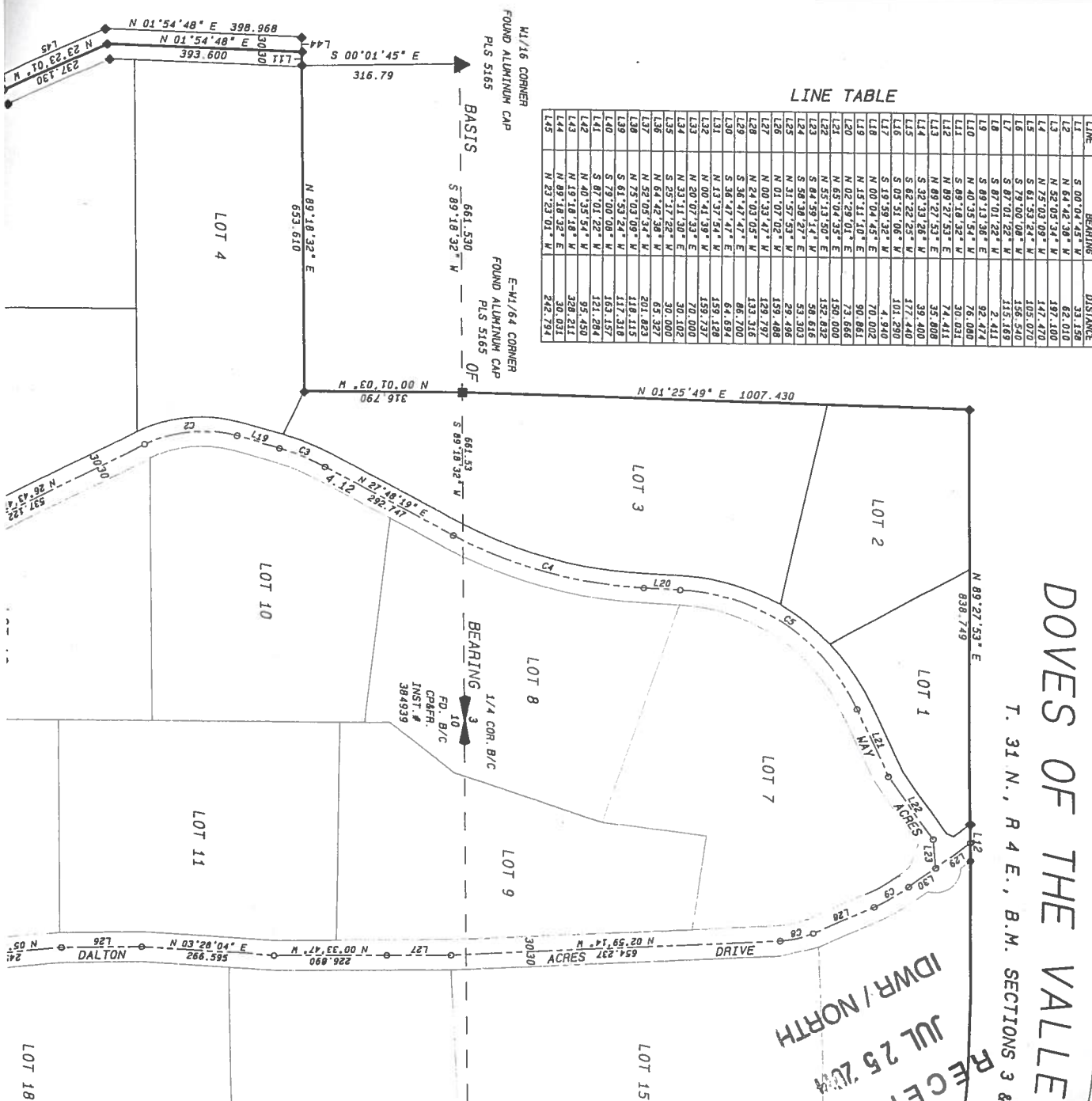
Township

T31N4E

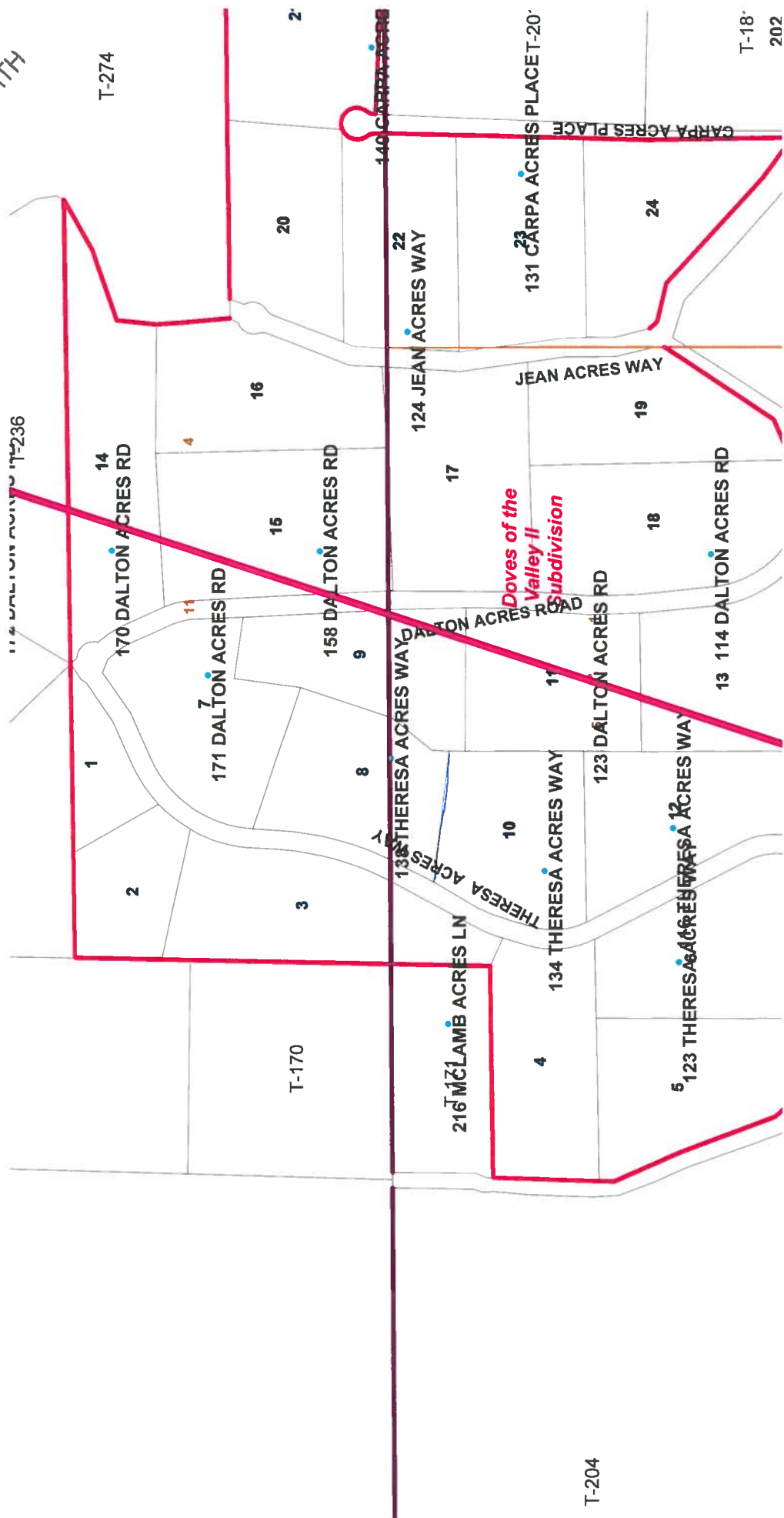
Sec 3.10

HEY II SUB
104

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S 00° 14' 43" N	31.156
L2	N 65° 42' 58" W	68.010
L3	N 25° 03' 08" W	141.101
L4	N 63° 13' 32" W	141.720
L5	S 61° 53' 32" W	105.070
L6	S 79° 00' 06" W	156.540
L7	S 67° 01' 22" W	113.169
L8	S 87° 01' 22" W	2.411
L9	S 69° 13' 56" E	92.472
L10	N 40° 35' 54" E	76.080
L11	S 69° 16' 32" W	30.031
L12	S 69° 27' 52" E	74.411
L13	N 69° 27' 52" E	33.808
L14	S 32° 33' 58" E	39.400
L15	S 62° 52' 25" W	117.480
L16	S 05° 51' 06" W	101.290
L17	S 13° 59' 32" W	9.940
L18	N 00° 04' 45" E	70.002
L19	N 31° 11' 10" E	90.861
L20	N 02° 29' 01" E	79.666
L21	N 65° 03' 35" E	150.000
L22	N 55° 13' 50" E	152.832
L23	S 64° 59' 18" E	58.616
L24	N 31° 52' 53" E	55.503
L25	N 31° 52' 53" E	159.797
L26	N 01° 02' 02" E	159.488
L27	N 00° 13' 47" W	129.720
L28	N 54° 03' 05" W	131.316
L29	S 36° 47' 47" E	66.700
L30	S 36° 47' 47" E	64.694
L31	N 13° 34' 19" W	159.168
L32	N 00° 07' 33" E	75.737
L33	N 20° 07' 33" E	70.000
L34	N 33° 11' 30" E	30.102
L35	S 25° 17' 52" W	30.000
L36	N 64° 42' 38" W	65.357
L37	N 52° 02' 34" W	201.853
L38	N 73° 03' 09" W	118.115
L39	S 61° 53' 04" W	117.318
L40	S 67° 00' 08" W	169.157
L41	N 00° 35' 34" W	95.450
L42	N 15° 15' 16" W	358.211
L43	N 15° 15' 16" W	30.001
L44	N 23° 23' 01" W	242.179



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LOT 8

Township 31N 4E SEC 3, 10

Theresa Acres Way

Location of
Spring



LOT 10

0430586

WARRANTY DEED

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IDWR/NORTH

82-12254
COMPUTER []
INDEXED []
SCANNED []

THIS INDENTURE, made this 8 day of July, 2003, between
HOUSTON INTERNATIONAL, LTD, of HC11, Box 355, Kamiah, Idaho
83536, Kamiah Idaho, hereinafter called Grantor; and ALBIN BALAZS
and BARBARA BALAZS, husband and wife, whose address is HC66, Box
259-A, Kooskia, Idaho 83539, hereinafter called Grantees.

WITNESSETH that: Grantor, for and in consideration of Ten
Dollars (\$10.00) and other good and valuable consideration to
said Grantor in hand paid by said Grantees, the receipt whereof
is hereby acknowledged, has granted, bargained and sold and by
these presents does grant bargain sell and convey unto the
Grantees and Grantees' heirs and assigns forever, land situate,
lying and being in the County of Idaho and more particularly
described as follows:

Doves of the Valley II Subdivision, Lot Eight (8),
Idaho County, Idaho, according to the recorded
plat thereof;

SUBJECT TO encumbrances and easements of record
and the usual printed and typed exceptions of a
standard title policy;

TO HAVE AND TO HOLD the said tract or parcel of land, with
all and singular the rights, members and appurtenances thereof,
unto the Grantees, their agents and assigns forever, and the
Grantor is the owner in fee simple of the said premises; that the
premises are free from all encumbrances, except as noted above,
and that Grantor will warrant and defend the same from all lawful
claims whatsoever.

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IN WITNESS WHEREOF, the Grantor, has signed, sealed, and delivered this Deed, the day and year above written.

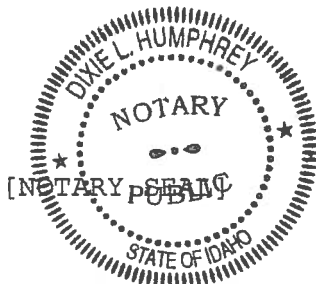
HOUSTON INTERNATIONAL, LTD

By Gerald J. McLamb
Gerald J. McLamb

STATE OF IDAHO)
) ss
County of Lewis)

On this 8 day of July, 2003, before me the undersigned, a Notary Public in and for said state, personally appeared GERALD J. MCLAMB, known to me (or proven on oath to me by _____) to be the person whose name is subscribed to the above and foregoing instrument, and acknowledged to me that he executed the same for and on behalf of HOUSTON INTERNATIONAL, LTD.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal the date last above written.



Dixie L. Humphrey
Notary Public, State of Idaho
Residing at Kamiah, therein
My Commission Expires: 9/18/05

This Document was prepared by Lori M. Gilmore, Attorney at Law

Warranty Deed

STATE of IDAHO	
County of Idaho	
Recorded at request of <u>Lori Gilmore</u>	
at <u>10:30 A</u> m on <u>8-6-03</u>	
ROSE E. GEHRING	
By <u>Dana St. George</u>	Resorder
Fees \$ <u>6.00</u>	Deputy

P.O. Box 1478
Kamiah, ID 83536



Mr. Albin Balazs
138 Theresa Acres Way
Clearwater, ID 83552

82-13254

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IDWR / NORTH

July 22, 2014

Re; Application for Permit to Appropriate Spring
Water, Legal description and Deed of Property.

Dear Mr. Franklin;

I have to the best of my ability provided the
information you requested. Please find the
material enclosed. I have obtained maps
for my Property from the Idaho County Assessors
office and included a card from Mrs. Gwendolyn
Swanstrom, who assisted me, should you have
further questions, please contact her at her
office. I hope this will be what you need
to process my application for water rights
from the spring on my Property,

Thank you.

Sincerely

Albin D. Balazs

Albin D. Balazs



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

July 17, 2014

Albin D Balazs
138 Theresa Acres Way
Clearwater, ID 83552

Re: Application For Permit to Appropriate the Public Waters of the State of Idaho

Dear Mr. Balazs:

The Idaho Department of Water Resources is in receipt of your application for a new water right, however, the department will need a legal description of your tax lot prior to processing. The map submitted with the application isn't clear as to the location of the property lines or the location of the spring.

Please provide a copy of a deed that gives an accurate meets and bounds description of your tax lot and another drawing or photograph showing the location of the spring within the next 30 days so as not to delay processing.

If you have any questions, feel free to contact me at this office.

Thank you.

Sincerely,

Keith E Franklin
Program Manager Northern Region

COPY

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, August 28, 2014 11:36 AM
To: Cynthia.Barrett@deq.idaho.gov; rhennekey@idfg.idaho.gov
Subject: RE: Application for Permit No. 82-12254
Attachments: App_and_maps_-_82-12254.pdf

Dear Cindy and Ray:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is attached for your reference.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

We want to publish this on September 3 and 10, 2014 with September 22, 2014 as final date for protests to be received in our office. We will appreciate your early response to this request.

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

Have a great rest of the day.

Sincerely,

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

August 29, 2014

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

ALBIN D BALAZS
138 THERESA ACRES WAY
CLEARWATER, ID 83552

Application For Permit No. 82-12254

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO COUNTY FREE PRESS on 9/3/2014 and 9/10/2014. 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 permit.

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

Sincerely,

Keith Franklin
Program Manager

Ball, Dianne

From: Ball, Dianne
Sent: Friday, August 29, 2014 11:17 AM
To: Legal Notices-ID CO Free Press (IFPlegals@idahocountyfreepress.com); Legal Notices-ID CO Free Press- Nona
Subject: Application for Permit Nos. 82-12252, 82-12254
Attachments: LegalNotice 08-29-14 IC e-mail 82-12252, 12254.doc

A happy day to you, Nona,

Please publish the enclosed legal notice on the dates indicated, September 3 and 10, 2014, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

This should be pretty much press ready except for the font that you use – I don't know what that is so I'm using Arial. This is formatted for 2-column, 8pt, with justified margins.

Please send a proof/preview copy for my review before this goes to press.

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 9/22/2014. Your cooperation is greatly appreciated.

Thanks so much for all your help, always.

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

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

82-12252

CLEARWATER WATER DISTRICT

PO BOX 314

STITES, ID 83552

Point of Diversion NENE S24 T31N R04E IDAHO County

Point of Diversion L1(NWNW) S19 T31N R05E IDAHO County

Source GROUND WATER

Use: FIRE PROTECTION 01/01 to 12/31 0.22 CFS

Use: MUNICIPAL 01/01 to 12/31 0.22 CFS

Total Diversion: 0.22 CFS 48.1 AF

Date Filed: 8/7/2014

Place of Use: MUNICIPAL

Place of Use: FIRE PROTECTION:

Municipal & Fire Protection uses are both within service area of applicant.

82-12254

ALBIN D BALAZS

138 THERESA ACRES WAY

CLEARWATER, ID 83552

Point of Diversion NENENW S10 T31N R04E IDAHO County

Source SPRING tributary SINKS

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 7/15/2014

Place of Use: DOMESTIC T31N R04E S3 SESW

Domestic use is for 1 home, in house use only.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800; or for a full description of the right(s), please see:

www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp.

Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D'Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 9/22/2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/3/2014 and 9/10/2014