

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10242 V1

WATER RIGHT NUMBER: 29-10242 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TERRY G RINDLISBAKER 1770 JORGENSEN RD BANCROFT, ID 83217 (208)425-3255
Original Owner	WAYNE C PERKINS 13825 N 7TH ST STE M PHOENIX, AZ 85022
Current Owner	MARJEAN RINDLISBAKER 1770 JORGENSEN RD BANCROFT, ID 83217 (208)425-3255

Priority Date: 04/01/1978

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.160 CFS	
	<u>Total Diversion:</u>	0.160 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4NE1/4	Sec. 27, Twp 08S, Rge 39E, B.M.
CARIBOU County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	39E	27															20.0		20.0

Total Acres: 20

Conditions of Approval:

- C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

- Quantity USE OF THIS RIGHT WITH RIGHT NO. 29-7253 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.71 CFS.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10242 V1

2. Quantity USE OF THIS RIGHT WITH RIGHT NO. 29-7253 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1002 AF.
3. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 29-7253 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 334 ACRES IN A SINGLE IRRIGATION SEASON.
4. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 29-7253, 29-10242, & 29-7446.
5. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 20 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	12/19/2002 2:55:58 PM	rwarner			Active
Priority Date	12/19/2002 3:06:05 PM	rwarner			Active
POD	12/19/2002 3:18:41 PM	rwarner			Active
Source	12/19/2002 3:18:59 PM	rwarner			Active
POU	12/19/2002 3:19:20 PM	rwarner			Active
Use	12/19/2002 3:20:08 PM	rwarner			Active
Season	12/19/2002 3:21:08 PM	rwarner			Active
Quantity	12/19/2002 3:21:51 PM	rwarner			Active
Summary			12/19/2002	rwarner	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/19/2002 2:55:59 PM	rwarner	(No) 1. Do you want to schedule an appointment?

Comment for 1: desktop review

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10242 V1

Priority Date	12/19/2002 3:06:05 PM	rwarnar	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	12/19/2002 3:18:23 PM	rwarnar	Edited point location
POD	12/19/2002 3:18:42 PM	rwarnar	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	12/19/2002 3:18:59 PM	rwarnar	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required?
POU	12/19/2002 3:19:20 PM	rwarnar	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required?
POU	12/19/2002 3:19:41 PM	rwarnar	Edited shape boundary
Use	12/19/2002 3:20:08 PM	rwarnar	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or

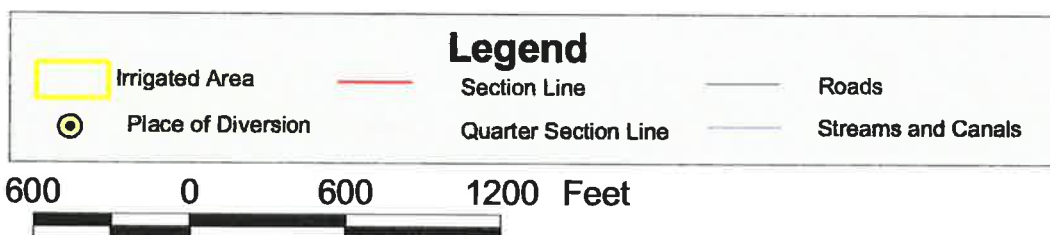
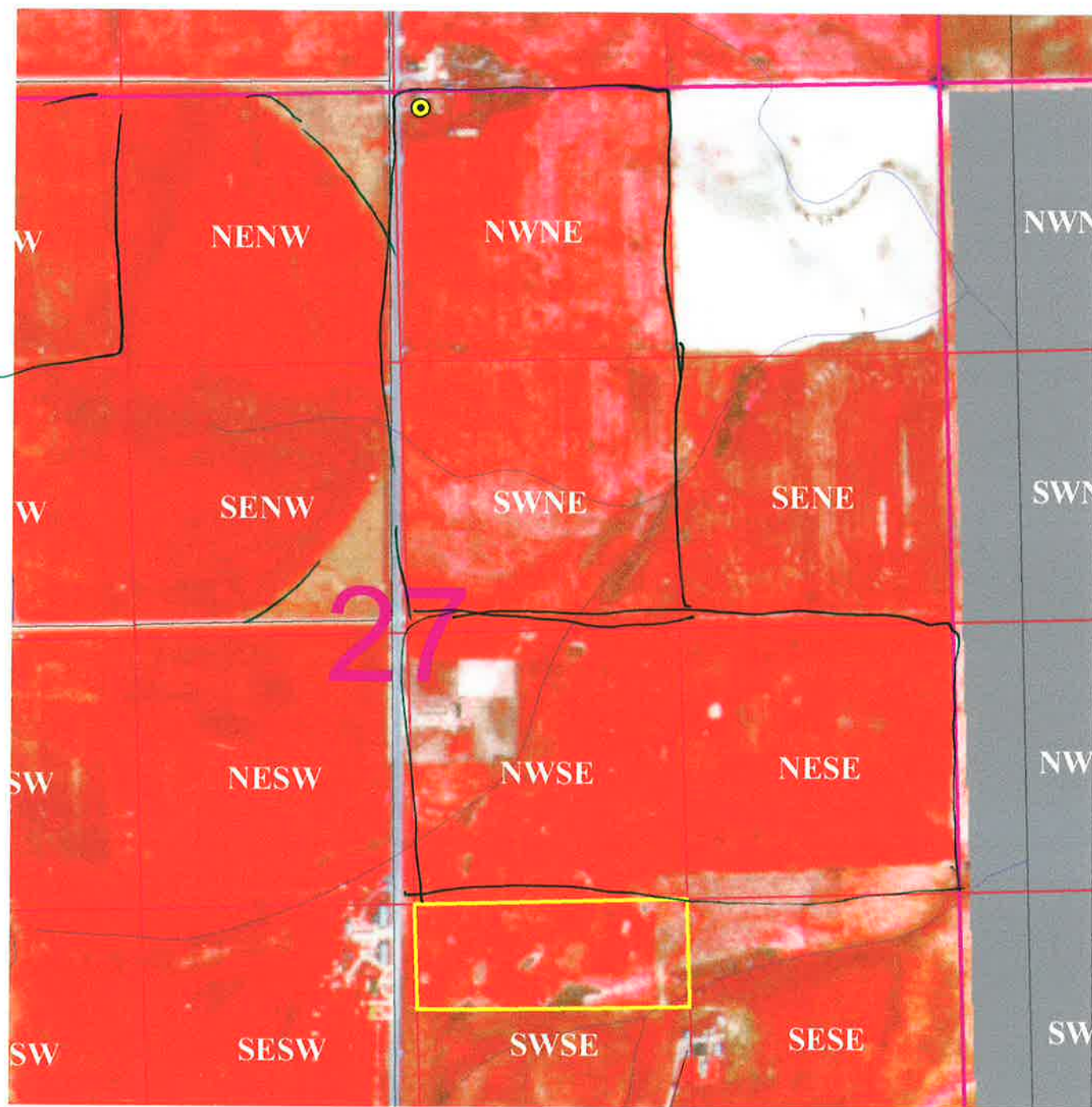
condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

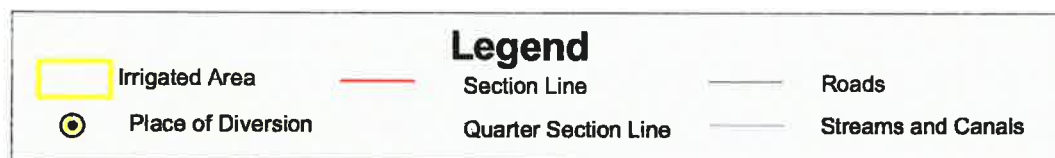
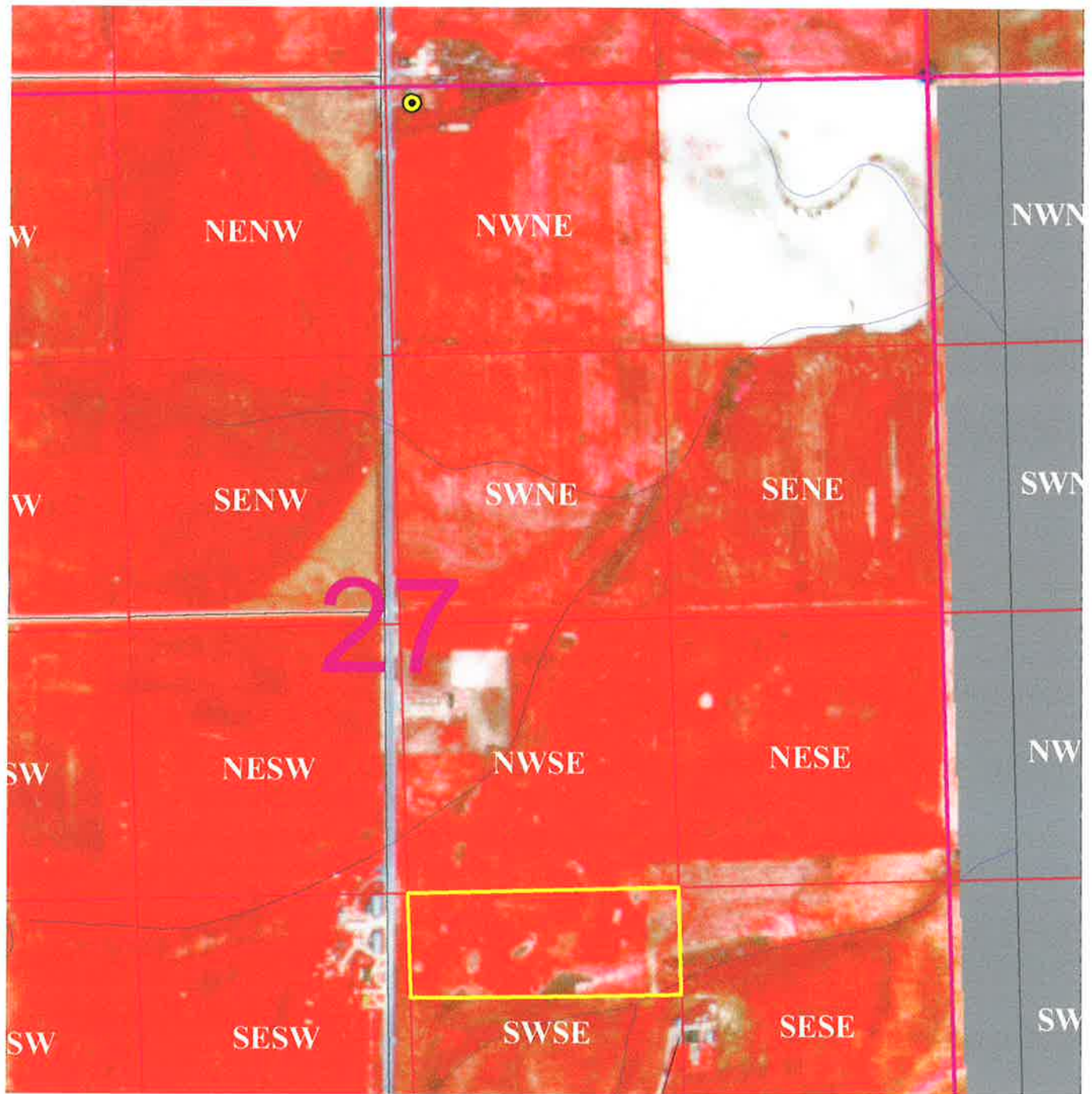
Adjudication Recommendation Report 29-10242 V1

Season	12/19/2002 3:21:09 PM	rwarnar	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	12/19/2002 3:21:52 PM	rwarnar	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required?
Summary	12/19/2002 4:03:00 PM	rwarnar	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

Township , 8S39E



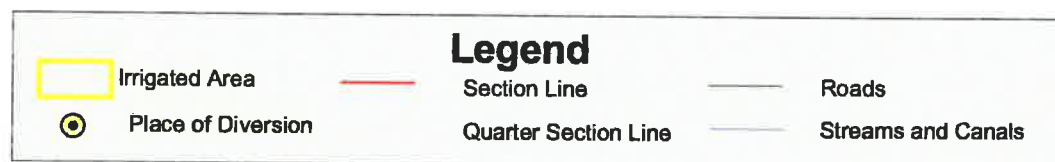
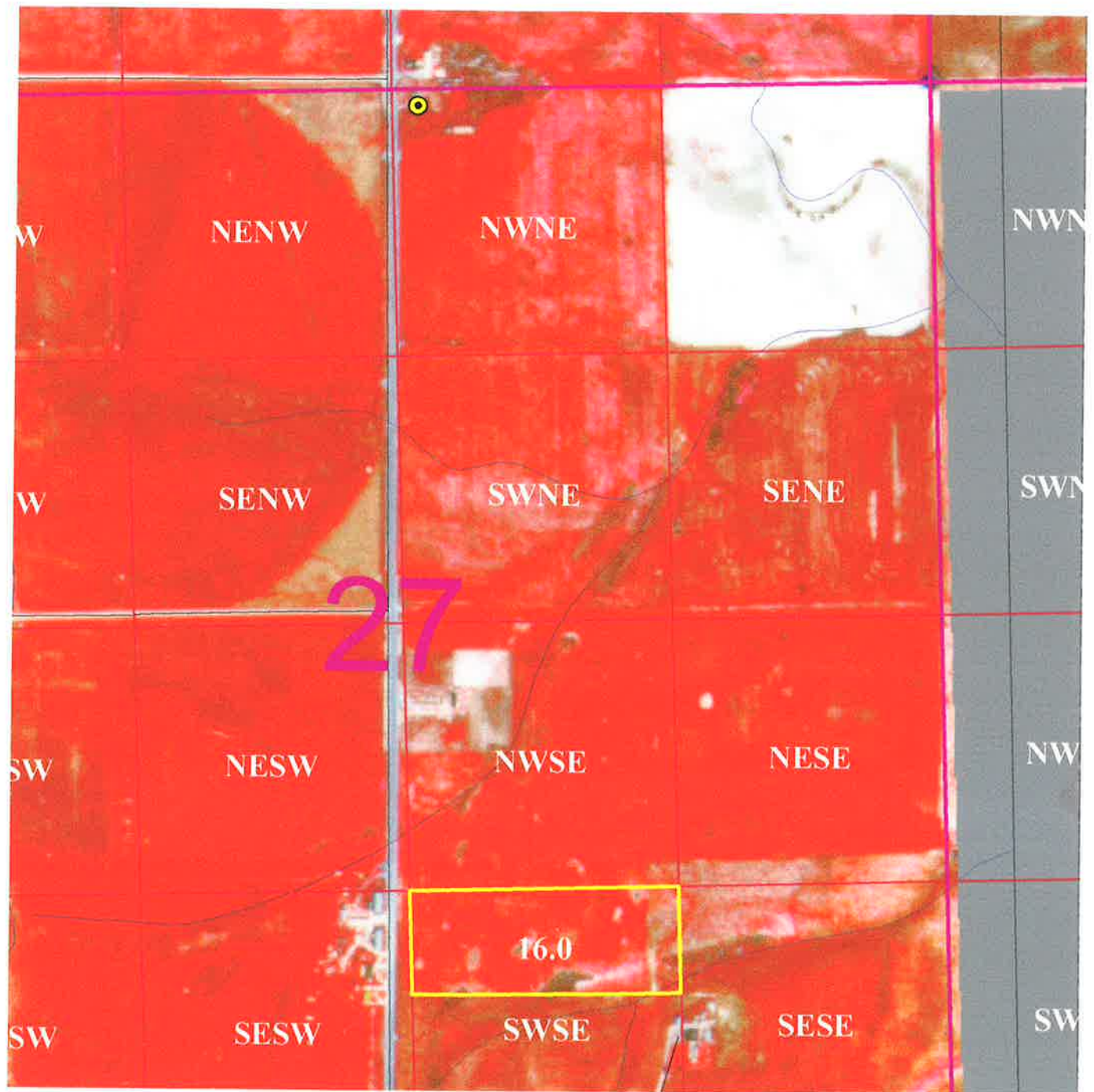
Township , 8S39E



600 0 600 1200 Feet



Township , 8S39E



600 0 600 1200 Feet





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

May 7, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

WAYNE C PERKINS
13825 N 7TH ST STE M
PHOENIX AZ 85022-4342

RE: CHANGE OF ADDRESS FOR A29-00090A, A29-00091A,
A29-00092A, A29-00093A, A29-00094A, A29-00585,
A29-02313, A29-04016, A29-07253, A29-10242, A29-10243,
A29-10244, A29-10245, A29-10248, A29-10251, A29-10252, A29-10254, A29-10255, A29-12130

Dear Mr. Perkins:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

Wayne C Perkins
850 Kelly Toponce Rd
Bancroft ID 83217

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure(s)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

29-90A 29-2313 29-10248
29-91A 29-4016 29-10251
29-92A 29-7253 29-10253
29-93A 29-10242 29-10254
29-94A 29-10243 29-10255
29-585 29-10244 29-12130
29-10245

PERK 850

PERKINS, WAYNE C
850 KELLY TOPONCE RD
RANCHO PET ID 83217

PERK850 832172005 1600 04 05/03/01
RETURN TO SENDER
PERKINS
13825 N 7TH ST STE M
PHOENIX AZ 85022-4342
RETURN TO SENDER

832172005

Wayne Perkins



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID 29 10242
 POD ID 195157
 Quad Bancroft
 Claim Type S
 Easting 673152
 Northing 180653
 GPSID A0012773

Diversion Description

Submersible pump system housed in black PVC casing over a concrete pad. Located inside a corral approximately 300 feet south of home and quonset building.

Assumptions

Horse power, pressure head, and elevation head.

Invoice #

Phase-0 (No Attention)
 Phase-I (Ready to Go to Field)
 Phase-II (Site Visit - Data Missin
 Phase-III (Complete w/issues)
 Phase-IV (Total Complete)

Linked

POD ID 195157 01.jpg

Photos

POD ID 195157 02.jpg

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

0.064931882022472

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter 0

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity 0

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	
Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System ☒

HP 1.5

Pressure Head (psi) 40

Elevation Head (ft) 50

Motor Mfg

Motor Serial #

Pump Type Submersible

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

This Form and the associated query are the exclusive intellectual property of Intrepid Engineering Services, and may not be copied, modified, or distributed without the express written consent of Intrepid Engineering Servc, Inc.

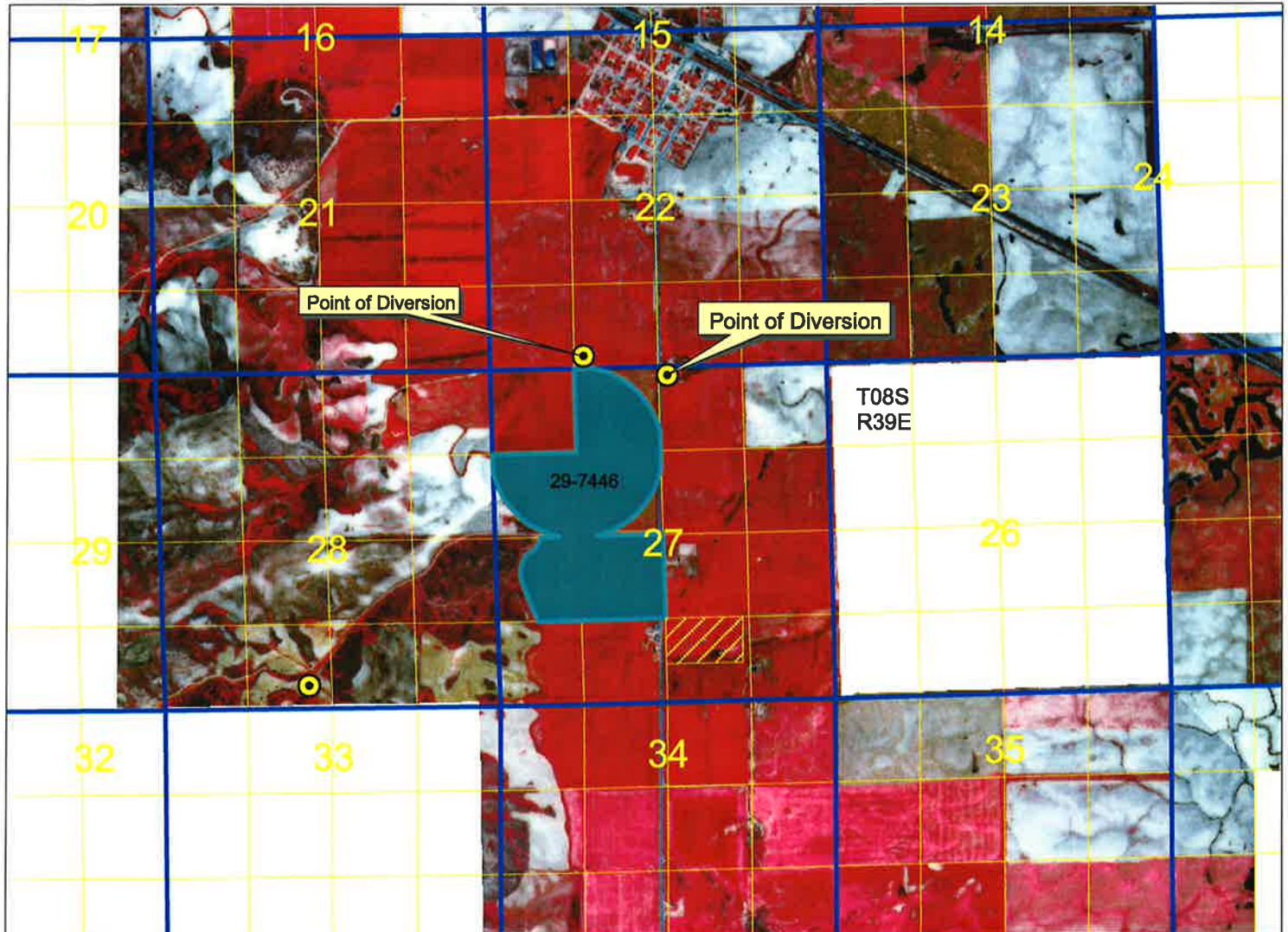


State of Idaho

Department of Water Resources

Eastern Region

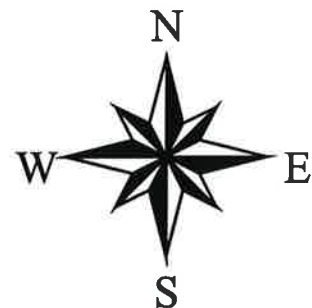
Claim No.: 29-10242



0.6 0 0.6 1.2 Miles

Irrigated Acres = 20

-  29-10242.shp
-  Well.shp
-  29-7446.shp
-  Sections
-  QQ





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 12, 2001

A29-7253 and A29-10242
Wayne C. Perkins
850 Kelly Toponce Road
Bancroft, ID 83217

**RE: EVIDENCE OF PRIORITY
OWNERSHIP**

Dear Mr. Perkins:

In reviewing the two claims listed above it appears you no longer own this property. I've enclosed copies of the claims filed with the Department for you to review. Have you sold this property? If so, to whom did you sell the property? We still have the issue of the evidence of priority on claim A29-10242 that must be submitted before the claim can be recommended to the SRBA court. I included with this letter our standard letter reviewing the evidence of priority. You can forward this information to the current owner if you would like.

If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
 Copy of Claims A29-10242 and A29-7253
 Change of ownership form



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 12, 2001

A29-10242
Wayne C. Perkins
850 Kelly Toponce Road
Bancroft, ID 83217

RE: EVIDENCE OF PRIORITY

Dear Claimant (s):

The Idaho Department of Water Resources has recently begun its water right review in Basin 29. The Notice(s) of Claim identified with the number shown above in the "address" label and at the "end" of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice and the pamphlet entitled **"Evidence of Priority"**. The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some examples of Documents Which May Be Evidence of the Priority Date"**.

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

.....
The Department cannot recommend the Notice be decreed by the court if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by **October 12, 2001, referencing all documents with the corresponding Notice number.** If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
 Copy of Claim A29-10242

SCANNED

MAY 7 2001

Log for claim A29-10242

Spatial Dynamics BTD

6/19/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s39e	27	SWSE	20	16	
Totals:			20	16	

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 145

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WAYNE C PERKINS 850 KELLY TOPONCE RD BANNCROFT ID 83217 (208) 648-7819	04/01/1978	IRRIGATION	04-01 11-01	0.160 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	0.160 CFS	50.00 AFA

Stage: BENEFICIAL USE

CARIBOU County

		NE				NW				SW				SE				
		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
08S	39E 27																	
																	20	
																	TOTAL ACRES	
																	20.0	
																	20.0	

Other Rights: 29-07253

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-00587 29-07253 A29-07253

Conditions of Approval:

R29 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.

Remarks: GEN THIS NOTICE IS FILED AS AN EXPANSION OF LICENSE 29-07253.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 01/25/90 VERNER 08/01/94 THOMPSON 03/29/95 POST-STD

MAY 7 2001

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-10242
Date Received: 1/25/1990
Receipt No: 6001888
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WAYNE C. PERKINS
Address: 850 KELLY TOPONCE RD.
BANNCROFT, ID

208-648-7819

83217

2. Date of Priority: APR 01, 1978

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	39E	27	NW	NW	NE		CARIBOU

5. Description of diverting works:
WELL WITH SUBMERSIBLE PUMP AND PIPELINE TO WHEEL LINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.160		

7. Total Quantity Appropriated is:
0.160 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	39E	27	SW	SE		IRR	20.0
						Section Acres	20.0

A29-10242

Page 1

Date: 01/25/90

A2910242



MICROFILMED

NOV 16 1992

10. Place of Use: Continued

Total Acres 20.0

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
29-07253

14. Remarks:
THIS NOTICE IS FILED AS AN EXPANSION OF LICENSE 29-07253.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): [Signature] Date: 1/25/90

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 25 day
of January 19 90

Seal

[Signature]
Notary Public

Residing at Salida, Co.

My Commission Expires 22 Aug 1994

570 600 FEET

42°45'

390
FEET

