

01/28/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-10255

NAME AND ADDRESS: WAYNE C PERKINS
13825 N 7TH ST STE M
PHOENIX AZ 85022

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/01/1940

POINT OF DIVERSION:

T06S R39E S23 SWNESW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

04/01 12/15

0.020 CFS

PLACE OF USE: STOCKWATER Within CARIBOU County

T06S R39E S23 NWSW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

STOCKWATER, 300 RANGE CATTLE

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-10255

WAYNE C PERKINS
13825 N 7TH ST STE M
PHOENIX AZ 85022
Telephone Number: (602)993-0940

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 2/26/03 SIGNATURE: Wayne C Perkins
Please print your name: WAYNE C PERKINS

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161



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, *pd* A29-07253, A29-10242, A29-10243,
A29-10244, A29-10245, *pd* A29-10248, A29-10251, *pd* A29-10252, *pd*
A29-10254, *pd* **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)

SCANNED
SEP 13 2004
PROFILED

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

832172005

SCANNED
SEP 13 2004
PROFILED

PERK 850

PERKINS, WAYNE C
850 KELLY TOPONCE RD
RANCHPORT 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



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

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Records Clerk

Enclosure(s)

SCANNED
SEP 13 2004

PROFILED

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
RANCHOFT 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

8321725032

SCANNED
SEP 13 2004
PROFILED

A29-10255.

8/2/01 Thursday 4:39pm. Sm D+S, total daily volume is less than 13,000 gal/day or less. Also the fee paid is only \$25 for Sm. D+S. per Carter Fritschle's email 7/24/01 4:00pm.

- Note for things to do in the office. Check receipt No. for the fee paid.

- runs approx. 300 lead.

Nov 25, 1997, Wayne Perkins was notified that this claim was being disallowed.

No response from Claimant

1/28/03 I think this is the spring that I visited in Summer of 2001. The system was down yesterday and is down today, so I haven't been able to verify that.

This legal appears to be in the Chesterfield town site. Legal should be Sec 23 NOT Section 28.

GPS PT : STK PER in the Waypoint - Cest. Shp.

SCANNED

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: A29-10255

Date Received: 1/25/1990

Receipt No: 6011858

Received By: ED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

208-648-7819

83217

2. Date of Priority: MAY 01, 1940

3. Source: SPRING

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	39E	28	SW	NE	SW		CARIBOU

5. Description of diverting works:
COLLECTION PIPELINE TO TROUGH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	04/01	12/15	0.040		

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

0.02
A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
250 HEAD RAGNE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	39E	28	NW	SW		STOCK	

11. Place of use in counties: CARIBOU

A29-10255

Page 1

Date: 01/25/90

MICROFILMED

NOV 16 1992

A2910255



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

13. Other Water Rights Used:
NONE

14. Remarks:

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.

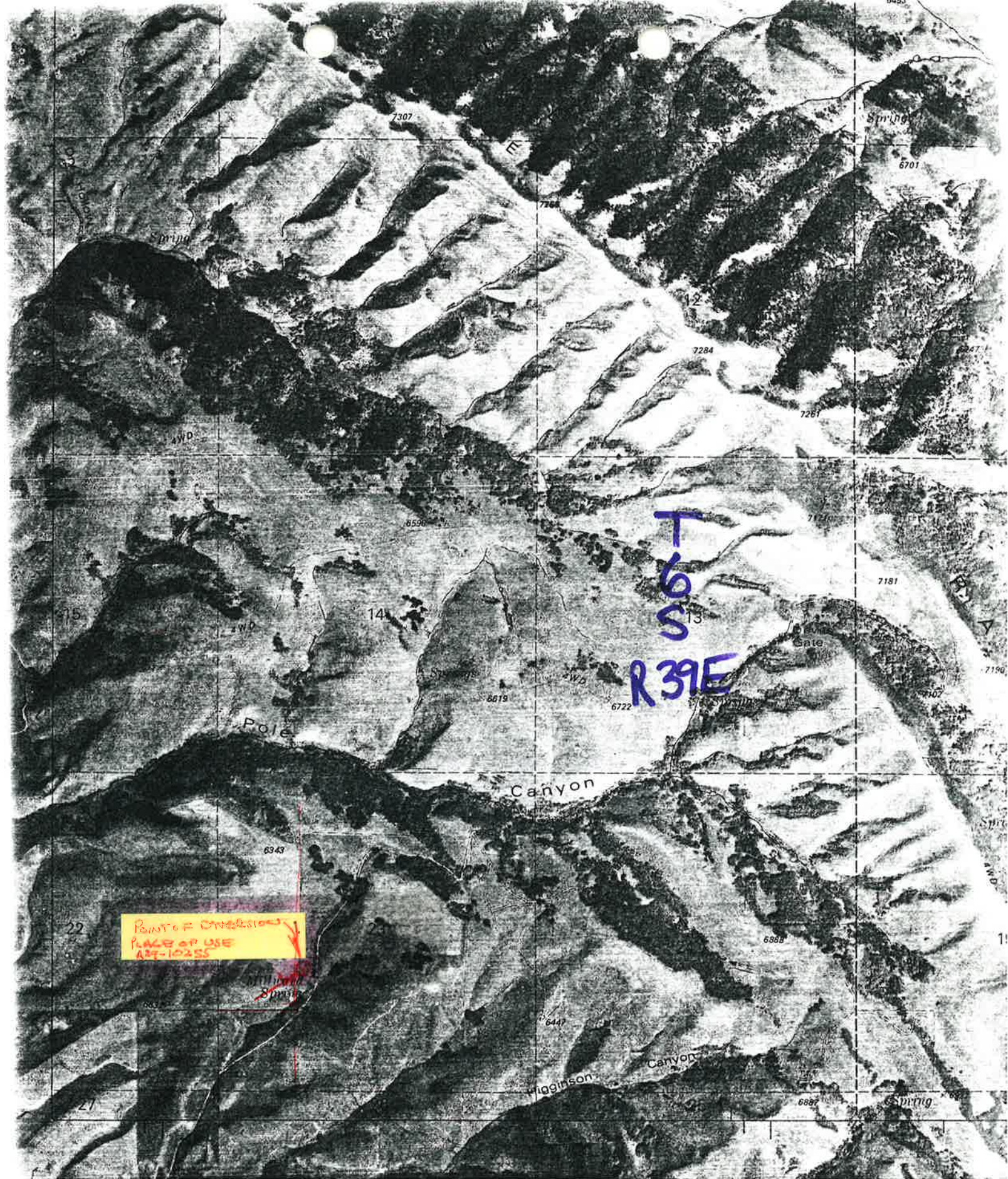
Signature of Claimant(s): [Signature] Date: 1/25/90
Date: _____

State of Idaho)
County of Blaine) SS.

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

[Signature]
Notary Public

Residing at Boak-Fall, S.
My Commission Expires 22 Aug 1994



111°52'30"

580 000 FEET

A29-10255

Produced by the Geological Survey in cooperation
with the Bureau of Indian Affairs

Orthophotograph prepared from 1:76,000-scale
aerial photographs taken September 18, 1974

Projection and 10,000-foot grid ticks, Idaho coordinate

MICROFILMED

NOV 16 1992



25 NOVEMBER 1997

WAYNE C PERKINS
850 KELLY TOPONCE RD
BANCROFT ID 83217

RE: Snake River Basin (SRBA) Adjudication Claim, R29-10255

Dear Mr. Perkins:

The Department of Water Resources, Eastern Region, has begun review of adjudication water right claims in your area. Initial review of the claim, shown above, tends to indicate that either there was no beneficial use found or that ownership could not be confirmed. As a result, these claims are being recommended for disallowal.

Your adjudication claim is recommended for disallowal because:

- X 1.) No Beneficial use was found.
- X 2.) Ownership was not confirmed.
- 3.) Other, _____

_____.

If you feel your adjudication claim is well-founded and can provide supporting evidence of either beneficial use and/or ownership, or, other, as indicated above, please provide supporting documentation by December 15, 1997. It is our goal to favorably recommend these historic water rights to the SRBA court.

Thank you for your attention in this matter. If you should have questions regarding your claims please feel free to contact this office at the above telephone number.

Respectfully submitted,

Ernest M. Carlsen
Adjudication Supervisor

CC: File

Enclosures: Claim Proof Report

RECEIVED

DEC 08 1997

Department of Water Resources
Eastern Region

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: A29-10255
Date Received: 1/25/1990
Receipt No: E011858
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: WAYNE C PERKINS 208-648-7819
Address: 850 KELLY TOPONCE RD
BANCROFT ID 83217

2. Date of Priority: MAY 1, 1940

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	39E	23	SW	NE	SW		CARIBOU

5. Description of diverting works:
COLLECTION PIPELINE TO TROUGH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/01	12/15	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	39E	23	NW	SW		STOCK	

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:
NONE

14. Remarks:
250 HEAD RAGNE CATTLE

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

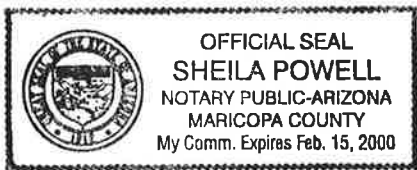
Signature of Claimant(s): *[Signature]* Date: 12-1-97
_____ Date: _____

State of AZ)
~~Idaho~~)
County of Maricopa) SS.

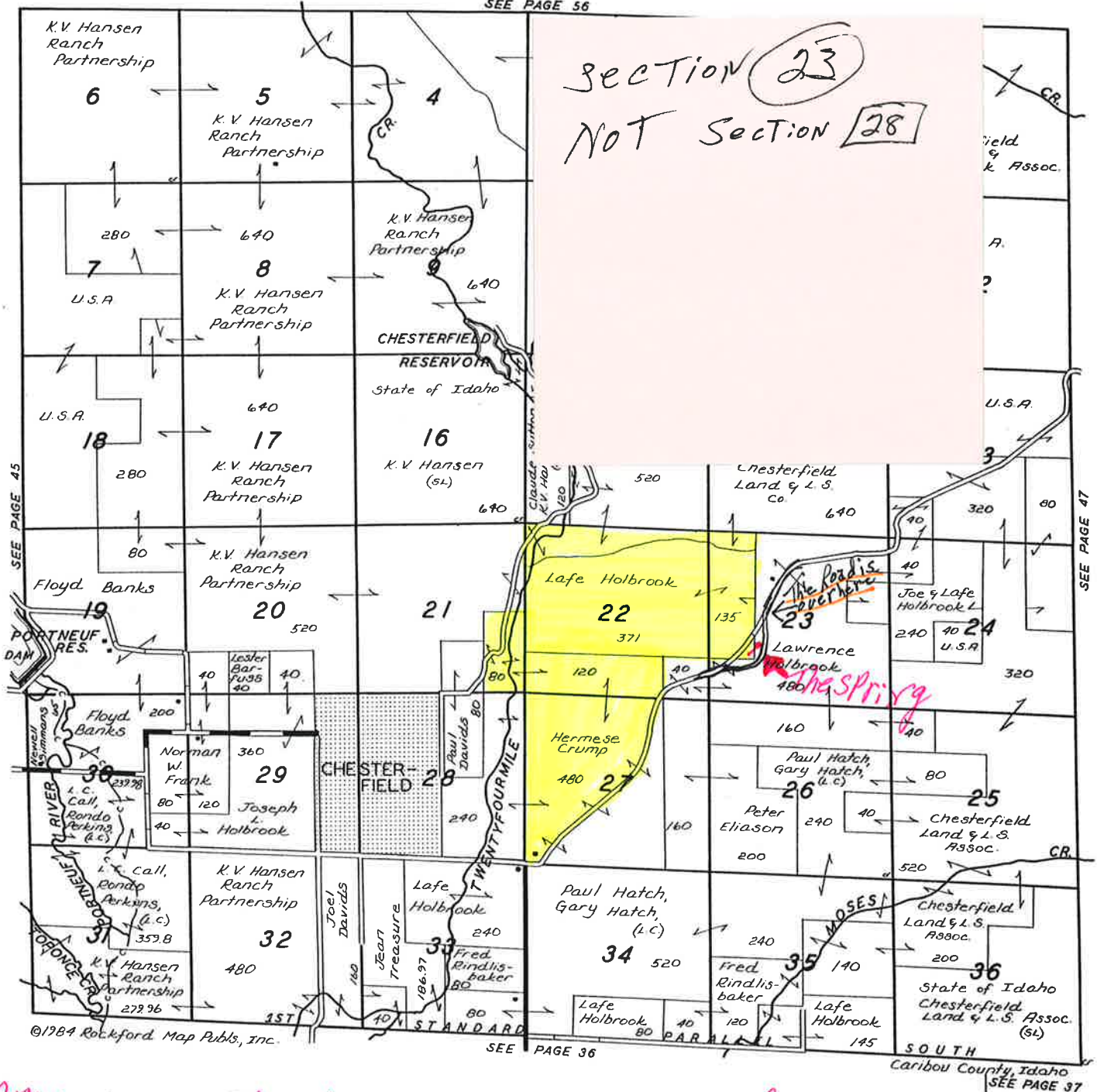
Subscribed and sworn (or affirmed) before me this 1 day
of December 19 97

[Signature]
Notary Public

Seal



Residing at 3631 W Charleston Av.
Gladak AZ
My Commission Expires 2-15-2000



The Spring is located approx 10 to 15 feet east of the fence line. We have the water piped through the fence into a trough. That leaves water on both sides of the fence. Without the spring we do not have any way of watering our cattle in that area. We purchased the Ranch property in 1987. I was born & raised in this area & would move cattle by there as a boy born in 1939. The spring has always watered both sides of the fence. The spring being maintained by whoever owned the property we now have sec. 22 & small amount of 23. Thanks Wayne C. Chapman

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
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4. Point of Diversion:

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06S	39E	28	SW NE SW		CARIBOU

5. Description of diverting works:
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Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	04/01	12/15	0.040		

7. Total Quantity Appropriated is:
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A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	39E	28	NW SW		STOCK	

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:
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14. Remarks:

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 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): *Robert C. Perkins* Date: 1/25/90
Date:

State of Idaho)
County of Booneville) SS.

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

[Signature]
Notary Public

Residing at Booneville, Id.

My Commission Expires 22 Aug 1994



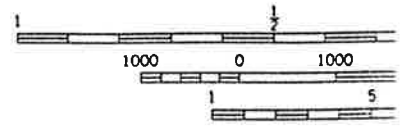
11°52'30" 580 000 FEET

A29-10255

Produced by the Geological Survey in cooperation with the Bureau of Indian Affairs

Orthophotograph prepared from 1:76,000-scale aerial photographs taken September 18, 1974

Projection and 10,000-foot grid ticks. UTM coordinates.



ADDRESS

TRANSMISSION OF DATA TO RESEARCH

9/25/91 01:00:00

WATER RIGHT NUMBER - 00000000

WATER TRANSMISSION - 00000000

OLD CUB NUMBER -

WATER NAME - 00000000

WATER NAME - 00000000

ADDRESS -

WATER NAME - 00000000

WATER NAME - 00000000

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THE UNIVERSITY OF TEXAS AT AUSTIN
CONSERVATION CENTER, 2001 S. RIVERS STREET

DATE/91 01/09/91
PAGE 2

WATER BASIN NUMBER = 00000000

WATER TREATMENT PLANT = 00000000

NO. OF PLANTS = 000

COUNTY WATER FILLING	= 00000000	WATER TREATMENT PLANT	= 00000000	CIVIL CASE NUMBER	= 0000
COUNTY WATER FILLING	= 00000000	WATER TREATMENT PLANT	= 00000000	CIVIL CASE NUMBER	= 0000
COUNTY WATER FILLING	= 00000000	WATER TREATMENT PLANT	= 00000000	CIVIL CASE NUMBER	= 0000
COUNTY WATER FILLING	= 00000000	WATER TREATMENT PLANT	= 00000000	CIVIL CASE NUMBER	= 0000
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COUNTY WATER FILLING	= 00000000	WATER TREATMENT PLANT	= 00000000	CIVIL CASE NUMBER	= 0000
COUNTY WATER FILLING	= 00000000	WATER TREATMENT PLANT	= 00000000	CIVIL CASE NUMBER	= 0000
COUNTY WATER FILLING	= 00000000	WATER TREATMENT PLANT	= 00000000	CIVIL CASE NUMBER	= 0000

Deny no use or ownership of location

DATA ENTRY
ENTERED 8/23/93
CHECKED 12/4/93

Verified By
Terry A. Brinkman
ACCS 100
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
AUG 23 1993

CERTIFIED
AUG 23 1993
WATER EXAMINER

MICROFILMED
APR 13 1994