

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11045 V1

WATER RIGHT NUMBER: 67-11045 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	BLUEFIELDS SA 43 5TH AVE NEW YORK, NY 10003 (212)243-4968
Original Owner	JAMES L ECKHARDT 247 THORNWOOD MERIDIAN, ID 83642 (208)888-4734
Original Owner	NELLIE ECKHARDT 247 THORNWOOD MERIDIAN, ID 83642 (208)888-4734
Current Owner	ECKHARDT FAMILY LIMITED PARTNERSHIP 1275 JENKINS CREEK RD WEISER, ID 836725158 (208)549-1754

Priority Date: 12/31/1908

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
JENKINS CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	4/15 to 11/15	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

JENKINS CREEK	SE1/4SW1/4SE1/4	Sec. 30, Twp 12N, Rge 05W, B.M.
WASHINGTON County	(Ending of Reach)	
JENKINS CREEK	NW1/4SW1/4SE1/4	Sec. 30, Twp 12N, Rge 05W, B.M.
WASHINGTON County	(Beginning of Reach)	

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12N	05W	30																X	

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11045 V1

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory STOCKWATER, 200 RANGE CATTLE

Comments:

1. SEGBERT 10/1/1998 COPIED FROM REMARKS
Comment: OWNERSHIP CHANGED BY RDH ON FEBRUARY 11, 1992.
2. LHARRIS 11/11/1998 CFS AMOUNT REDUCED
Comment: THE CFS AMOUNT WAS REDUCED TO .02 SINCE THIS RIGHT IS FOR INSTREAM STOCKWATER.
3. JSHURTE 1/23/1999 RECOMMENDED POU & PD
Comment: IN REVIEWING THIS RIGHT JENKINS CREEK COULD NOT BE LOCATED AS FLOWING THROUGH SEC 25 13N, 05W PER THE BEGINNING POINT CLAIMED. THE ENDING POINT IN SEC 30, 12N, 5W WAS CONFIRMED AS HAVING JENKINS CREEK AT THAT LOCATION. THE MAP SUBMITTED WITH THE CLAIM FOR SEC. 25, 13N, 5W APPEARS TO BE FOR DEER CREEK. SINCE DEER CREEK IS NOT BEING CLAIMED AND IT IS NOT POSSIBLE TO TELL WHERE THE CLAIMANT WANTED THE INSTREAM STOCKWATER LOCATIONS TO BE, THIS CLAIM IS BEING RECOMMENDED FOR THE SWSE, S30, 12N, 5W LOCATION ONLY. THE BEGINNING AND ENDING POINTS ARE ALSO LOCATED ONLY WITHIN THE SWSE. DURING THE OBJECTION STAGE THE CLAIMANT MAY CLARIFY WHAT WAS MEANT TO BE CLAIMED.
4. JSHURTE 2/17/1999 BLM LAND
Comment: IN CHECKING THE COUNTY RECORDS, IT APPEARS THAT BLM OWN THE LAND IN THE SWSE, S30, T12N, R5W BEING RECOMMENDED. SINCE WE ARE RECOMMENDING ONE OF THE 1/41/4'S CLAIMED IT WILL STILL BE THE CLAIMANTS RESPONSIBILITY TO RESPOND TO BLM'S OBJECTION, IF ONE IS FILED. THE CHANGE MADE IN THE POD AND POU WERE DUE TO THE PROBLEM EXPAINED IN THE ABOVE COMMENT AND NOT DUE TO AN OWNERSHIP PROBLEM.
5. SSHERMAN 5/5/1999 ADDRESS CHANGE
Comment: ADDRESS CHANGE BY CLAIMANT LETTER.

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: NONE RECEIVED
 State or Federal:
 Owner Name Connector: 0
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust: False
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: OR

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>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-12575 V1

WATER RIGHT NUMBER: 67-12575 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	UNITED STATES OF AMERICA ACTING THROUGH USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WY BOISE, ID 83709-1657 (208)373-4000

Priority Date: 01/01/1877

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
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JENKINS CREEK

SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

JENKINS CREEK	NE1/4SW1/4SE1/4	Sec. 30, Twp 12N, Rge 05W, B.M.
WASHINGTON County	(Beginning of Reach)	
JENKINS CREEK	SW1/4SW1/4SE1/4	Sec. 30, Twp 12N, Rge 05W, B.M.
WASHINGTON County	(Ending of Reach)	
JENKINS CREEK	NW1/4SW1/4SE1/4	Sec. 30, Twp 12N, Rge 05W, B.M.
WASHINGTON County	(Beginning of Reach)	
JENKINS CREEK	SE1/4SW1/4SE1/4	Sec. 30, Twp 12N, Rge 05W, B.M.
WASHINGTON County	(Ending of Reach)	
JENKINS CREEK	SW1/4SW1/4SE1/4	Sec. 30, Twp 12N, Rge 05W, B.M.
WASHINGTON County	(Ending of Reach)	

Place of Use

STOCKWATER

Twp Rge Sec	NE	NW	SW	SE	Totals
12N 05W 30	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	X

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory BLM RECORD ID = 6701480697 STOCKWATER, 236 RANGE CATTLE

WEISER ID 83672
(208) 549-1754

Water Source:	JENKINS CREEK	Tributary to:	SNAKE RIVER	Stage:	BENEFICIAL USE
Point(s) of Beginning Stream Reach:	T12N R05W S30	NWSWE		WASHINGTON County	
Point(s) of Ending Stream Reach:	T12N R05W S30	SESWE		WASHINGTON County	

Place of use Legal Description for: STOCKWATER

[illegible]

POU County: WASHINGTON

Other Rights: NONE

Conditions of Approval:

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP STOCKWATER, 200 RANGE CATTLE

Dates: Exam Made Date: Verified Date:

Objection Filed Date:

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

Comments: Date: 10/01/1998 User-ID: SEGBERT Subject: COPIED FROM REMARKS
OWNERSHIP CHANGED BY RDH ON FEBRUARY 11, 1992.

Date: 11/11/1998 User-ID: LHARRIS Subject: CFS AMOUNT REDUCED
THE CFS AMOUNT WAS REDUCED TO .02 SINCE THIS RIGHT IS FOR
INSTREAM STOCKWATER.

Date: 01/23/1999 User-ID: JSHURTE Subject: RECOMMENDED POU & PD

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)DATE: 05/05/99
PAGE: 2

Comments:

Date: 01/23/1999 User-ID: JSHURTE Subject: RECOMMENDED POU & PD
IN REVIEWING THIS RIGHT JENKINS CREEK COULD NOT BE LOCATED AS
FLOWING THROUGH SEC 25 13N, 05W PER THE BEGINNING POINT CLAIMED.
THE ENDING POINT IN SEC 30, 12N, 5W WAS CONFIRMED AS HAVING
JENKINS CREEK AT THAT LOCATION. THE MAP SUBMITTED WITH THE CLAIM
FOR SEC. 25, 13N, 5W APPEARS TO BE FOR DEER CREEK. SINCE DEER
CREEK IS NOT BEING CLAIMED AND IT IS NOT POSSIBLE TO TELL WHERE
THE CLAIMANT WANTED THE INSTREAM STOCKWATER LOCATIONS TO BE, THIS
CLAIM IS BEING RECOMMENDED FOR THE SWSE, S30, 12N, 5W LOCATION
ONLY. THE BEGINNING AND ENDING POINTS ARE ALSO LOCATED ONLY
WITHIN THE SWSE. DURING THE OBJECTION STAGE THE CLAIMANT MAY
CLARIFY WHAT WAS MEANT TO BE CLAIMED.

Date: 02/17/1999 User-ID: JSHURTE Subject: BLM LAND
IN CHECKING THE COUNTY RECORDS, IT APPEARS THAT BLM OWN THE LAND
IN THE SWSE, S30, 12N, 5W BEING RECOMMENDED. SINCE WE ARE
RECOMMENDING ONE OF THE 1/41/4'S CLAIMED IT WILL STILL BE THE
CLAIMANTS RESPONSIBILITY TO RESPOND TO BLM'S OBJECTION, IF ONE IS
FILED. THE CHANGE MADE IN THE POD AND POU WERE DUE TO THE
PROBLEM EXPAINED IN THE ABOVE COMMENT AND NOT DUE TO AN OWNERSHIP
PROBLEM.

Date: 05/05/1999 User-ID: SSHERMAN Subject: ADDRESS CHANGE
ADDRESS CHANGE BY CLAIMANT LETTER.

Audit: 05/05/99 SSHERMAN

↓ return
to sender ↓

fee due 50¢

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



IMPORTANT WATER RIGHT INFORMATION

only w/r

67-11045
ECKHARDT FAMILY LIMITED PARTNERSHIP
247 THORNWOOD
MERIDIAN ID 83642

ECKH247* 836422011 1299 08 03/10/99
ECKHARDT
1875 JENKINS CREEK RD
WEISER ID 83672-5158
FORM 3547

AUTO 83642



U.S. POSTAL SERVICE
PS FORM 3547



**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)**

(REGIONAL)

247 THORNWOOD
MERIDIAN ID 83642
(208) 888-4734

Point(s) of Beginning Stream Reach:	T12N R05W S30	NMSISE	WASHINGTON County
Point(s) of Ending Stream Reach:	T12N R05W S30	SESISE	WASHINGTON County

NE

12N 05W 30 :

Other Rights: NONE

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A

- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

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

OWNERSHIP CHANGED BY RDH ON FEBRUARY 11, 1992.

INSTREAM STOCKWATER.

Date: 01/23/1999

Comments: Date: 01/23/1999 User-ID: JSHURTE Subject: RECOMMENDED POU & PD

IN REVIEWING THIS RIGHT JENKINS CREEK COULD NOT BE LOCATED AS FLOWING THROUGH SEC 25 13N, 05W PER THE BEGINNING POINT CLAIMED. THE ENDING POINT IN SEC 30, 12N, 5W WAS CONFIRMED AS HAVING JENKINS CREEK AT THAT LOCATION. THE MAP SUBMITTED WITH THE CLAIM FOR SEC. 25, 13N, 5W APPEARS TO BE FOR DEER CREEK. SINCE DEER CREEK IS NOT BEING CLAIMED AND IT IS NOT POSSIBLE TO TELL WHERE THE CLAIMANT WANTED THE INSTREAM STOCKWATER LOCATIONS TO BE, THIS CLAIM IS BEING RECOMMENDED FOR THE SWE, S30, 12N, 5W LOCATION ONLY. THE BEGINNING AND ENDING POINTS ARE ALSO LOCATED ONLY WITHIN THE SWE. DURING THE OBJECTION STAGE THE CLAIMANT MAY CLARIFY WHAT WAS MEANT TO BE CLAIMED.

Date: 02/17/1999 User-ID: JSHURTE Subject: BLM LAND IN CHECKING THE COUNTY RECORDS, IT APPEARS THAT BLM OWN THE LAND IN THE SWE, S30, 112N, R5W BEING RECOMMENDED. SINCE WE ARE RECOMMENDING ONE OF THE 1/4/1/4'S CLAIMED IT WILL STILL BE THE CLAIMANTS RESPONSIBILITY TO RESPOND TO BLM'S OBJECTION, IF ONE IS FILED. THE CHANGE MADE IN THE POD AND POU WERE DUE TO THE PROBLEM EXPAINED IN THE ABOVE COMMENT AND NOT DUE TO AN OWNERSHIP PROBLEM.

Audit: 02/17/99 JSHURTE

1/19/1998
11:42:34

U N I F O R M A S S E S S M E N T D E V E L O P M E N T
S O F T W A R E S Y S T E M S

PMB001
ALPHA ROLL
BY CODE/CATEGORY

** PARCEL KEY **	NAME/ADDRESS	LEGAL DESCRIPTION	CAT	QUANTITY	UNIT	MARKET	REVIEW
TYPE PARCEL NO STATUS							YEAR
CODE OLD PARCEL NO							
MAP NUMBER							

3948 DEVELOPMENT AVE
BOISE ID 83705

90 ACRES

PROPERTY ADDRESS:

90.000 **

TYPE: 9W LOCATION:
COMMENTS:
INSP YR: 1997

BLM
BUREAU OF LAND MGT
3948 DEVELOPMENT AVE
BOISE ID 83705

E1/2NW; S13T12R5W;
80 ACRES

81

80.000 AC

1997

TYPE: 9W LOCATION: 5070
COMMENTS:
INSP YR: 1997

PROPERTY ADDRESS:

80.000 **

RP 12N05W303000 A
005-00

BLM
BUREAU OF LAND MGT
3948 DEVELOPMENT AVE
BOISE ID 83705

LOT 1; SWSE;
S30T12R5W;
79.09 ACRES

81

79.090 AC

1997

TYPE: 9W LOCATION: 5074
COMMENTS:
INSP YR: 1997

PROPERTY ADDRESS:

79.090 **

RP 12N05W314800 A
005-00

BLM
BUREAU OF LAND MGT
3948 DEVELOPMENT AVE
BOISE ID 83705

E1/2SW; S31T12R5W;
80 ACRES

81

80.000 AC

1997

TYPE: 9W LOCATION: 5074
COMMENTS:
INSP YR: 1997

PROPERTY ADDRESS:

80.000 **

RP 12N05W350010 A
047-00 RP003859-07
12N05WQ7

BLM
BUREAU OF LAND MGT
3948 DEVELOPMENT AVE
BOISE ID 83705

TN-7; S35T12R5; 21.19 ACRES

81

21.190 AC

1997

Stage: BENEFICIAL USE

WASHINGTON County
WASHINGTON County

SE

POU County: WASHINGTON

Other Rights: NONE

Conditions of Approval:

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP

~~STOCKWATER, 200 RANGE CATTLE
PARCEL NO. RP 12N05W300600~~

Dates:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments:

Date: 10/01/1998 User-ID: SEGBERT Subject: COPIED FROM REMARKS
OWNERSHIP CHANGED BY RDH ON FEBRUARY 11, 1992.

Date: 11/11/1998 User-ID: LHARRIS Subject: CFS AMOUNT REDUCED
THE CFS AMOUNT WAS REDUCED TO .02 SINCE THIS RIGHT IS FOR
INSTREAM STOCKWATER.

Date: 01/23/1999

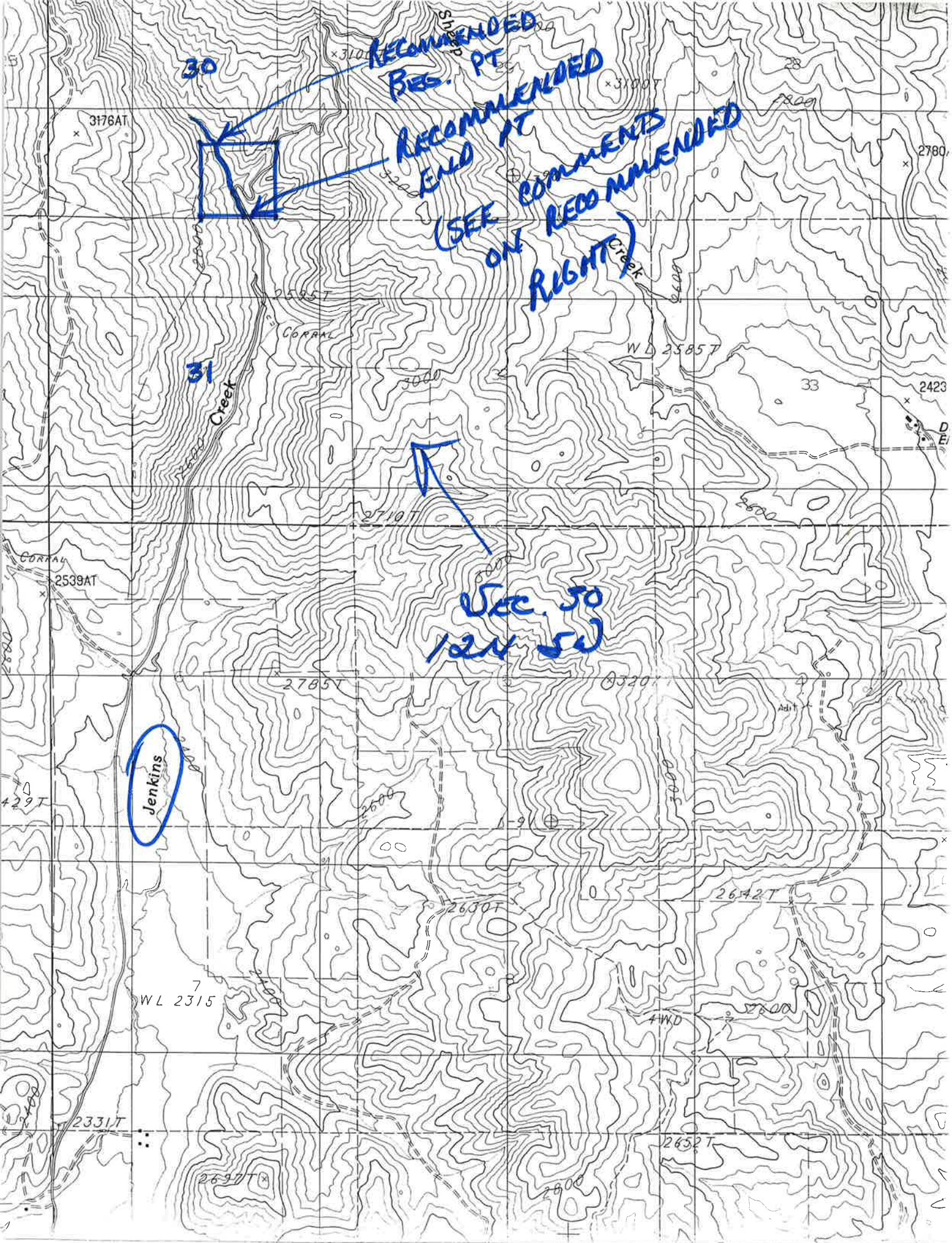
User-ID: JSHURTE Subject: RECOMMENDED POU & PE

NOTE: As owned by BMA - see copy of Washington County records for 1997. Also additional comment.

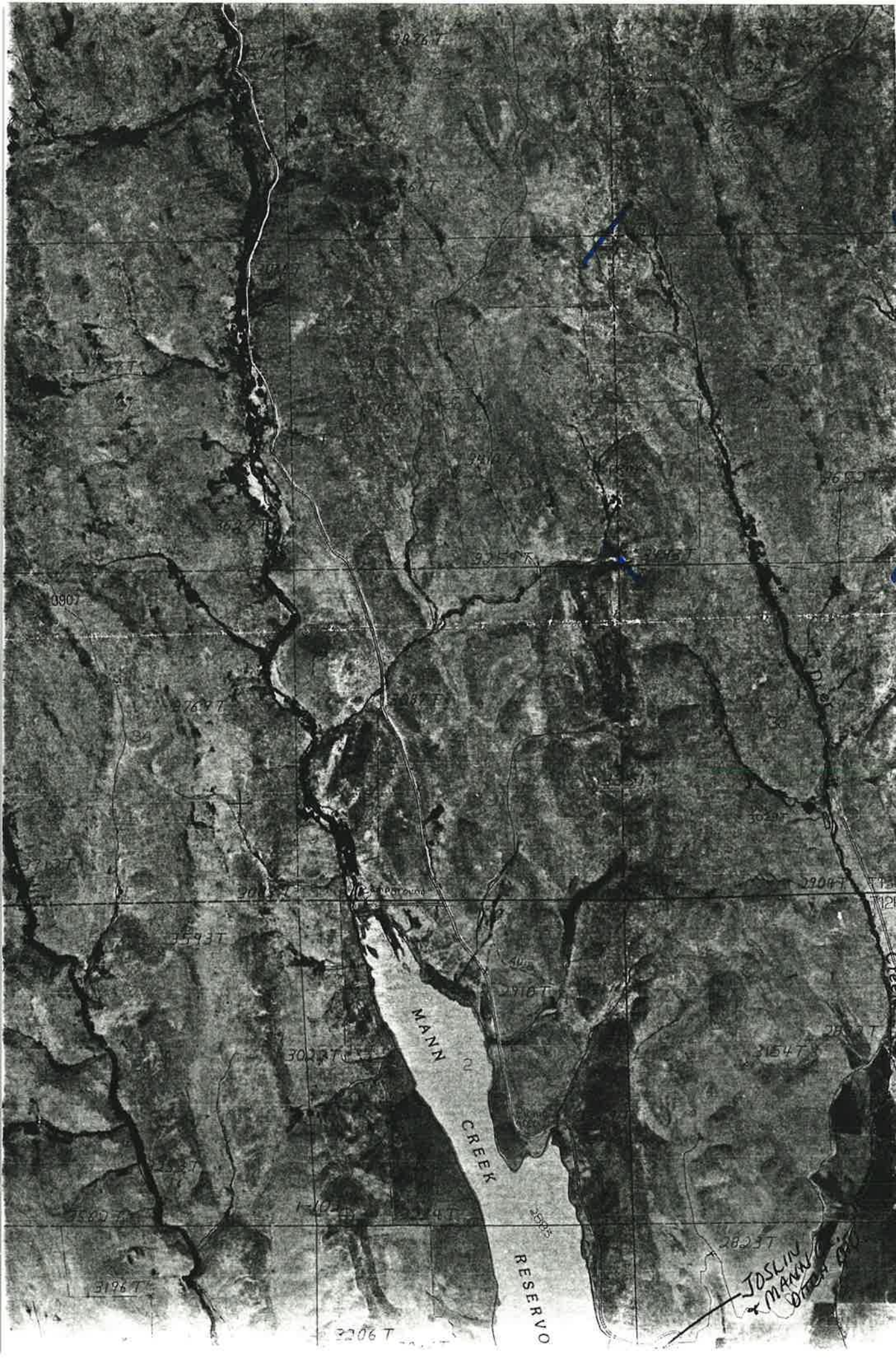
Comments: Date: 01/23/1999 User-ID: JSHURTE Subject: RECOMMENDED POU & PD

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CREEK IS NOT BEING CLAIMED AND IT IS NOT POSSIBLE TO TELL WHERE
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WITHIN THE SWE. DURING THE OBJECTION STAGE THE CLAIMANT MAY
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Audit: 01/23/99 JSHURTE

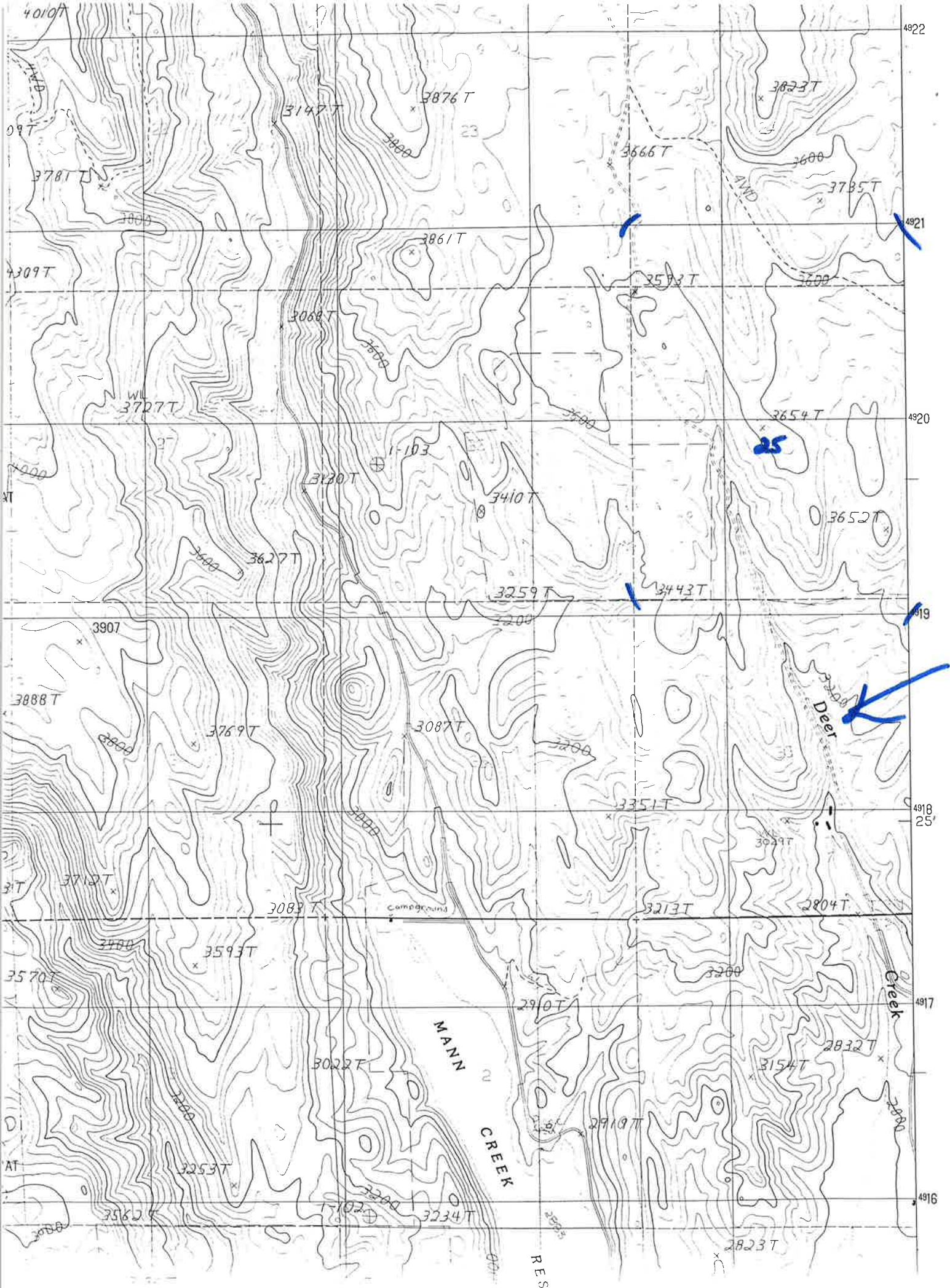






PER
MAP
SUBMITTED
LOCATION
THIS IS
WHAT
WAS SHOWN
AS THE
BEG. PT.
FOR JENKINS
IT IS NOT
JENKINS,
IT IS DEER
CREEK.

NOTE:
OTHER
SEC 25
LOCATIONS
WERE V.O.
& JENKINS
DID NOT
FLOW
THRU ANY
SEC. 25



DATE: 11/11/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ECKHART FAMILY LIMITED PARTNERSHIP 247 THORNWOOD MERIDIAN ID 83642 (208) 888-4734	12/31/1908	STOCKWATER	04-15 11-15	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Stage: BENEFICIAL USE

WASHINGTON County
WASHINGTON County

SE

[illegible]

Other Rights: NONE

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP STOCKWATER, 200 RANGE CATTLE
PARCEL NO. RP 12N05W300600

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
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Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag:

Comments: User-ID: SEGBERT Subject: COPIED FROM REMARKS
Date: 10/01/1998
OWNERSHIP CHANGED BY RDH ON FEBRUARY 11, 1992.

Date: 11/11/1998 User-ID: L HARRIS Subject: CFS AMOUNT REDUCED
THE CFS AMOUNT WAS REDUCED TO .02 SINCE THIS RIGHT IS FOR
INSTREAM STOCKWATER.

Audit: 11/11/98 L HARRIS

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

(REGIONAL)

DIVERSION
VOLUME

$$\begin{array}{r} \cancel{0.05} \text{ CFS} \\ - \cancel{0.05} \text{ CFS} \\ \hline .02 \end{array}$$

WASHINGTON County
WASHINGTON County

SE

• • • •

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

200 Range Cattle
OF 200 HEAD BEEF
RP 12N05W300600

Audit: 10/01/98 SEGBERT



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

September 17, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ECKHARDT FAMILY LIMITED PARTNERSHIP
247 THORNWOOD
MERIDIAN ID 83642

RECEIVED

SEP 24 1998

Department of Water Resources

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. A67-11045

Dear Claimant:

We have been advised you may be the present owner of the property with the water right referenced above.

Before we can modify our records to reflect your ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by October 1, 1998.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

Sandy Egbert
Clerical Specialist

cc: Regional office

Enclosures: Form 42-248/42-1409(6)

Copy of No.A67-11045 water right filing

Reply 9.23.98

Attached Documents

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: SEP-5-1997
PAGE: A-203

RIGHT NUMBER: 67-11045

NAME & ADDRESS: ~~JAMES L ECKHARDT~~
~~NELLIE ECKHARDT~~ ✓
247 THORNWOOD
MERIDIAN ID 83642*Eckhardt Family Limited Partnership*

SOURCE: JENKINS CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.05 CFS

PRIORITY DATE: 12/31/1908

POINT OF DIVERSION: T12N R05W S30 ✓
T13N R05W S25 ✓
06WSESWSE ✓
NWNWNW

Within WASHINGTON County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
STOCKWATER STOCKWATERING OF 200 HEPERIOD OF USE
04-15 11-15QUANTITY
0.05 CFSPLACE OF USE: STOCKWATER
T13N R05W S25
06WWithin WASHINGTON County
NWNW

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

OWNERSHIP CHANGED BY RDH ON FEBRUARY 11, 1992.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP 12 N 05 W 30 06 00

*WR05W
PARCELS #
for 12N 05W S30
See comments on
"R" record.*~~13 N 05 W 25 12 00 W 1/2 NW~~~~S Diamond Cattle Co.
2719 Knob Hill Rd
Midvale, 83645~~~~description
SE 1/4, E 1/2 W 1/2, W 1/2 NW
SWNE S25-T13-R5
440 acres~~Verified by SK Date: 9-4-98Verification Source: Alpha, maps
Co maps

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

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	Water Right 67-11045

IDWR has completed the following Administrative Proceeding:

☒	Change of Address
☐	Substitution of Party
☐	I.C. 42-222 Transfer

CHANGE OF ADDRESS

Name of Claimant:	ECKHARDT FAMILY LIMITED PARTNERSHIP
New Address:	1275 JENKINS CREEK RD
	WEISER ID 83672-5158
Phone:	(208) 549-1754

Claimant's Water Rights: 67-11045

The Claimant has filed Objections or Responses to the following water rights:

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
5/6/1999

67-11045

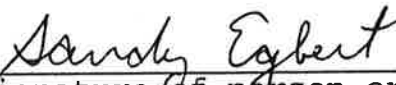
PAGE 1

CERTIFICATE OF MAILING

I certify that on 5-19-99 I mailed the original
and copies of this form to the following persons, postage prepaid
and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Each party in the subcase, or attorney of record:

ECKHARDT FAMILY LIMITED PARTNERSHIP
1275 JENKINS CREEK RD
WEISER ID 83672-5158
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

April 29, 1999

KARL J. DREHER
DIRECTOR

ECKHARDT FAMILY LIMITED PARTNERSHIP
1275 JENKINS CREEK RD
WEISER ID 83672-5158

Re: Snake River Basin Adjudication (SRBA)
Water Right #67-11045
Change of Address

RECEIVED
MAY - 3 1999

Dear Water Right Holder:

*Record changed,
NCAP prepared, m 5-5-99*

Department of Water Resources

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by May 17, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Jamie L Eckhardt *Mellie Eckhardt* 208-5491754
Claimant Signature Telephone No.

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: **A67-11045**
Date Received: 10/20/1989
Receipt No: W006462
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: ECKHARDT FAMILY LIMITED PARTNERSHIP 208-888-4734
Address: 247 THORNWOOD
MERIDIAN ID 83642

2. Date of Priority: DEC 31, 1908

3. Source: JENKINS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	30	SE	SW	SE		WASHINGTON
13N	05W	25	NW	NW	NW		WASHINGTON

5. Description of diverting works:
IN-STREAM STOCKWATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	04/15	11/15	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATERING OF 200 HEAD BEEF

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	05W	25	NW	NW		STOCK	

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGED BY RDH ON FEBRUARY 11, 1992.

15. Basis of Claim: BENEFICIAL USE

RECEIVED

SEP 24 1998

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right or Adjudication Claim No(s): A67-11045
2. The following **REQUIRED** information must be submitted with this form:

Attached A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant James L. and Nellie R. Eckhardt
247 Thornwood dr, Meridian, Id 83642
4. New Owner/Claimant(s) The Eckhardt Family Limited Partnership
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 247 Thornwood dr
 City, State and ZIP Code Meridian Id 83642
 New Telephone Number 208) 888-4734
5. Date you acquired the property 12/31/97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) James Eckhardt
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

COPY

CERTIFICATE OF LIMITED PARTNERSHIP

To the: STATE OF IDAHO SECRETARY OF STATE
CORPORATIONS DIVISION



DEC 31 4 21 PM '97

PHONE: (208) 334-2301 FAX: (208) 334-2847

700 W JEFFERSON PO BOX 83720 BOISE ID 83720-0080

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited partnership is: ECKHARDT FAMILY LIMITED PARTNERSHIP

2. The name and business address of the registered agent are:

JAMES L. ECKHARDT, 247 S. THORNWOOD DRIVE, MERIDIAN ID 83642

(not a P.O. Box)

3. The name and business address of each general partner are:

Name

Address

JAMES L. ECKHARDT

247 S. THORNWOOD DRIVE, MERIDIAN ID 83642

NELLIE R. ECKHARDT

247 S. THORNWOOD DRIVE, MERIDIAN ID 83642

(If more space is needed, continue in item 5.)

DECEMBER 31, 2032

4. The latest date on which the partnership will dissolve is:

5. Other matters (optional):

6. Signatures of all general partners:

James L. Eckhardt by Nellie R. Eckhardt
JAMES L. ECKHARDT

by Nellie R. Eckhardt (Attorney-in-Fact)

Nellie R. Eckhardt
NELLIE R. ECKHARDT

Secretary of State use only

April 6, 1998

Gary L. Kenley
Washington County Assessor
256 East Court
Weiser, Idaho 83672

Re: The Eckhardt Family Limited Partnership

Dear Mr. Kenley:

I very much appreciated your letter of March 17, 1998, calling attention to the fact that an 80-acre parcel in Section 25, Township 13 North, Range 6 West, Boise Meridian, had been missed in the conveyance to the Eckhardt Family Limited Partnership. In checking with Washington County Title which had provided the description, it appears that they simply missed that parcel.

Again, thanks for your attentiveness.

Sincerely,

Richard A. Cummings

RAC/plc

cc: James L. Eckhardt ✓
[E:\040698\2420.18\kenley01.ltr]

COPY

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that JAMES L. ECKHARDT and NELLIE R. ECKHARDT, husband and wife, called the Grantors, for good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto THE ECKHARDT FAMILY LIMITED PARTNERSHIP, hereinafter called the Grantee, and Grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereto belonging or in any way appertaining, situated in Washington County, State of Idaho, described as follows, to wit:

TOWNSHIP 11 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

Section 6: Lot 4;

TOWNSHIP 11 NORTH, RANGE 6 WEST OF THE BOISE MERIDIAN:

Section 1: Lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$;

Section 2: E $\frac{1}{2}$ SE $\frac{1}{4}$;

Section 11: E $\frac{1}{2}$ NE $\frac{1}{4}$;

Section 12: N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$;

TOWNSHIP 12 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

Section 6: Lots 3, 4, 5, 6, and 7, NE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$;

Section 7: Lots 1, 2, 3 and 4, E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$;

Section 8: W $\frac{1}{2}$ SW $\frac{1}{4}$;

Section 17: W $\frac{1}{2}$ NW $\frac{1}{4}$;

Section 18: Lot 1, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$;

Section 19: Lots 1, 2, 3 and 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$;

Section 30: Lots 2, 3 and 4, W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Section 31: Lots 1, 2, 3 and 4, E $\frac{1}{2}$ NW $\frac{1}{4}$;

TOWNSHIP 12 NORTH, RANGE 6 WEST OF THE BOISE MERIDIAN:

Section 1: Lots 1, 2, 3 and 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$;

Section 2: SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Section 11: E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$;

Section 12: All;

Section 13: All;

Section 14: E $\frac{1}{2}$;

Section 24: N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;

Section 25: E $\frac{1}{2}$ E $\frac{1}{2}$;

Section 36: All;

TOWNSHIP 13 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

Section 30: Lots 3 and 4, E $\frac{1}{2}$ SW $\frac{1}{4}$;

Section 31: Lots 1, 2 and 3, E $\frac{1}{2}$ W $\frac{1}{2}$;

TOWNSHIP 13 NORTH, RANGE 6 WEST OF THE BOISE MERIDIAN:

Section 36: All.

And Grantors hereby covenant to and with Grantees and Grantees' heirs, successors and assigns, that Grantors are lawfully seized in fee simple of the above granted premises, subject to the easements, reservations, and restrictions of record or appearing on the premises, and that Grantors will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those

claims, encumbrances, restrictions, reservations and easements it is conveyed subject to. Grantors make no representation or warranty as to any permitted use under applicable land use laws and regulations.

In Witness Whereof, the Grantors have executed this instrument this 31st day of December, 1997.

Grantees' address is: 247 Thornwood Drive, Meridian, ID 83642

James L. Eckhardt by Nellie R. Eckhardt Nellie R. Eckhardt
JAMES L. ECKHARDT by NELLIE R. ECKHARDT NELLIE R. ECKHARDT

STATE OF IDAHO)
: ss.
County of Ada)

On this 31st day of December, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared NELLIE R. ECKHARDT, for herself and as attorney-in-fact for JAMES L. ECKHARDT known or identified to me to be the persons who executed the within and foregoing instrument and acknowledged to me that they executed the same.

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



Stephen R. Rasmussen
Notary Public for Idaho
Residing at: BOISE ID
Commission Expires: 11-1-2002

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that JAMES L. ECKHARDT and NELLIE R. ECKHARDT, husband and wife, called the Grantors, for good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto THE ECKHARDT FAMILY LIMITED PARTNERSHIP, hereinafter called the Grantee, and Grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereto belonging or in any way appertaining, situated in Ada County, State of Idaho, described as follows, to wit:

971090

97109019

A parcel of land situated in the N1/2 of the NE1/4 of the SE1/4 of Section 13, Township 3 North, Range 1 West, Boise Meridian, Ada County, Idaho, described as follows:

ALL BE RECORDED

J. DAVID HAVARR

BOISE ID

Beginning at the Southeast corner of the N1/2 of the NE1/4 of the SE1/4 of Section 13, Township 3 North, Range 1 West, Boise Meridian, Ada County, Idaho;

thence North 241.93 feet;

thence South 89°42' West 525.00 feet to the real point of beginning;

thence South 89°42' West 350.00 feet to a point;

thence South 248.03 feet;

thence North 89°18' East 350.00 feet;

thence North 245.59 feet to the real point of beginning

And Grantors hereby covenant to and with Grantees and Grantees' heirs, successors and assigns, that Grantors are lawfully seized in fee simple of the above granted premises, subject to the easements, reservations, and restrictions of record or appearing on the premises, and that Grantors will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claims, encumbrances, restrictions, reservations and easements it is conveyed subject to. Grantors make no representation or warranty as to any permitted use under applicable land use laws and regulations.

In Witness Whereof, the Grantors have executed this instrument this 31st day of December, 1997.

James L. Eckhardt by Nellie R. Eckhardt Nellie R. Eckhardt
JAMES L. ECKHARDT by NELLIE R. ECKHARDT NELLIE R. ECKHARDT

STATE OF IDAHO)

: ss.

County of Ada)

On this 31st day of December, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared NELLIE R. ECKHARDT for herself and as attorney-in-fact for JAMES L. ECKHARDT, known or identified to me to be the persons who executed the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first



Elizabeth R. Eckhardt
Notary Public for Idaho

Residing at: BOISE ID

Commission Expires: 11-1-2002

WARRANTY DEED - 1

D:\2420.18\WD.1.wpd

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that JAMES L. ECKHARDT and NELLIE R. ECKHARDT, husband and wife, called the Grantors, for good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto THE ECKHARDT FAMILY LIMITED PARTNERSHIP, hereinafter called the Grantee, and Grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereto belonging or in any way appertaining, situated in Ada County, State of Idaho, described as follows, to wit:

Lot 7 in Block 3 of SUBURBAN LAND TRACTS UNIT NO. 1 according to the Official Plat thereof, filed in Book 28 of Plats at Page 1716, records of Ada County, Idaho:

EXCEPTING THEREFROM

Beginning at an iron pin marking the Southwesterly corner of Lot 7, Block 3 of SUBURBAN LAND TRACTS UNIT NO. 1, said iron pin being the REAL POINT OF BEGINNING; thence along the Westerly boundary of said Lot 7, Block 3

North 00°00'00" East 317.93 feet to an iron pin marking the Northwesterly corner of said Lot 7, Block 3; thence leaving said Westerly boundary, and along the Northerly boundary of said Lot 7, Block 3

South 88°28'31" East 15.00 feet to a point; thence leaving said Northerly boundary

South 00°0'00" West 317.93 feet to a point on the Southerly boundary of said Lot 7, Block 3; thence along said Southerly boundary

North 88°28'31" West 15.00 feet to the POINT OF BEGINNING.

And Grantors hereby covenant to and with Grantees and Grantees' heirs, successors and assigns, that Grantors are lawfully seized in fee simple of the above granted premises, subject to the easements, reservations, and restrictions of record or appearing on the premises, and that Grantors will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claims, encumbrances, restrictions, reservations and easements it is conveyed subject to. Grantors make no representation or warranty as to any permitted use under applicable land use laws and regulations.

In Witness Whereof, the Grantors have executed this instrument this 31st day of December, 1997.

James L. Eckhardt by Nellie R. Eckhardt Nellie R. Eckhardt
JAMES L. ECKHARDT by NELLIE R. ECKHARDT NELLIE R. ECKHARDT

STATE OF IDAHO)
 : ss.
County of Ada)

On this 31st day of December, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared NELLIE R. ECKHARDT, for herself and as attorney-in-fact for JAMES L. ECKHARDT known or identified to me to be the persons who executed the within and foregoing instrument and acknowledged to me that they executed the same.

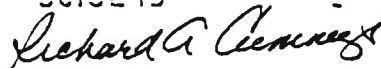
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



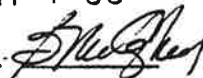

Notary Public for Idaho
Residing at: Boise ID
Commission Expires: 11-1-2002

97109020

ADA CL. RECORDER
J. DAVID NAVARRO
BOISE ID



'97 DEC 31 PM 4 38

FEE 6.00 REC'D 
RECORDED AT THE REQUEST OF

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that JAMES L. ECKHARDT and NELLIE R. ECKHARDT, husband and wife, called the Grantors, for good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto THE ECKHARDT FAMILY LIMITED PARTNERSHIP, hereinafter called the Grantee, and Grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereto belonging or in any way appertaining, situated in Ada County, State of Idaho, described as follows, to wit:

A parcel of land being a portion of the NW1/4 of the SW 1/4, Section 19, Township 3 North, Range 2 East, Boise Meridian, Ada County, Idaho, and more particularly described as follows:

Beginning at a brass cap marking the NW corner of the SW 1/4, Section 19, Township 3 North, Range 2 East, Boise Meridian, Ada County, Idaho:

thence along the Northerly boundary of said SW 1/4, Section 19, South 88°26'55" East (formerly South 88°28'31" East) 33.01 feet to a Brass Cap marking the Easterly right-of-way of S. Cole Road, said Brass Cap also marking the Southerly boundary of South Cole Industrial Park No. 4 as filed for record in the office of the Ada County Recorder, Boise, Idaho in Book 49 of Plats at Pages 4017 and 4018, said Brass Cap also being the REAL POINT OF BEGINNING (Initial Point):

thence leaving said Easterly right-of-way and along said Northerly and Southerly boundaries, South 88°26'55" East (formerly South 88°28'31" East) 686.19 feet to an iron pin marking the NW corner of Lot 18, Block 2 of said South Cole Industrial Park No. 4;

thence leaving said Northerly and Southerly boundaries, and along the Westerly boundary of said Lot 18 Block 2, South 0°00'00" East 635.25 feet to an iron pin marking the Northerly boundary of Suburban Land Tracts Unit No. 1 Subdivision as filed for record in the office of the Ada County Recorder, Boise, Idaho, in Book 28 of Plats at Page 1716;

thence leaving said Westerly boundary, and along said Northerly boundary, North 88°27'12" West (formerly North 88°28'31" West) 666.72 feet to an iron pin marking a point of curve;

thence leaving said Northerly boundary and along a curve to the right 30.88 feet, said curve having a central angle of 88°27'12" (formerly 89°28'31"), a radius of 20.00 feet, tangents of 19.47 feet, and a long chord of 27.90 feet (formerly 27.91 feet) bearing North 44°13'36" West (formerly North 44°14'16" West) to an iron pin marking a point of tangent on the said Easterly right-of-way of S. Cole Road;

thence along said Easterly right-of-way North 00°00'00" West 615.84 feet to the point of beginning, comprising 10.00 acres more or less

And Grantors hereby covenant to and with Grantees and Grantees' heirs, successors and assigns, that Grantors are lawfully seized in fee simple of the above granted premises, subject to the easements, reservations, and restrictions of record or appearing on the premises, and that Grantors will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claims,

encumbrances, restrictions, reservations and easements it is conveyed subject to. Grantors make no representation or warranty as to any permitted use under applicable land use laws and regulations.

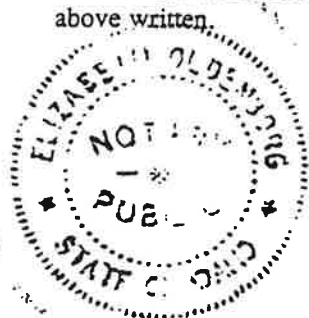
In Witness Whereof, the Grantors have executed this instrument this 31st day of December, 1997.

James L. Eckhardt by Nellie R. Eckhardt Nellie R. Eckhardt
JAMES L. ECKHARDT by NELLIE R. ECKHARDT NELLIE R. ECKHARDT

STATE OF IDAHO)
 : ss.
County of Ada)

On this 31st day of December, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared NELLIE R. ECKHARDT for herself and as attorney-in-fact for JAMES L. ECKHARDT, known or identified to me to be the persons who executed the within and foregoing instrument and acknowledged to me that they executed the same.

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



Elizabeth Oldenburg
Notary Public for Idaho
Residing at: Boise ID
Commission Expires: 11-1-2002

97109023

ADA CO. RECORDER
J. DAVID NAVARRO
BOISE ID

Richard A. Cunningham

'97 DEC 31 PM 4 39

FEE 6⁰⁰ DE: [Signature]
RECORDED AT THE REQUEST OF

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that JAMES L. ECKHARDT and NELLIE R. ECKHARDT, husband and wife, called the Grantors, for good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto THE ECKHARDT FAMILY LIMITED PARTNERSHIP, hereinafter called the Grantee, and Grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereto belonging or in any way appertaining, situated in the City of Charlotte, Mecklenburg County, State of North Carolina, described as follows, to wit:

See Exhibit A attached and by reference made a part of this deed for the description of the property hereby conveyed.

And Grantors hereby covenant to and with Grantees and Grantees' heirs, successors and assigns, that Grantors are lawfully seized in fee simple of the above granted premises, subject to the easements, reservations, and restrictions of record or appearing on the premises, and that Grantors will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claims, encumbrances, restrictions, reservations and easements it is conveyed subject to. Grantors make no representation or warranty as to any permitted use under applicable land use laws and regulations.

In Witness Whereof, the Grantors have executed this instrument this 31st day of December, 1997.

James L. Eckhardt Nellie R. Eckhardt Nellie R. Eckhardt
JAMES L. ECKHARDT by NELLIE R. ECKHARDT NELLIE R. ECKHARDT

STATE OF IDAHO)
: ss.
County of Ada)

On this 31st day of December, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared NELLIE R. ECKHARDT for herself and as attorney-in fact for JAMES L. ECKHARDT, known or identified to me to be the persons who executed the within and foregoing instrument and acknowledged to me that they executed the same.

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



Elizabeth Oldenburg
Notary Public for Idaho
Residing at: Boise ID
Commission Expires: 11-1-2002

97109025
97109025
AD VAL RECORDED
J. DAVID NAVARRO
BOISE ID
Richard Cummings
97 DEC 31 PM 4 39
FEE 6.00 REP BM
RECORDED AT THE REQUEST OF

WARRANTY DEED - 1
D:\2420.18\WD.7.wpd

This Deed Was Prepared By:
Richard A. Cummings, Esq.
P.O. Box 1545, Boise, ID 83701
(208) 367-0722

PARCEL # - 091-051-26

EXHIBIT A

BEGINNING at a railroad spike in the western margin of the 60-foot wide right-of-way of Dorton Street, said point being located S. 04-18-30 W. approximately 350 feet from the intersection of said margin as extended with the southern margin of the 100-foot wide right-of-way of North Tryon Street as extended, and proceeding from said point of beginning with the margin of Dorton Street S. 04-18-30 W. 280 feet to an iron pipe in the line of the property of C & T Leasing as described in a deed recorded in Book 5030 at Page 776 of the Mecklenburg Registry; thence with the C & T Leasing line N. 85-41-30 W. 450 feet to a PK nail in the line of the property of Tryon Associates, as described in a deed recorded in Book 4662 at Page 808 of said Registry; thence with the Tryon Associates line N. 04-18-30 E. 280 feet to a concrete monument in the line of the property of Western Auto Supply Company, as described in a deed recorded in Book 4777 at Page 912 of said Registry; thence with the Western Auto Supply Company line, continuing into the line of the property of Carl L. Phillips, as described in a deed recorded in Book 4887 at Page 225 of said Registry S. 85-41-30 E. 450 feet to the point of place of BEGINNING; containing 2.893 acres as shown on a survey for Towers Associates by Andrew G. Zoutewelle dated November 9, 1988. Being the same property shown as the Space Industries Corporation tract on a plat of the Dorton Street right-of-way recorded in Map Book 16 at Page 171 of said Registry.

TOGETHER WITH the non-exclusive easement rights appurtenant to said property described in Book 4758 at Page 354 of said Registry.

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that JAMES L. ECKHARDT and NELLIE R. ECKHARDT, husband and wife, called the Grantors, for good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto THE ECKHARDT FAMILY LIMITED PARTNERSHIP, hereinafter called the Grantee, and Grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereto belonging or in any way appertaining, situated in Mecklenburg County, State of North Carolina, described as follows, to wit:

TO FIND THE POINT OF BEGINNING, begin at an existing North Carolina Department of Transportation concrete monument located at the southwesterly quadrant of the intersection of Billy Graham Parkway and Boyer Street, and following the westerly margin of Billy Graham Parkway with the arc of a circular curve to the left having a radius of 3,973.71 feet (subtended by a chord bearing and distance of South $11^{\circ}15'$ West 63.96 feet), an arc length of 63.96 feet to a new iron pipe, said iron pipe being THE POINT OR PLACE OF BEGINNING; thence along the right of way of Billy Graham Parkway in three (3) calls as follows:

- (i) with the arc of a circular curve to the left having a radius of 3,973.71 feet (subtended by a chord bearing and distance of South $10^{\circ}09'00''$ West 88.54 feet), an arc length of 88.54 feet to a point;
- (ii) with the arc of a circular curve to the left having a radius of 3,973.71 feet (subtended by a chord bearing and distance of South $03^{\circ}51'42''$ West 782.62 feet), an arc length of 783.89 feet to a North Carolina Department of Transportation concrete monument;
- (iii) South $04^{\circ}18'06''$ West 78.44 feet to an existing iron pin; thence with the property of S.C. Hair (now or formerly), as recorded in Deed Book 4422, Page 308, Mecklenburg County Public Registry, North $77^{\circ}13'36''$ West 108.14 feet to a new iron pipe; thence with the property of National Welders Supply Co., Inc. (now or formerly), as recorded in Deed Book 6822, Page 334, Mecklenburg County Public Registry, North $14^{\circ}05'18''$ West 780.91 feet to a new iron pipe; thence with three (3) new lines as follows:
 - (i) North $75^{\circ}54'42''$ East 60.00 feet to a new iron pipe;
 - (ii) North $14^{\circ}05'18''$ West 69.92 feet to a new iron pipe;
 - (iii) North $75^{\circ}54'42''$ East 338.76 feet to THE POINT OR PLACE OF BEGINNING, containing 4.642 acres and designated as Tract 2, as shown on Map of Subdivision QCC Capital Fund Ltd., L.P., Map 1, dated November 17, 1995, last revised February 21, 1996 prepared by Andrew G. Zoutewelle, to which survey reference is hereby made.

And Grantors hereby covenant to and with Grantees and Grantees' heirs, successors and assigns, that Grantors are lawfully seized in fee simple of the above granted premises, subject to the easements, reservations, and restrictions of record or appearing on the premises, and that Grantors will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those

claims, encumbrances, restrictions, reservations and easements it is conveyed subject to. Grantors make no representation or warranty as to any permitted use under applicable land use laws and regulations.

In Witness Whereof, the Grantors have executed this instrument this 31st day of December, 1997.

James L. Eckhardt by Nellie R. Eckhardt Nellie R. Eckhardt
JAMES L. ECKHARDT by NELLIE R. ECKHARDT NELLIE R. ECKHARDT

STATE OF IDAHO)
: ss.
County of Ada)

On this 31st day of December, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared NELLIE R. ECKHARDT for herself and as attorney-in fact for JAMES L. ECKHARDT, known or identified to me to be the persons who executed the within and foregoing instrument and acknowledged to me that they executed the same.

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



Elizabeth Old
Notary Public for Idaho
Residing at: BOISE ID
Commission Expires: 11-1-2002

97109022

ADDITIONAL RECORDER
J. DAVID NAVARRO
BOISE ID

Richard A. Cummings
'97 DEC 31 PM 4:39
FEE 60 500.00
RECORDED AT THE REQUEST OF

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that JAMES L. ECKHARDT and NELLIE R. ECKHARDT, husband and wife, called the Grantors, for good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto THE ECKHARDT FAMILY LIMITED PARTNERSHIP, hereinafter called the Grantee, and Grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereto belonging or in any way appertaining, situated in Charlotte, formerly Sharon Township, Mecklenburg County, State of North Carolina, described as follows, to wit:

BEGINNING at a point in the easterly margin of the right of way of Archdale Drive (which right of way is sixty (60) feet in width) which point is located a distance of 1,066.65 feet from the intersection of the southerly right of way margin of Archdale Drive and the westerly right of way margin of Fernhill Drive as measured along the southeasterly and southerly right of way margin of Archdale Drive and thence from said point or place of beginning, South 68°29'20" East 333.0 feet to a point; thence South 21°30'40" West 393.63 feet to a point; thence South 35°24'30" West 337.35 feet to a point in the margin of the right of way of Archdale Drive, and thence with the margin of the right of way of Archdale Drive in an arc to the right, such arc having a radius of 473.32 feet, a distance of 169.67 feet to a point; thence continuing with the right of way of Archdale Drive, North 21°30'40" East 371.08 feet to a point and continuing with said right of way on an arc to the right, such arc having a radius of 471.67 feet, a distance of 4.92 feet to the point or place of beginning.

And Grantors hereby covenant to and with Grantees and Grantees' heirs, successors and assigns, that Grantors are lawfully seized in fee simple of the above granted premises, subject to the easements, reservations, and restrictions of record or appearing on the premises, and that Grantors will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claims, encumbrances, restrictions, reservations and easements it is conveyed subject to. Grantors make no representation or warranty as to any permitted use under applicable land use laws and regulations.

In Witness Whereof, the Grantors have executed this instrument this 31st day of December, 1997.

James L. Eckhardt by Nellie R. Eckhardt Nellie R. Eckhardt
JAMES L. ECKHARDT by NELLIE R. ECKHARDT NELLIE R. ECKHARDT

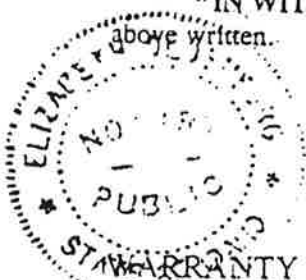
STATE OF IDAHO)

: ss.

County of Ada)

On this 31st day of December, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared NELLIE R. ECKHARDT for herself and as attorney-in fact for JAMES L. ECKHARDT, known or identified to me to be the persons who executed the within and foregoing instrument and acknowledged to me that they executed the same.

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



Elizabeth A. Cawley
Notary Public for Idaho
Residing at: Boise ID
Commission Expires: 11-1-2002



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

DATE: FEBRUARY 11, 1992

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

JAMES L ECKHARDT or
NELLIE ECKHARDT
247 THORNWOOD
MERIDIAN ID 83642

NOTICE OF CLAIM NO.(S)
A67-11043 A67-11044

A67-11045 A67-11046

A67-11059

Dear James and Nellie Eckhardt,

Enclosed is a copy(s) of the above referenced claim(s) which reflects the **CHANGE IN OWNERSHIP** of the lands and appurtenant water rights covered by this claim(s).

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim(s) for final court decree.

If you have any questions concerning the enclosed claims(s), feel free to contact this office.

Sincerely,

Ron Howerton
Senior Water Agent
Adjudication Bureau

A handwritten signature in cursive script that reads "Ron Howerton".

cc: File(s)
A67-11043
A67-11044
A67-11045
A67-11046
A67-11059

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: **A67-11045**
Date Received: 10/20/1989
Receipt No: W006462
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: JAMES L ECKHARDT 208-888-4734
Address: 247 THORNWOOD
MERIDIAN ID 83642

OR

Name: NELLIE ECKHARDT 208-888-4734
Address: 247 THORNWOOD
MERIDIAN ID 83642

2. Date of Priority: DEC 31, 1908

3. Source: JENKINS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12N	05W	30	SE	SW	SE		WASHINGTON
13N	05W	25	NW	NW	NW		WASHINGTON

5. Description of diverting works:
IN-STREAM STOCKWATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	04/15	11/15	0.050		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATERING OF 200 HEAD BEEF

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	05W	25	NW	NW		STOCK	

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:

OWNERSHIP CHANGED BY RDH ON FEBRUARY 11, 1992.

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
NOV 21 1991

DATE OF CLOSING: _____

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. _____

Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

see attached legal description

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A67-11044, A67-11045, A67-11046, A67-11059, A67-11043

☐ Name and Address of Former Owner/Claimant(s)(Seller): BLUEFIELDS, S.A., A PANAMA CORPORATION

☐ New Owner/Claimant (Purchaser): JAMES L. ECKHARDT AND NELLIE ECKHARDT

☐ New Mailing Address: 247 Thornwood
Meridian, Idaho 83642

☐ New Telephone Number: (208) 888- 4734

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: COPY OF RECORDED WARRANTY AND QUITCLAIM DEED

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) James L. Eckhardt Date 10-11-91

☐ Nellie R. Eckhardt Date 10-11-91

☐ Signature of Former Owner/Claimant(s): David Warrick President Date 10-17-91

Blue Fields SA. Date 10-17-91

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

ORIGINAL IN 67-11043

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: A67-11045
Date Received: 10/20/1989
Receipt No: W006476
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BLUEFIELDS SA 212-243-4968
Address: % 43 5TH. AVENUE
NEW YORK CITY, NY 10003

2. Date of Priority: DEC 31, 1908

3. Source: JENKINS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	30	SE	SW	SE		WASHINGTON
13N	05W	25	NW	NW	NW		WASHINGTON

5. Description of diverting works:
IN-STREAM STOCKWATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/15	11/15	0.050		

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

8. Total consumptive use is Acre Feet Per Annum. ✓ 1

9. Non-irrigation uses:
STOCKWATERING OF 200 HEAD BEEF

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	05W	25	NW	NW		STOCK	

11. Place of use in counties: WASHINGTON

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 _____ 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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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:

Ident. Number

Date Received

Receipt Number

39576

Alt-11045

10-20-89

W0006462

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
OCT 20 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Bluefields SA Phone (212) 243-4968

Mailing Address % 43 5th. Ave., New York City, NY Zip 10003

2. Date of Priority (Only one (1) per claim) 1908

3. Source of water supply (a) Jenkins Creek
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 13N Range 5W Section 25, NW 1/4 of NW 1/4 of NW 1/4,

Govt. Lot _____ B.M., County of Washington

ending point is: Township 12N Range 5W Section 30, SE 1/4 of SW 1/4 of

SE 1/4, Govt. Lot _____ B.M., County of Washington

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

Open Stream Stockwatering

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwatering purposes from 4/15 to 11/15 amount .05 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .05 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater of 200 head beef cattle - (cow/calf operation)

10. 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 use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
Inflow -	Outflow -	See	item	4B															

Total number of acres irrigated - 0 -

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

12. Do you own the property listed above as place of use? Yes x No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (x)

14. Remarks:

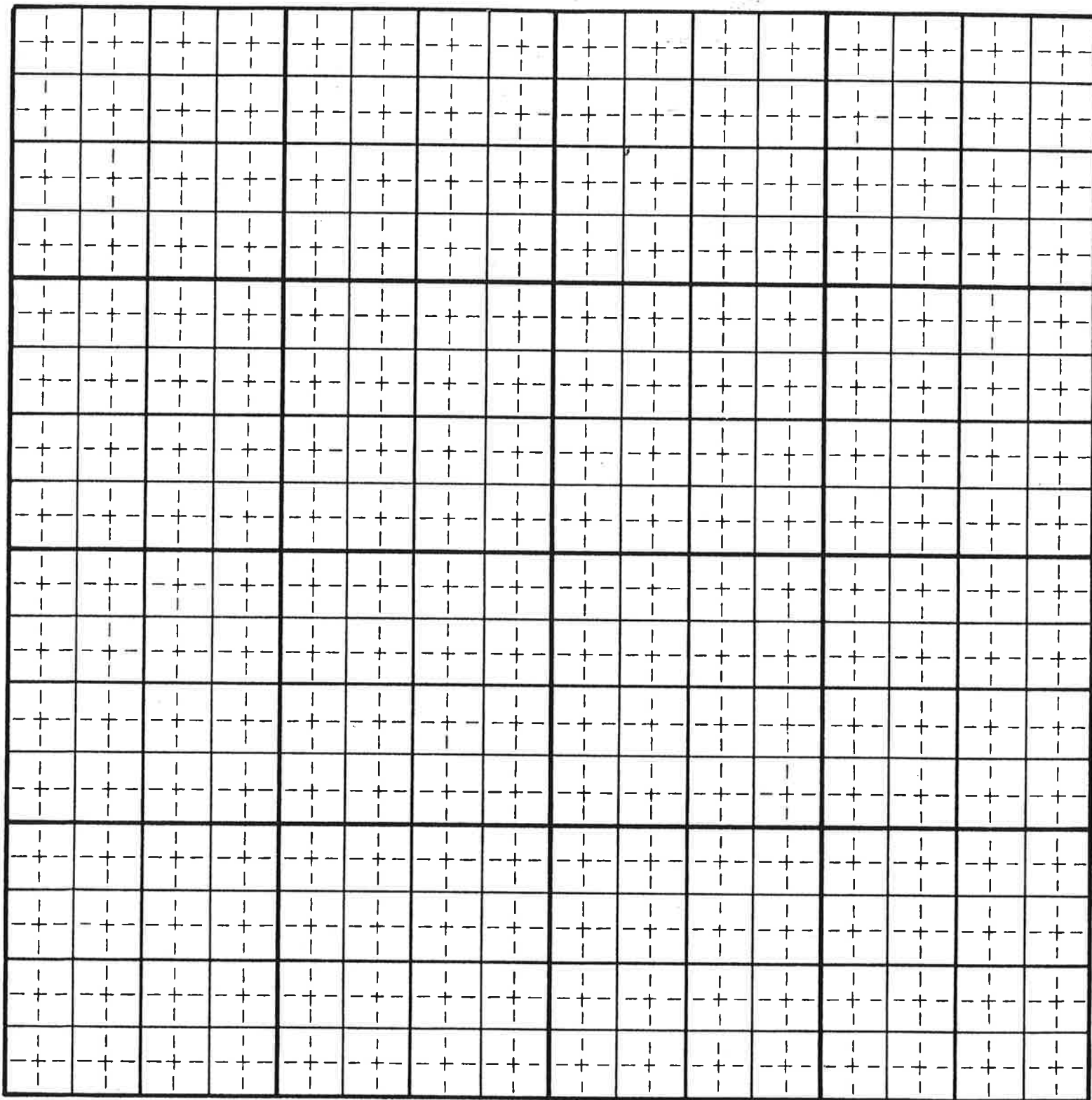
Last Name Bluefields SA Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

See Attachment "A" & "B"



Last Name Bluefields SA

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use x Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ President _____

of _____ Bluefields SA _____, that I have signed the foregoing
Organization
document in the space below as _____ President _____ of _____ Bluefields SA
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent David Warmick AKA Brocke

Title and Organization _____ President, Bluefields SA _____ Date _____ 10/19/89

State of Idaho/or _____)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 19th day of October 19 89

SEAL

Notary Public Janet L. Davis

Residing at Keiser Idaho

My Commission Expires 11-29-94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on 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 _____

Address _____

Date _____

Last Name _____ Ident. Number _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

[Bluefields SA]
% 43 5th Avenue
[New York City, New York 10003]

Dear Claimant(s):

We have received your Notice(s) of Claim to a Water Right filed in the Snake River Basin Adjudication.

In the initial review of this claim(s) we found it necessary to complete some of the items on the claim form(s). A copy of your original claim(s) with these changes marked, along with the computer generated copy, and Receipt No. W006876 are enclosed. The following items have been added and/or changed on the claim(s) enclosed:

_____ Item #2 - Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority.

✓ _____ Item #4 - The point of diversion appears to be incorrectly described or not described at all. Based on other information provided which included your legal description, we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, enclosed is a copy of the subdivision map from which we computed the quarter-quarter legal description.

_____ Item #5 - No description of diverting works was listed. Because the source was described as a groundwater source, we have completed this item with well, pump and pipeline. If your groundwater source is not a well, please notify us.

_____ Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.

____ Item #7 - The total quantity claimed was not completed.
The use(s) claimed have been added together and
this amount added to your claim.

____ Item #9 - The number of homes was not listed on your claim.
It appears to be filed for one domestic home and
this information has been added to your claim.

✓
____ Item #10- The place of use appears to be incorrectly
described, or not described at all. Based on
other information submitted we have added in the
quarter-quarter, section, township and range.
If you had listed the Lot, Block and Subdivision
name, we have enclosed a copy of the subdivision
map from which we computed the quarter-quarter
legal description. Or, if you have listed a
quarter-quarter legal description under Item No.
4, we have listed this same quarter-quarter,
section township and range on this item.

____ Item #12- The ownership of the place of use has not been
marked. We have assumed you own the place of use
and this information has been added to your
claim.

____ Item #15- Basis of Claim was not completed. No previously
recorded water rights were found, therefore, we
have marked beneficial use of the water as the
basis for filing this claim.

____ Other _____

If you have any problems or questions concerning these additions
and/or changes, please feel free to change the copy of your claim
form(s) and return it to this office. The new changes can then be
made and a computer generated copy showing these changes sent to you.
If we do not hear from you, we will assume these changes meet with
your approval and the claim(s) will remain as shown on the enclosed
copies.

Sincerely,

Bruce A. Schulz

1/30/1989

SBBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Bluefields SA

CLAIM IDENT. NO.

467-11045

DATE RECEIVED

10/20/89

CK #

W106462

AMOUNT \$

1. Is the name and address complete with zip code?

YES

NO

Required Info?

2. Is a priority date entered?

Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required.

3. (a) Is a source entered?

(b) Is a tributary to entered? (if required)

N/A

4. Is the legal description of the p.d. sufficient?

5. Is there a description of the diverting works?

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.

Is the period of use included?

Is a quantity claimed for each use?

7. Is a total quantity claimed entered?

8. If required is a consumptive use entered?

N/A

Is the consumptive use correct?

N/A

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.

N/A

10. Is (are) the place(s) of use and purpose(s) indicated?

11. Is (are) the county(ies) entered?

12. Is the ownership of p.u. checked?

13. Are other water rights listed or "none" indicated?

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)

N/A

15. Is the basis of the claim indicated?

16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)

N/A

17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.

18. Has the claim been signed, sealed, and dated by a notary?

19. Was this claim filed on time, or was an extension granted?

20. Is the fee enclosed correct?

Exempt

21. If this claim is based on an existing water right, has the identification number been entered?

N/A

22. Should this claim be receipted and data entered?

Claim checked by:

Bruce

Date:

11/15/89

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modifications:

(Yes) (No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

Comments:

add POA

31

30

30

11600
Sect 30
T12N R5E
S1/4 50 1/4 50 1/4

30

19

30

19

12N 50

ATTACHMENT "B"

← Deer Creek
NOT
STEARNS?

25 30

25 30

Jan



RECEIVED

JAN 24 2000

WATER RESOURCES
WESTERN REGION

RECEIVED

JAN 21 2000

Department of Water Resources

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

In Re SRBA

Case No. 35976

A. Subcase No. 67-11045

STANDARD FORM 2

RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: See Exhibit "A"

Address: See Exhibit "A"

Daytime Phone: (208) 734-0700

Name & Address of Attorney, if any:

NORMAN M. SEMANKO
ROSHOLT, ROBERTSON & TUCKER
P.O. Box 1906
Twin Falls, ID 83303-1906

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH YOU ARE RESPONDING

Name: United States of America
USDI BLM

Address: 550 West Fort Street, MSC 033
Boise, ID 83724

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

F. CERTIFICATE OF MAILING

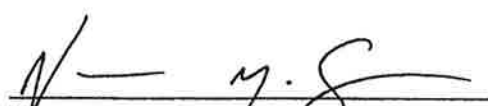
I hereby certify that on the 20th day of January, 2000, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One copy to the claimant of the water right at the following address:
Name: Eckhardt Family Limited Partnership

Address: 1275 Jenkins Creek Rd.
Weiser, ID 83672
3. One copy to the party who filed the objection at the following address:
Name: United States of America
USDI BLM
Address: 550 West Fort Street, MSC 033
Boise, ID 83724
4. Copies to:
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, Idaho 83724



Your signature or signature of attorney
mailing on your behalf

EXHIBIT "A"

List of Respondents represented by Norman M. Semanko of Rosholt, Robertson & Tucker:

SCOTT BEDKE
630 N CENTER
OAKLEY ID 83346

KARL (BUD) BEDKE
1876 S 600 W
OAKLEY ID 83346

BRUCE BEDKE
42 E BASIN ROAD
OAKLEY ID 83346

JOE TUGAW
3277 WOODRIDGE DR
TWIN FALLS ID 83301

JARED BEDKE
42 E BASIN ROAD
OAKLEY ID 83346

GARY POULTON
BOX 112
OAKLEY ID 83346

FLYING TRIANGLE, INC.
P.O. BOX 180
HAGERMAN, ID 83332

WILLIS D. AND BETTY DeVENY
BOX 1160
RIGGINS, ID 83549

LUTHER GARDNER
ROUTE 1 BOX 110 D
OAKLEY, ID 83346

MICHAEL POULTON
BOX 279
OAKLEY ID 83346

PICKETT RANCH & SHEEP CO.
1650 S 568 W
OAKLEY ID 83346

JERRY HOAGLAND
HC 79 BOX 44
MELBA ID 83641

JOYCE LIVESTOCK CO
C/O PAUL NETTLETON
MURPHY ID 83650

WESTERN STOCK GROWERS
ASSOCIATION ET AL.
ATTN JEFF WILLIAMS
2391 ROCK CREEK RD
HANSEN ID 83334

EUGENE MATHEWS
1249 S HIGHWAY 27
OAKLEY, ID 83346

SHOULDERS 3 RANCHES, INC.
P O BOX 218
OAKLEY, ID 83346

A L CATTLE, INC.
P O BOX 608
EMMETT, ID 83617

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAY-6-1999
PAGE: A-18

RIGHT NUMBER: 67-11045

NAME & ADDRESS: ECKHARDT FAMILY LIMITED PARTNERSHIP
1275 JENKINS CREEK RD
WEISER ID 83672-5158

SOURCE: JENKINS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 12/31/1908

POINT OF DIVERSION: T12N R05W S30 NWSWSE (INSTREAM BEGINNING POINT) Within WASHINGTON County
SESWSE (INSTREAM ENDING POINT)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	04-15 11-15	0.02 CFS

PLACE OF USE: STOCKWATER Within WASHINGTON County
T12N R05W S30 SWSE

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 200 RANGE CATTLE

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

In Re SRBA
Case No. 39576

) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
)
) Water Right 67-11045

IDWR has completed the following Administrative Proceeding:

X	Change of Address
_	Substitution of Party
_	I.C. 42-222 Transfer

CHANGE OF ADDRESS

Name of Claimant: ECKHARDT FAMILY LIMITED PARTNERSHIP
New Address: 1275 JENKINS CREEK RD
WEISER ID 83672-5158
Phone: (208) 549-1754

Claimant's Water Rights: 67-11045

The Claimant has filed Objections or Responses to the following water rights:

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
5/6/1999

67-11045

PAGE 1

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED:

5/12/99

A handwritten signature in black ink, appearing to be "S. J. [unclear]", written over a horizontal line.

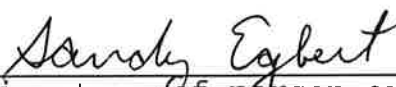
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5-19-99 I mailed the original
and copies of this form to the following persons, postage prepaid
and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Each party in the subcase, or attorney of record:

ECKHARDT FAMILY LIMITED PARTNERSHIP
1275 JENKINS CREEK RD
WEISER ID 83672-5158
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

April 29, 1999

KARL J. DREHER
DIRECTOR

ECKHARDT FAMILY LIMITED PARTNERSHIP
1275 JENKINS CREEK RD
WEISER ID 83672-5158

Re: Snake River Basin Adjudication (SRBA)

Water Right #67-11045

Change of Address

Dear Water Right Holder:

RECEIVED

MAY - 3 1999

Department of Water Resources

*Record changed,
NCAP prepared, 5-5-99*

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by May 17, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

James L Eckhardt
Claimant Signature

208-5491754
Telephone No.

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: **A67-11045**
Date Received: 10/20/1989
Receipt No: W006462
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: ECKHARDT FAMILY LIMITED PARTNERSHIP 208-888-4734
Address: 247 THORNWOOD
MERIDIAN ID 83642

2. Date of Priority: DEC 31, 1908

3. Source: JENKINS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	30	SE	SW	SE		WASHINGTON
13N	05W	25	NW	NW	NW		WASHINGTON

5. Description of diverting works:
IN-STREAM STOCKWATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/15	11/15	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATERING OF 200 HEAD BEEF

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	05W	25	NW	NW		STOCK	

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGED BY RDH ON FEBRUARY 11, 1992.

15. Basis of Claim: BENEFICIAL USE



999 Main St., Suite 911 • P. O. Box 1545 • Boise, Idaho 83701
(208) 367-0722 • Fax: (208) 367-0892

April 6, 1998

Gary L. Kenley
Washington County Assessor
256 East Court
Weiser, Idaho 83672

Re: The Eckhardt Family Limited Partnership

Dear Mr. Kenley:

I very much appreciated your letter of March 17, 1998, calling attention to the fact that an 80-acre parcel in Section 25, Township 13 North, Range 6 West, Boise Meridian, had been missed in the conveyance to the Eckhardt Family Limited Partnership. In checking with Washington County Title which had provided the description, it appears that they simply missed that parcel.

Again, thanks for your attentiveness.

Sincerely,

Richard A. Cummings

RAC/plc

cc: James L. Eckhardt ✓
[E:\040698\2420.18\kenley01.ltr]

COPY

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: **A67-11045**
Date Received: 10/20/1989
Receipt No: W006462
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: JAMES L ECKHARDT 208-888-4734
Address: 247 THORNWOOD
MERIDIAN ID 83642
OR
Name: NELLIE ECKHARDT 208-888-4734
Address: 247 THORNWOOD
MERIDIAN ID 83642

2. Date of Priority: DEC 31, 1908

3. Source: JENKINS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12N	05W	30	SE	SW	SE		WASHINGTON
13N	05W	25	NW	NW	NW		WASHINGTON

5. Description of diverting works:
IN-STREAM STOCKWATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/15	11/15	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATERING OF 200 HEAD BEEF

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	05W	25	NW	NW		STOCK	

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:

OWNERSHIP CHANGED BY RDH ON FEBRUARY 11, 1992.

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
NOV 21 1991

DATE OF CLOSING: _____

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. _____
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

see attached legal description

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A67-11044, A67-11045, A67-11046, A67-11059, A67-11043
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): BLUEFIELDS, S.A., A PANAMA CORPORATION
- ☐ New Owner/Claimant (Purchaser): JAMES L. ECKHARDT AND NELLIE ECKHARDT
- ☐ New Mailing Address: 247 Thornwood
Meridian, Idaho 83642
- ☐ New Telephone Number: (208) 888- 4734
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: COPY OF RECORDED WARRANTY AND QUITCLAIM DEED

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) James L. Eckhardt Date 10-11-91
Nellie A. Eckhardt Date 10-11-91
- ☐ Signature of Former Owner/Claimant(s): David Warrick President Date 10-17-91
Blue Fields SA. Date 10-17-91

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

ORIGINAL IN 67-11043

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: A67-11045
Date Received: 10/20/1989
Receipt No: W006476
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BLUEFIELDS SA 212-243-4968
Address: % 43 5TH. AVENUE
NEW YORK CITY, NY 10003

2. Date of Priority: DEC 31, 1908

3. Source: JENKINS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	30	SE	SW	SE		WASHINGTON
13N	05W	25	NW	NW	NW		WASHINGTON

5. Description of diverting works:
IN-STREAM STOCKWATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/15	11/15	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATERING OF 200 HEAD BEEF

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	05W	25	NW	NW		STOCK	

11. Place of use in counties: WASHINGTON

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 _____ 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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

[Bluefields SA]
% 43 5th Avenue
[New York City, New York 10003]

Dear Claimant(s):

We have received your Notice(s) of Claim to a Water Right filed in the Snake River Basin Adjudication.

In the initial review of this claim(s) we found it necessary to complete some of the items on the claim form(s). A copy of your original claim(s) with these changes marked, along with the computer generated copy, and Receipt No. W006476 are enclosed. The following items have been added and/or changed on the claim(s) enclosed:

_____ Item #2 - Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority.

✓ _____ Item #4 - The point of diversion appears to be incorrectly described or not described at all. Based on other information provided which included your legal description, we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, enclosed is a copy of the subdivision map from which we computed the quarter-quarter legal description.

_____ Item #5 - No description of diverting works was listed. Because the source was described as a groundwater source, we have completed this item with well, pump and pipeline. If your groundwater source is not a well, please notify us.

_____ Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.

____ Item #7 - The total quantity claimed was not completed.
The use(s) claimed have been added together and
this amount added to your claim.

____ Item #9 - The number of homes was not listed on your claim.
It appears to be filed for one domestic home and
this information has been added to your claim.

✓
____ Item #10- The place of use appears to be incorrectly
described, or not described at all. Based on
other information submitted we have added in the
quarter-quarter, section, township and range.
If you had listed the Lot, Block and Subdivision
name, we have enclosed a copy of the subdivision
map from which we computed the quarter-quarter
legal description. Or, if you have listed a
quarter-quarter legal description under Item No.
4, we have listed this same quarter-quarter,
section township and range on this item.

____ Item #12- The ownership of the place of use has not been
marked. We have assumed you own the place of use
and this information has been added to your
claim.

____ Item #15- Basis of Claim was not completed. No previously
recorded water rights were found, therefore, we
have marked beneficial use of the water as the
basis for filing this claim.

____ Other _____

If you have any problems or questions concerning these additions
and/or changes, please feel free to change the copy of your claim
form(s) and return it to this office. The new changes can then be
made and a computer generated copy showing these changes sent to you.
If we do not hear from you, we will assume these changes meet with
your approval and the claim(s) will remain as shown on the enclosed
copies.

Sincerely,

Bruce A. Schulz

1/30/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Bluefields PA

CLAIM IDENT. NO.

467-11045

DATE RECEIVED

10/20/89

CK #

W006462

AMOUNT \$

1. Is the name and address complete with zip code?

YES

NO

Required
Info?

2. Is a priority date entered?

Is the priority date acceptable in view of mandatory filing dates?

See Adjudication Memos #1 and #4 to determine if a Permit is required.

3. (a) Is a source entered?

(b) Is a tributary to entered? (if required)

N/A

4. Is the legal description of the p.d. sufficient?

5. Is there a description of the diverting works?

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.

Is the period of use included?

Is a quantity claimed for each use?

7. Is a total quantity claimed entered?

8. If required is a consumptive use entered?

N/A

Is the consumptive use correct?

N/A

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.

N/A

10. Is (are) the place(s) of use and purpose(s) indicated?

11. Is (are) the county(ies) entered?

12. Is the ownership of p.u. checked?

13. Are other water rights listed or "none" indicated?

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)

N/A

15. Is the basis of the claim indicated?

16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)

N/A

17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.

18. Has the claim been signed, sealed, and dated by a notary?

19. Was this claim filed on time, or was an extension granted?

20. Is the fee enclosed correct?

Exempt

21. If this claim is based on an existing water right, has the identification number been entered?

N/A

22. Should this claim be receipted and data entered?

Claim checked by:

Bruce

Date:

11/15/89

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modifications:

(Yes) (No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

Comments:

add POA