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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
FEB - 4 2021
By _____ Clerk

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

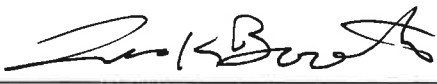
In Re SRBA	) SPECIAL MASTER'S REPORT
	)
Case No. 39576	) FOR WATER RIGHTS: 67-15304,
	) 67-15305A, 67-15305B, 67-15305C,
	) 67-15307, 67-15308, 67-15309,
_____	) and 67-15310

Notices of claim were filed for the above-captioned water rights pursuant to the procedures for filing of deferred *de minimis* domestic or stockwater claims. The Director of the State of Idaho Department of Water Resources (IDWR) examined these claims and filed a *Director's Report of Deferred De Minimis Stockwater Use*.

Objections were filed on May 26, 2020, by Double C & J Land Co., Inc., through its attorneys Candice McHugh and Chris Bromley. On January 28, 2021, the objector filed a *Notice of Withdrawal of Objections by Double C & J Land Co., Inc.* There are now no unresolved objections and the water right claims may be decreed as reported in the *Director's Reports*.

Therefore based on the file and record herein, IT IS RECOMMENDED that the water rights 67-15304, 67-15305A, 67-15305B, 67-15305C, 67-15307, 67-15308, 67-15309, and 67-15310 be **decreed** with the elements as set forth in the attached *Recommendations for Partial Decrees Pursuant to I.R.C.P. 54(b)*.

Dated February 4, 2021


Theodore R. Booth
Special Master
Snake River Basin Adjudication

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

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DEPARTMENT OF
WATER RESOURCES

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 67-15304

NAME AND ADDRESS: ECKHARDT FAMILY LLLP
1275 JENKINS CREEK ROAD
WEISER, ID 83672-5158

SOURCE: UNNAMED STREAM TRIBUTARY: JENKINS CREEK

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 07/25/1921

POINT OF DIVERSION: T13N R05W S31 NESW (Instream Ending Point) Within Washington County
R06W S36 SWNE (Instream Beginning Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

Stockwater use is for the in-stream watering of livestock.

PLACE OF USE:	Stockwater	Within Washington County
	T13N R05W S31 LOT 2 (SWNW)	NESW
	LOT 3 (NWSW)	
	R06W S36 SWNE	SENE

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.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

RECOMMENDATION

FEB - 4 2021

Eric J. Wildman
SPECIAL MASTER

Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 67-15305A

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WATER RESOURCES

NAME AND ADDRESS: ECKHARDT FAMILY LLLP
1275 JENKINS CREEK ROAD
WEISER, ID 83672-5158

SOURCE: SPRINGS TRIBUTARY: SINKS

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 09/13/1913

POINT OF DIVERSION: T11N R06W S01 LOT 1 (NWNENE) Within Washington County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

Stockwater use is for the in-stream watering of livestock.

PLACE OF USE: Stockwater Within Washington County
T11N R06W S01 LOT 1 (NENE)

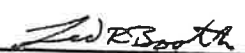
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right is not a
determination of historical beneficial use.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
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ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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judgment upon which execution may ~~issue and an appeal may be taken as provided by the Idaho Appellate Rules.~~

RECOMMENDATION	
FEB - 4 2021	
	Eric J. Wildman
Presiding Judge of the	
Snake River Basin Adjudication	
SPECIAL MASTER	

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 67-15305B

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DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: ECKHARDT FAMILY LLLP
1275 JENKINS CREEK ROAD
WEISER, ID 83672-5158

SOURCE: SPRINGS TRIBUTARY: SINKS

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 11/08/1996

POINT OF DIVERSION: T12N R06W S36 SWSE Within Washington County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

Stockwater use is for the in-stream watering of livestock.

PLACE OF USE: Stockwater Within Washington County
T12N R06W S36 SWSE

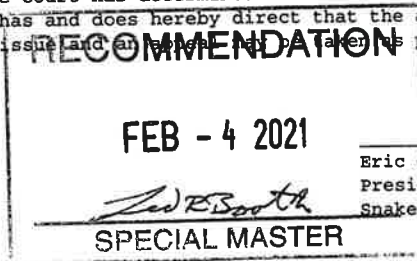
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
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ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

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final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
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Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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

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DEPARTMENT OF
WATER RESOURCES

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 67-15305C

NAME AND ADDRESS: ECKHARDT FAMILY LLLP
1275 JENKINS CREEK ROAD
WEISER, ID 83672-5158

SOURCE: SPRINGS TRIBUTARY: SINKS

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 11/08/1996

POINT OF DIVERSION: T12N R06W S36 SWSE Within Washington County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

Stockwater use is for the in-stream watering of livestock.

PLACE OF USE: Stockwater Within Washington County
T12N R06W S36 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.

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RECOMMENDATION

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Eric J. Wildman
SPECIAL MASTER

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Snake River Basin Adjudication

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

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WATER RESOURCES

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 67-15307

NAME AND ADDRESS: ECKHARDT FAMILY LLLP
1275 JENKINS CREEK ROAD
WEISER, ID 83672-5158

SOURCE: UNNAMED STREAM TRIBUTARY: JENKINS CREEK

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 01/16/1922

POINT OF DIVERSION: T12N R06W S01 SESE (Instream Ending Point) Within Washington County
T13N R06W S36 NWSE (Instream Beginning Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

Stockwater use is for the in-stream watering of livestock.

PLACE OF USE:	Stockwater		Within Washington County
	T12N R06W S01 LOT 1	(NENE)	SENE
		NESE	SESE
	T13N R06W S36	NWSE	SWSE
		SESE	

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.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
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SPECIAL MASTER

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Presiding Judge of the
Snake River Basin Adjudication

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 67-15308

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DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: ECKHARDT FAMILY LLLP
1275 JENKINS CREEK ROAD
WEISER, ID 83672-5158

SOURCE: UNNAMED STREAM TRIBUTARY: JENKINS CREEK

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 01/16/1922

POINT OF DIVERSION: T12N R06W S12 SWNE (Instream Ending Point) Within Washington County
T13N R06W S36 NESW (Instream Beginning Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

Stockwater use is for the in-stream watering of livestock.

PLACE OF USE:	Stockwater	Within Washington County
	T12N R06W S01 LOT 2 (NWNE)	SWNE
	LOT 3 (NENW)	SENW
	NESW	SESW
	SWSE	
	S12 NWNE	SWNE
	NENW	SENW
	T13N R06W S36 NESW	SESW

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

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SPECIAL MASTER

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Presiding Judge of the
Snake River Basin Adjudication

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 67-15309

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DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: ECKHARDT FAMILY LLLP
1275 JENKINS CREEK ROAD
WEISER, ID 83672-5158

SOURCE: UNNAMED STREAM TRIBUTARY: JENKINS CREEK

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 11/02/1923

POINT OF DIVERSION: T12N R06W S11 NENE (Instream Beginning Point) Within Washington County
S13 NENW (Instream Ending Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

Stockwater use is for the in-stream watering of livestock.

PLACE OF USE:	Stockwater		Within Washington County
	T12N R06W S11	NENE	SENE
		NESE	
	S12	NWSW	SWSW
		SESW	
	S13	NENW	

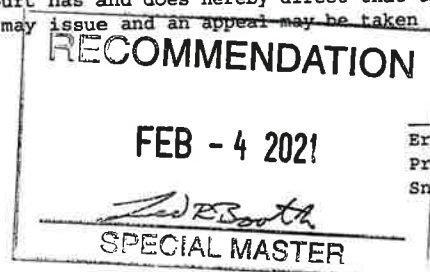
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right is not a
determination of historical beneficial use.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
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Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 67-15310

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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

FEB - 4 2021

By _____

Clerk

Deputy Clerk

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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 67-15304
67-15305A 67-15305B 67-15305C
67-15307 67-15308 67-15309
67-15310

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on February 04, 2021, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ECKHARDT FAMILY LLLP
Represented by:
AARON M WORTHEN
350 MEMORIAL DRIVE, STE 300
IDAHO FALLS, ID 83402
Phone: 208-522-6700

CERTIFICATE OF MAILING

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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

FEB -4 2021

By

Clerk

Deputy Clerk

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 ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

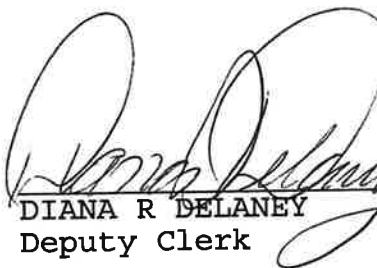
Water Right(s): 67-15304
67-15305A 67-15305B 67-15305C
67-15307 67-15308 67-15309
67-15310

On February 04, 2021, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (A01), Section 13a.

Pursuant to SRBA Administrative Order 1 (A01), Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED February 04, 2021.


DIANA R DELANEY
Deputy Clerk