

Bruce Byron Bedke
in care of: 42 East Basin Road
UNITED STATES POST OFFICE
Oakley, Idaho

RECEIVED

AUG 28 2003

Department of Water Resources

Jared K. Bedke
in care of: 69 West Basin Road
UNITED STATES POST OFFICE
Oakley, Idaho

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

In Re SRBA	)	Subcases 47-16433, <i>et al.</i>
	)	(see list of 26 subcases attached)
	)	(USDA/FS)
Case No. 39576	)	
	)	MEMORANDUM OF CLARIFICATION
	)	re:
	)	MOTION TO ALTER OR AMEND
	)	ORDER VACATING STAYS and
	)	ORDER DENYING MOTIONS
_____	)	TO FILE LATE OBJECTIONS

Comes now, Jared K. Bedke and Bruce Byron Bedke, petitioners, Sui Juris, by special visitation, who are unschooled in law, in the above named subcases with the following MEMORANDUM OF CLARIFICATION (MEMORANDUM). It was recently brought to our attention that the Special Masters ORDER dated July 3, 2003 is an ORDER and not a RECOMMENDATION and therefore a MOTION TO ALTER OR AMEND (MOTION) does not apply. It was also recently brought to our attention that the MOTION TO ALTER OR AMEND submitted to this court, while substantively correct, should have been in the form of a MOTION TO RECONSIDER. While the form of the MOTION was that of a MOTION TO ALTER OR AMEND, the substance of the

MOTION was that of a MOTION TO RECONSIDER, and as requested in the MOTION TO ALTER OR AMEND petitioners once again ask the court look at the substance of the pleadings rather than the form. This MEMORANDUM is to clarify that the previously filed MOTION TO ALTER OR AMEND was really substantively a MOTION TO RECONSIDER the ORDER and should be treated and renamed as such. Petitioners hope this clears up any confusion.

Sincerely

A handwritten signature in black ink, appearing to read "Jared K. Bedke". The script is fluid and cursive.

Jared K. Bedke

A handwritten signature in black ink, appearing to read "Bruce Byron Bedke". The script is fluid and cursive.

Bruce Byron Bedke

ATTACHMENT 1

Subcase Nos:

47-16433
47-16434
47-16435
47-16437
47-16438
47-16440
47-16441
47-16442
47-16443
47-16444
47-16445
47-16446
47-16447
47-16448
47-16449
47-16458
47-16459
47-16460
47-16461
47-16463
47-16464
47-16465
47-16466
47-16470
47-16471
47-16474

CERTIFICATE OF SERVICE

I hereby certify that on this 25th day of August, 2003 I served a true and correct copy of the foregoing MEMORANDUM OF CLARIFICATION re: MOTION TO ALTER OR AMEND ORDER VACATING STAYS and ORDER DENYING MOTIONS TO FILE LATE OBJECTIONS upon the following individuals by placing the document in the United States Mail, postage prepaid, addressed as follows:

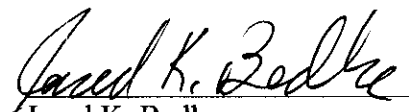
GARY R. POULTON
MICHAEL A. POULTON
SCOTT C. BEDKE

Represented by:
TRAVIS L. THOMPSON
233 – 2ND ST N, STE D
TWIN FALLS, ID 83301
Phone: 208-733-0700

USDA FOREST SERVICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

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

SRBA
DISTRICT COURT
253 3RD AVENUE NORTH
TWIN FALLS, ID 83301


Jared K. Bedke