

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 45-13681
Date Received: 3/24/2004
Receipt No:
Received By:

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

1. Name of Claimant(s)

BRUCE BEDKE Phone: (208)862-3697

42 E BASIN RD
OAKLEY ID USA 83346

2. Date of Priority: 04/01/1872

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15S	22E	28	SE NE	CASSIA	

5. Description of diverting works:

COLLECTION BOXES, TROUGHS, PONDS, INSTREAM USES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
15S	22E	28	SE NE	STOCKWATER	

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

45-13681 IS A PORTION OF 45-10500 SPLIT BY DRAINAGE BASINS INTO NINE PARTS. 45-10500 WAS ORIGNALLY CLAIMED FOR .23 CFS. ALL USES WERE INSTREAM STOCKWATER. THE FOLLOWING ARE PORTIONS OF CLAIM 45-10500: 45-13679 .02; 45-13680 .02; 45-13681 .02; 45-13682 .02; 45-13683 .04; 45-13604 .03; 45-13685 .02; 45-13686 .02; 45-13687 .04. 45-10500 WAS CLAIMED IN 1989 FOR 1000 HEAD OF RANGE CATTLE - VH

15. Basis of Claim: Beneficial Use

03/25/2004

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

RIGHT NUMBER: 45-13681

NAME AND ADDRESS: BRUCE BEDKE
42 E BASIN RD
OAKLEY ID 83346

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

THE QUANTITY OF WATER UNDER THE FOLLOWING RIGHTS SHALL NOT
EXCEED A COMBINED TOTAL OF 13,000 GALLONS PER DAY. COMBINED
RIGHT NOS: 45-13679, 45-13680, 45-13681, 45-13682, 45-13683, 45-13684,
45-13685, 45-13686, 45-13687.

PRIORITY DATE: 04/01/1872

POINT OF DIVERSION:

T15S R22E S28 SESENE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
01/01 12/31

QUANTITY
0.020 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

T15S R22E S28 SENE

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

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

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

EXPLANATORY MATERIAL: Beneficial Use

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 45-10500.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-13681 V1

WATER RIGHT NUMBER: 45-13681 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRUCE BEDKE 42 E BASIN RD OAKLEY, ID 83346

Priority Date: 04/01/1872

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SINKS

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

Location of Point(s) of Diversion

SPRING	SE1/4SE1/4NE1/4	Sec. 28, Twp 15S, Rge 22E, B.M.
CASSIA County		

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	
15S	22E	28				X													

Conditions of Approval:

1. THE QUANTITY OF WATER UNDER THE FOLLOWING RIGHTS SHALL NOT EXCEED A COMBINED TOTAL OF 13,000 GALLONS PER DAY. COMBINED RIGHT NOS: 45-13679, 45-13680, 45-13681, 45-13682, 45-13683, 45-13684, 45-13685, 45-13686, 45-13687.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

1. Explanatory THIS RIGHT IS A SPLIT FROM FORMER RIGHT 45-10500.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 45-13681 V1

Comments:

1. vhancock 3/25/2004 SPLIT RIGHT

Comment: 45-13681 IS A PORTION OF 45-10500 SPLIT BY DRAINAGE BASINS INTO NINE PARTS. 45-10500 WAS ORIGINALLY CLAIMED FOR .23 CFS. ALL USES WERE INSTREAM STOCKWATER. THE FOLLOWING ARE PORTIONS OF CLAIM 45-10500: 45-13679 .02; 45-13680 .02; 45-13681 .02; 45-13682 .02; 45-13683 .04; 45-13604 .03; 45-13685 .02; 45-13686 .02; 45-13687 .04. 45-10500 WAS CLAIMED IN 1989 FOR 1000 HEAD OF RANGE CATTLE

2. vhancock 3/25/2004 PRIORITY DATE

Comment: RECOMMENDED AS CLAIMED

3. vhancock 3/25/2004 DIV RATE

Comment: RECOMMENDED STANDARD FOR NON DIVERTED STOCKWATER

14017

1000 cows

45-10500

.23 g/s

45-13680
.02
Spring

45-13682
.02
Wilson gulch
Spring

45-13684
.03
Emercy Creek (SP)
unnamed trib (NFA)
unnamed trib

45-13686
.02
Spring Creek
unnamed Trib
(Red Cabin?)

45-13681
.02
Spring

45-13683
.04
Slide Spring
Spring
Spring
Spring

45-13679
.02
Spring

45-13685
.02
Coyote
Creek

45-13687
.04
Cold Creek
unnamed Trib
Rocky Fork
Rocky Fork Spring
Spring
Spring
Spring

1271

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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: XXXXXXXXXX
Date Received: 5/24/1989
Receipt No: S007309
Received By: SCC

ALL BLM
STATE OR
PRIVATE

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

208-862-3697

1. Name: BRUCE BEDKE
Address: OAKLEY, ID

83346

2. Date of Priority: APR 01, 1872

3. Source: SPRING ✓ ✓ ✓ ✓
UNNAMED STREAM ✓
? - GOOSE CREEK ✓
EMERY CREEK, SOUTH FORK ✓
EMERY CREEK, NORTH FORK ✓
UNNAMED STREAM ✓
COYOTE CREEK ✓
SPRING CREEK, SOUTH FORK ✓
RED CABIN SPRING ✓
COLD CREEK ✓
ROCKY FORK ✓
ROCKY FORK SPRING ✓
SLIDE SPRING ✓
QUERRY PAD SPRING ✓
UNNAMED STREAM (SPRING #9) ✓
WILSON GULCH SPRING ✓

Trib. to: SINKS ✓ ✓ ✓ ✓ ✓
COLD CREEK ✓
GOOSE CREEK RESERVOIR ✓
GOOSE CREEK ✓
GOOSE CREEK ✓
EMERY CREEK ✓
GOOSE CREEK ✓
SPRING CREEK ✓
SPRING CREEK ✓
GOOSE CREEK ✓
COLD CREEK ✓
ROCKY FORK ✓
SINKS ✓
SINKS ✓
COLD CREEK ✓
SINKS ✓

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15S	22E	17	NW	SE	SW	✓	CASSIA WILSON SPR
		22	NW	NE	NE	✓	CASSIA SPR 5
			SW	NE	NE	✓	CASSIA SPR 6
			NE	NW	NE	✓	CASSIA SPRING 1
			SE	NW	NE	✓	CASSIA SPR 6
			SE	NE	SW	✓	CASSIA SPR 3
			NE	SE	SW	✓	CASSIA SPR 4
			SE	SE	SW	✓	CASSIA SPR 2
		28	SE	SE	NE	✓	CASSIA SPR 3

A45-10500

Page 1

Date: 05/24/89

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4. Point of Diversion: Continued

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15S	22E	29	NE	NE	SE ✓		CASSIA SPR 9
		30	NE	SE	SW ✓		CASSIA SPR 7
Beginning Point of Minimum Instream Flow ?							
X15S	22E	23	SE	NW ✓	NE COLO OR PIPELINE ?		CASSIA X
15S	22E	25	SE	SW ✓	SW ROCKY FR		CASSIA
15S	22E	26	SE	NW ✓	NE ROCKY FR SPR		CASSIA
15S	22E	34	SE	SW ✓	NW (RED CABIN) SPR		CASSIA
15S	22E	35	NE	SE ✓	NE UNDAINED 2		CASSIA
16S	22E	3	SW	SW ✓	NW SPRING (S FR)		CASSIA
16S	22E	5	SW	SE ✓	NE COYOTE		CASSIA
16S	22E	10	SW	NW ✓	NW UNDAINED 1		CASSIA
16S	22E	10	SE	SE ✓	NW EMERY N		CASSIA
16S	22E	10	SE	SE ✓	SE EMERY S		CASSIA
16S	22E	11	SW	NW ✓	NW COLO OR		CASSIA
Ending Point of Minimum Instream Flow							
15S	22E	22	SW	SW	NW ?		CASSIA
15S	22E	22	NW	NE	SW ?		CASSIA
15S	22E	27	SE	NE	NE ✓		CASSIA
15S	22E	30	SW	NW	NW ✓		CASSIA
15S	22E	31	NW	SW	SW ✓		CASSIA
15S	22E	32	SW	NW	SW ✓		CASSIA
15S	22E	35	NE	NW	SW ✓		CASSIA
16S	22E	6	NW	NW	NW ✓		CASSIA
16S	22E	6	NW	NW	SW ✓		CASSIA
16S	22E	9	NW	SW	NW ✓		CASSIA
16S	22E	10	NW	SW	SW ✓		CASSIA

5. Description of diverting works:

COLLECTION BOXES, TROUGHS, PONDS, INSTREAM USES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.230		

7. Total Quantity Appropriated is:

0.230 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

S/1000 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	22E	17	SE	SW	13682	STOCK	
		19	SE	SW		STOCK	
			NE	SE		STOCK	
			SW	SE		STOCK	
		20	SW	NE		STOCK	
			SE	NE	13687	STOCK	
			NE	SW		STOCK	
			NW	SW		STOCK	
			NW	SE		STOCK	
		21	NE	NE		STOCK	
			NW	NE		STOCK	
			SE	NE		STOCK	
			NE	NW		STOCK	
			SW	NW		STOCK	
		22	NE	NE	13683	STOCK	
			NW	NE	13683	STOCK	
			SW	NE		STOCK	
			SE	NE	13687	STOCK	
			SW	NW		STOCK	
			NE	SW		STOCK	
			NW	SW		STOCK	
			SW	SW		STOCK	
			SE	SW		STOCK	
			NW	SE		STOCK	
			SW	SE		STOCK	
		23	NW	NE		STOCK	
			NE	NW		STOCK	
			SW	NW	13687	STOCK	
			SE	NW		STOCK	
		25	SW	SW		STOCK	
		26	NW	NE		STOCK	
			NE	NW		STOCK	
			NW	NW		STOCK	
			SW	NW		STOCK	
			NE	SW		STOCK	
			NW	SW		STOCK	
			NE	SE		STOCK	
			NW	SE		STOCK	
		27	SE	SE		STOCK	
			NE	NE		STOCK	
			NW	NW		STOCK	
			SW	NW		STOCK	
			SE	NW		STOCK	
			NE	SW		STOCK	
			NW	SE		STOCK	
			SW	SE		STOCK	

SPRING
NE SE SW } 22
SE SE SW
SE NE SW

10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
15S	22E	27	SE		SE 13687	STOCK	
		28	SE		NE 13681	STOCK	
		29	NE		SE 13680	STOCK	
		30	NW		NW 13687	STOCK	
			SE		SW 13679	STOCK	
		31	SW		SW ✓	STOCK	
		32	NE		NE ✓	STOCK	
			NW		NE ✓	STOCK	
			SW		NE ✓ 136816	STOCK	
			SE		NW ✓	STOCK	
			NE		SW ✓	STOCK	
			NW		SW ✓	STOCK	
			SE		SW ✓	STOCK	
			NE		SE ✓	STOCK	
			SW		SE ✓ 13684	STOCK	
			SE		SE ✓	STOCK	
		33	SW		NE ✓	STOCK	
			SE		NE ✓	STOCK	
			NW		NW ✓ 13686	STOCK	
			SW		NW ✓	STOCK	
			SE		NW ✓	STOCK	
		34	NE		NE 13687	STOCK	
			SW		NW ✓ 13684	STOCK	
		35	SW		NE ✓	STOCK	
			SE		NE ✓	STOCK	
			NW		NW ✓	STOCK	
			SW		NW ✓	STOCK	
			SE		NW ✓	STOCK	
			NW		SW ✓	STOCK	
			SW		SW ✓	STOCK	
			SE		SW ✓	STOCK	
			NW		SE ✓	STOCK	
16S	22E	2	NE		NW ✓	STOCK	
			SW		NW ✓	STOCK	
			SE		NW ✓	STOCK	
			NW		SW ✓	STOCK	
		3	SW		NW ✓	STOCK	
		4	SW		NE ✓	STOCK	
			SE		NE ✓ 13686	STOCK	
			SW		NW ✓	STOCK	
			SE		NW ✓	STOCK	
		5	NE		NE 13685	STOCK	
			NW		NE ✓	STOCK	
			SW		NE ✓ 13685	STOCK	
			SE		NE ✓	STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	22E	5	SW	NW		STOCK	
		6	SE	NW		STOCK	
			SW	NE	13685	STOCK	
			SE	NE	SHORT SECTION	STOCK	
			NE	NW		STOCK	
			NW	NW		STOCK	
			SE	NW		STOCK	
			NE	SW		STOCK	
		7	NW	SW	13681	STOCK	
			NE	NE		STOCK	
			NW	NE		STOCK	
			SE	NE		STOCK	
		8	NE	NW		STOCK	
			SW	NE		STOCK	
			SE	NE		STOCK	
			SW	NW		STOCK	
			SE	NW		STOCK	
			NE	SE		STOCK	
		9	NE	NE		STOCK	
			NW	NE	13681	STOCK	
			NE	NW		STOCK	
			NW	NW		STOCK	
			SW	NW		STOCK	
			NE	SW		STOCK	
			NW	SW		STOCK	
			SE	SW	13681	STOCK	
			SE	SE		STOCK	
		10	NE	NE		STOCK	
			NW	NE		STOCK	
			NE	NW		STOCK	
			NW	NW	13684	STOCK	
			SE	NW		STOCK	
			NE	SW		STOCK	
			NW	SW		STOCK	
			SW	SW	13681	STOCK	
			SE	SW		STOCK	
			SW	SE		STOCK	
		11	SE	SE		STOCK	
			NW	NW	13687	STOCK	

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NA

14. Remarks:

THIS LAND IS USED UNDER GRAZING ALLOTMENT FROM THE BLM.
CATTLE CAN ACCESS ALL WATER SOURCES WITHOUT CROSSING FENCE LINES;
ALL P/U IS WITHIN ONE PASTURE SYSTEM.

NOTES ON P/D*****

- ✓ --EMERY CREEK, SOUTH--INSTREAM USE
BEG. SE, SE, SE, SEC. 10--END. NW, SW, SW, SEC. 10, T16S. R22E.
- ✓ --EMERY CREEK, NORTH--INSTREAM USE
BEG. SE, SE, NW, SEC. 10--END. NW, NW, SW, SEC. 6, T16S. R22E.
- ✓ --TRIBUTARY TO EMERY CREEK--INSTREAM USE *U. 10000*
BEG. SW, NW, NW, SEC. 10--END. NW, SW, NW, SEC. 9, T16S. R22E.
- ✓ --COYOTE CREEK--INSTREAM USE
BEG. SW, SE, NE, SEC. 5--END. NW, NW, NW, SEC. 6, T16S. R22E.
- ✓ --SPRING CREEK, SOUTH FK.--INSTREAM USE
BEG. SW, SW, NW, SEC. 3, T16S. R22E.--END. NW, SW, SW, SEC. 31,
T15S. R22E.
- ✓ --RED CABIN SPRING--INSTREAM USE *Spring 3000*
BEG. SE, SW, NW, SEC. 34--END. SW, NW, SW, SEC. 32, T15S. R22E.
- ✓ --COLD CREEK--INSTREAM USE
BEG. SW, NW, NW, SEC. 11, T16S. R22E.--END. SW, NW, NW, SEC. 30,
T15S. R22E.
- ✓ --ROCKY FORK--INSTREAM USE
BEG. SE, SW, SW, SEC. 25--END. SW, SW, NW, SEC. 22, T15S. R22E.
- ✓ --ROCKY FORK, SPRING #7--INSTREAM USE
BEG. SE, NW, NE, SEC. 26--END. SE, NE, NE, SEC. 27, T15S. R22E.
- ✓ --COLD CREEK PIPELINE--INSTREAM USE
BEG. SE, NW, NE, SEC. 23--END. NW, NE, SW, SEC. 22, T15S. R22E.
- ✓ --SPRING #9--INSTREAM USE *U. 10000*
BEG. NE, SE, NE, SEC. 35--END. NE, NW, SW, SEC. 35, T15S. R22E.
- *****

15. Basis of Claim: BENEFICIAL USE