

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 45-13686
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 CREEK SOUTH FORK
RED CABIN SPRING

Trib. to: SPRING CREEK
SPRING CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15S	22E	31	NW SW SW	CASSIA	Ending Point
15S	22E	32	SW NW SW	CASSIA	Ending Point
16S	22E	3	SW SW NW	CASSIA	Beginning Point
15S	22E	34	SE SW NW	CASSIA	Beginning Point

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	31	SW	SW	4	STOCKWATER	
15S	22E	32	NE	NE		STOCKWATER	
			NW	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NW		STOCKWATER	
			NE	SW		STOCKWATER	
			NW	SW		STOCKWATER	
			SE	SW	3	STOCKWATER	
			SW	SE	2	STOCKWATER	
15S	22E	33	SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	
			NW	NW		STOCKWATER	
			SW	NW		STOCKWATER	
			SE	NW		STOCKWATER	
15S	22E	34	SW	NW		STOCKWATER	
16S	22E	3	SW	NW		STOCKWATER	
16S	22E	4	SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	
			SW	NW		STOCKWATER	
			SE	NW		STOCKWATER	
16S	22E	5	NW	NE		STOCKWATER	
			NE	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:

45-13686 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

POU TRACTS MAY BE INCORRECTLY CLAIMED DUE TO NON-STANDARD SECTIONS.

03/25/2004

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

RIGHT NUMBER: 45-13686

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

SOURCE: SPRING CREEK
UNNAMED STREAM

TRIBUTARY: GOOSE CREEK
TRIBUTARY: SPRING CREEK

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 S31 NWNWSW Lot 3 End of Stream Flow Within CASSIA County
T15S R22E S32 NENWSW Begin of Stream Flow Within CASSIA County
T15S R22E S34 SESWNW Begin of Stream Flow Within CASSIA County
T16S R22E S3 NWSWSW Begin of Stream Flow Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

T15S R22E S31 Lot 4 SWSW	T15S R22E S32	NENE
T15S R22E S32	T15S R22E S32	SWNE
T15S R22E S32	T15S R22E S32	NESW
T15S R22E S32	T15S R22E S32 Lot 3 SESW	
T15S R22E S32 Lot 2 SWSE	T15S R22E S33	SWNE
T15S R22E S33	T15S R22E S33	NWNW
T15S R22E S33	T15S R22E S33	SENW
T15S R22E S34	T16S R22E S03	SWSW
T16S R22E S04 Lot 5 NWSW	T16S R22E S04 Lot 6 SWSW	
T16S R22E S04	T16S R22E S04	SWSE
T16S R22E S04	T16S R22E S05 Lot 5 NESE	
T16S R22E S05 Lot 6 NWSE		

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.

Tw	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	31																	
15S	22E	32	X	X	X				X	X	X			X			X		
15S	22E	33			X	X		X	X	X									
15S	22E	34							X										
16S	22E	3											X						

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 45-13686 V1

16S 22E 4				X	X	X			X	X	
				L 5	L 6						
16S 22E 5								X	X		
								L 5	L 6		

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.

Comments:

1. vhancock 3/25/2004 SPLIT RIGHT
 Comment: 45-13686 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; 45-13684 .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 .02 FOR INSTREAM STOCKWATER

4. vhancock 3/25/2004 SOURCE
 Comment: NAMES OF SOURCES HAVE BEEN CORRECTED TO MATCH USGS QUAD MAP.

1401T
1000 cows

45-10500

.23 g/s

45-13680
.02
Spring

45-13682
.02
Wilson
guich
Spring

45-13681
.02
Spring

45-13679
.02
Spring

45-13683
.04
Slide Spring
Spring
Spring
Spring

45-13684
.03
Emery Creek (SA)
unnamed trib (NA)
unnamed trib

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

45-13685
.02
Coyote
Creek

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

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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: [REDACTED]
Date Received: 5/24/1989
Receipt No: S007308
Received By: SCC

*ALL BLM
STATE OR
PRIVATE*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRUCE BEDKE
Address: OAKLEY, ID

208-862-3697

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 SPI	
			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 SPRING 1	
			SE	SE	SW ✓		CASSIA SPR 2	
				SE	NE ✓		CASSIA SPR 8	
					28			

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 Cold or Pipeline?		CASSIA*
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 unnamed 2		CASSIA
16S	22E	3	SW	SW ✓	NW SPRING (5 FR)		CASSIA
16S	22E	5	SW	SE ✓	NE COYOTE		CASSIA
16S	22E	10	SW	NW ✓	NW unnamed 01		CASSIA
16S	22E	10	SE	SE ✓	NW Emery 11		CASSIA
16S	22E	10	SE	SE ✓	SE Emery 5		CASSIA
16S	22E	11	SW	NW ✓	NW Cold 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	
			SE	SE		STOCK	
		27	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
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 ✓ 13684	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 ✓ 13684	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	
		2	NE	NW ✓	STOCK	
			SW	NW ✓	STOCK	
			SE	NW ✓	STOCK	
			NW	SW ✓	STOCK	
		3	SW	NW ✓	STOCK	
		4	SW	NE ✓	STOCK	
			SE	NE ✓ 13684	STOCK	
			SW	NW ✓	STOCK	
			SE	NW ✓	STOCK	
		5	NE	NE ✓ 13687	STOCK	
			NW	NE ✓	STOCK	
			SW	NE ✓	STOCK	
			SE	NE 13685	STOCK	
16S	22E					

10. Place of Use: Continued

Township 16S	Range 22E	Section	1/4 of	1/4	Lot	Use	Acres
		5	SW	NW		STOCK	
			SE	NW		STOCK	
		6	SW	NE		STOCK	
			SE	NE		STOCK	
			NE	NW		STOCK	
			NW	NW		STOCK	
			SE	NW		STOCK	
			NE	SW		STOCK	
			NW	SW	13681	STOCK	
		7	NE	NE		STOCK	
			NW	NE		STOCK	
			SE	NE		STOCK	
			NE	NW		STOCK	
		8	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	
			SE	SE		STOCK	
		11	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 FENCELINES;
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
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 CREEK*
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 *UNDENIED*
BEG. NE,SE,NE, SEC. 35--END. NE,NW,SW, SEC. 35, T15S. R22E.

15. Basis of Claim: BENEFICIAL USE

A45-10500

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Date: 05/24/89

MICROFILMED

MAR 08 1993