

07/01/2004

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

RIGHT NUMBER: 45-13738

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

SOURCE: BEAVERDAM CREEK
SPRING

TRIBUTARY: GOOSE CREEK
TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.

PRIORITY DATE: 04/01/1872

POINT OF DIVERSION:

T16S R21E S17 NWSENE Within CASSIA County
T16S R21E S17 SWNSW Within CASSIA County
T16S R21E S29 NWSWSE Begin of Stream Flow Within CASSIA County
T16S R21E S33 NESWNE End of Stream Flow Within CASSIA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	05/01 11/30	0.020 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

T16S R21E S17	SENE	T16S R21E S17	NWSW
T16S R21E S28	SWSW	T16S R21E S29	SWSE
T16S R21E S29	SESE	T16S R21E S33	NWNE
T16S R21E S33	NENW	T16S R21E S33	NWNW

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 45-10331.

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRUCE BEDKE 42 E BASIN RD OAKLEY, ID 83346 (208)862-3697

<u>Source</u>	<u>Tributary</u>
BEAVERDAM CREEK SPRING	GOOSE CREEK SINKS

Location of Point(s) of Diversion

Place of Use

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 45-13738 V1

Conditions of Approval:

1. 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.
2. L12 THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.
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 45-10331.

Comments:

1. vhancock 4/19/2004 SPLIT RIGHT

Comment: THIS RIGHT IS A PORTION OF 45-10331, SEE THAT CLAIM FOR ORIGINAL REMARKS. THIS RIGHT WAS ALSO REPORTED IN THE PRELIMINARY DIRECTORS REPORT AS 45-13700 BUT WAS SUBSEQUENTLY SPLIT BY OWNERSHIP, SEE THAT CLAIM FOR COMMENTS EXPLAINING RECOMMENDATION OF THIS RIGHT. ALSO SEE 45-13737.

PRIORITY DATE RECOMMENDED AS CLAIMED. CLAIMANT NOT A PARTY TO STIPULATED AGREEMENT BETWEEN PERMITEES AND FEDERAL LAND MANAGERS.

2. vhancock 7/1/2004 QUANT

Comment: USES ARE INSTREAM OR UN DEVELOPED SPRINGS. RECOMMENDED STANDARD .02 CFS

3. vhancock 7/1/2004 SOURCE

Comment: UNNAMED SPRINGS LOCALLY KNOWN AS BEAVERDAM SPRING AND EMERY SPRING .

4. vhancock 7/1/2004 POU

Comment: ALL ON ON BLM LAND

45-10331

Split by
Source of
Land Mgt

13699

13701

Split
By
Ownership

13735

13736

13739 13740

13700

13706

↑
see
for
Base
Rights

13737 13738

13741 13742

45-10334

Split By
Ownership

13745

13746

45-10335

13747

13748

45-10336

Split By
Ownership

13749

13750

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 45-13738
Date Received: 4/28/2004
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 83346

2. Date of Priority: 06/27/1934

3. Source: SPRING , SPRING , BEAVERDAM CREEK , BEAVERDAM CREEK Trib. to: SINKS ,
SINKS , GOOSE CREEK , GOOSE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16S	21E	17	NW SE NE	CASSIA	
16S	21E	17	SW NW SW	CASSIA	
16S	21E	29	NW SW SE	CASSIA	Beginning Point
16S	21E	33	NE SW NE	CASSIA	Ending Point

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	05/01	11/30	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
16S	21E	17	SE NW	NE SW	STOCKWATER STOCKWATER	
16S	21E	28	SW	SW	STOCKWATER	
16S	21E	29	SW SE	SE SE	STOCKWATER STOCKWATER	
16S	21E	33	NW NE NW	NE NW NW	STOCKWATER STOCKWATER 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:

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP SUBMITTED 4-15-2004 IS LOCATED IN FILE 45-13714.

ALL ELEMENTS OF THIS CLAIM, WHICH IS A PORTION OF THE ORIGINAL SPLIT BY OWNERSHIP, MAY NOT CONFORM TO THE ORIGINAL. SEE CLAIM RECORD 45-10331 FOR THE SIGNED NOTICE OF CLAIM AS FILED.

15. Basis of Claim: Beneficial Use