

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: A45-00153
Date Received: 5/05/1989
Receipt No: S007044
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHOULDER "3" RANCHES, INC. 208-862-3377
Address: P.O. BOX 218
OAKLEY, ID 83346

2. Date of Priority: FEB 21, 1925

3. Source: GOOSE CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16S	21E	14	NW	SE	SE		CASSIA

5. Description of diverting works:
DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	07/20	1.000		

7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 90.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/500 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	21E	13	NW	NW		IRR	5.0
			SW	NW		IRR	25.0
Section Acres							30.0

A45-00153

Page 1

Date: 05/05/89

MICROFILMED

MAR 07 1993

10. Place of Use: Continued

Total Acres 30.0

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
 NONE

14. Remarks:
 SEE DECREE FOR LIMITATIONS ON DIVERSION.
 PRIORITY DATE NOT GIVEN IN DECREE.

15. Basis of Claim: DECREED
 Case Number:
 Court :
 Decree date: 2/21/1925

OAKLEY CANAL CO.
Decree Plaintiff

vs

WILLIAM F. WHITTLE ET. AL.
Decree Defendant

MICROFILMED
MAR 07 1993

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am President of _____ Title

Snowbird "3" Ranches Inc., that I have signed the foregoing Organization

document in the space below as President of _____ Title

Snowbird "3" Ranches Inc. and that the statements contained in the Organization

foregoing document are true and correct.

X [Signature]
Signature of Authorized Agent

President Snowbird "3" Ranches Inc.
Title and Organization

5-5-89

Date

State of Idaho)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 5th day

of May 19 89

Seal

[Signature]
Notary Public

Residing at Twin Falls

My Commission Expires Dec 7, 1994

21E.

1105.

GOOSE CREEK

70.

MICROFILMED

A45-00153



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 26, 2004

BEDKE FAMILY LIMITED PARTNERSHIP
1876 S 600 W
OAKLEY ID 83346

RE: *****Ownership Change needed on 45-153 (formerly Shoulder 3 Ranches)*****
Copies of recent amendments (45-136A & 45-154A) & New Claims (45-145 & 45-13626)

Dear Mr. Bedke,

Enclosed is your receipt and copies of the filings you made yesterday.

We still need to do an Ownership Change on 45-153, originally filed by Shoulder 3 Ranches. Please complete the enclosed Ownership Change form and return it with a copy of the Warranty Deed and a map.

I have also tentatively prepared an Amended Version of 45-153, which would correct the Place of Use. It was originally claimed in the NWNW for 5 acres, which is BLM ground, and 25 acres in the SWNW, for a total of 30 acres. You also own the NWSW but no acres were claimed there. According to the map I am sending along, I think the Place of Use acres are more correctly described as 10 acres in the NWSW and 20 in the SWNW, still for a total of 30 acres.

There are no fees required for either the Ownership Change or the Amendment because the acres did not increase!

Please return the needed documents as soon as possible or stop by the office again, preferably calling ahead to make sure I am available. (I plan to be in Oakley at the Oakley Canal Company offices on Friday March 5 at 7:00 pm and again on Monday March 8 at 3:00 pm to attend water district meetings. Let me know if you would like to meet me there so I can bring my Notary Stamp.) Give me a call if you have any questions.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

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 45-153
Date Received: 5/5/1989
Receipt No: S007044
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

BEDKE FAMILY LIMITED PARTNERSHIP
1876 S 600 W
OAKLEY ID USA 83346

Phone: (208)862-3641

2. Date of Priority: 02/21/1925

3. Source: GOOSE CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16S	21E	14	NW SE SE	CASSIA	

5. Description of diverting works:

DAM AND DITCHES

6. Water is used for the following purposes

Purpose
IRRIGATION

Fro
4/1

(or) A.F.A

7. Total Quantity Appropriated is:
1 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	13	NW	SW	IRRIGATION	10
			SW	NW	IRRIGATION	20
					Section Acres	30
					Total Acres	30

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Ownership Change to Bedke Family Limited Partnership and amended to correct the Place of Use. (5 acres on original claim in the NWNW of Section 13 were on BLM land and not part of decree.)

SEE DECREE FOR LIMITATIONS ON DIVERSION.
PRIORITY DATE NOT GIVEN IN DECREE.

15. Basis of Claim: Decreed

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of _____ Title

_____, that I have signed the foregoing _____ Organization
document in the space below as _____ of

_____, Title
_____ and that the statements contained in the _____ Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

map per the
claim file...

NWNW

(BLM)

5

SWNW

12

NWSW

⊕

45-153

(13)

T16S
R21E

SWNW

20

NWSW

10

45-153

(as amended)

30 Ac.

(13)

T16S
R21E

VERIFIED BY *X* 3/2/04
03/09/2004

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

RIGHT NUMBER: 45-153

NAME AND ADDRESS: SHOULDER 3 RANCHES INC
PO BOX 218
OAKLEY ID 83346

SOURCE: GOOSE CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 02/21/1925

POINT OF DIVERSION:

T16S R21E S14 NWSESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 07/20	1.000 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER JULY 20 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within CASSIA County

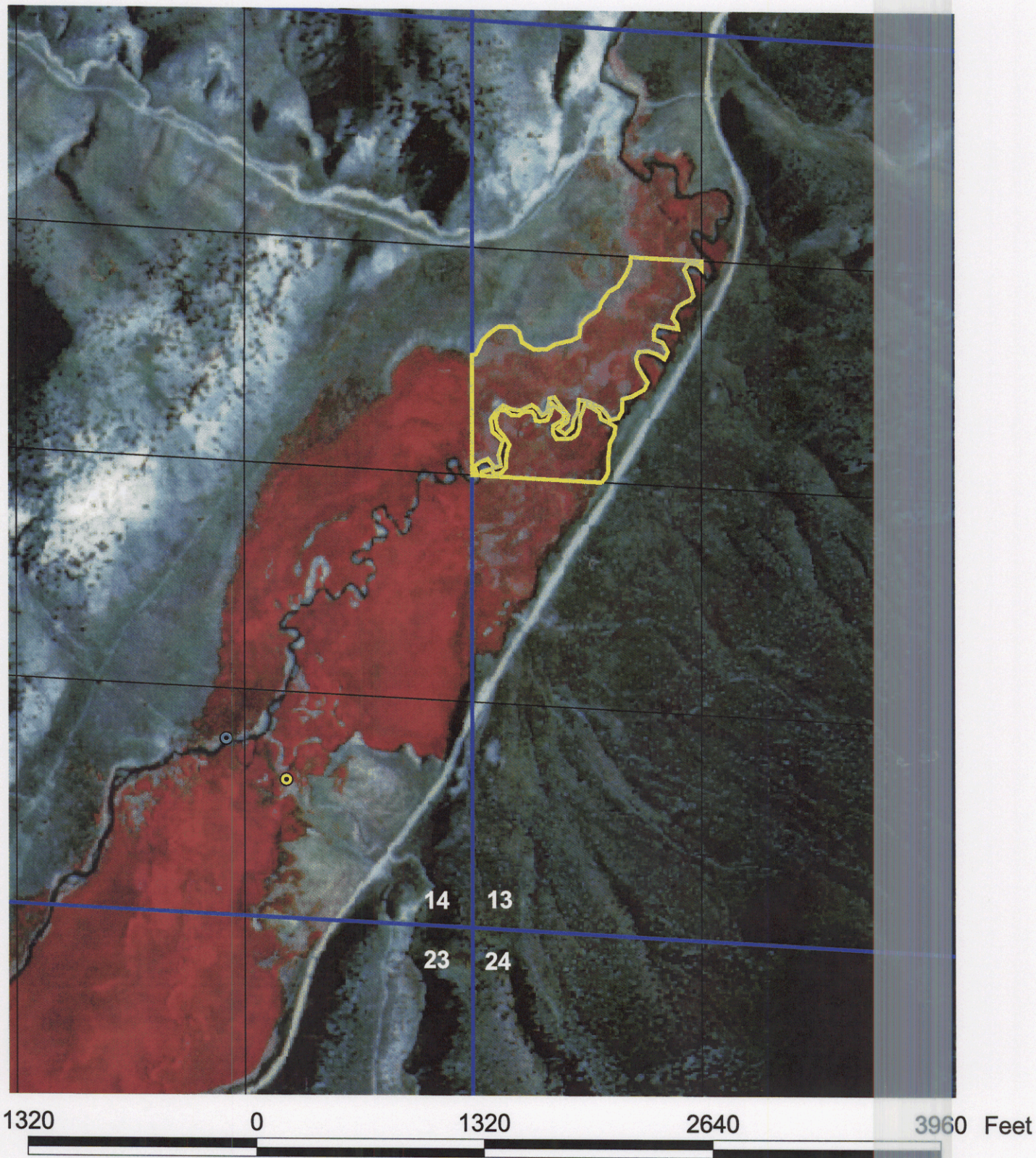
T16S R21E S13 SWNW 20.0

20 ACRES TOTAL

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.

EXPLANATORY MATERIAL: Decreed



- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

RECOMMENDED PLACE OF USE
DATA ENTRY ON MAR. 310 2004
TWP 16S, RNG 21E, SEC. 13



Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 30, 2002

KARL & PATRICIA BEDKE
1876 S 600 W
OAKLEY ID 83346

RE: Adjudication Claim #45-153

Dear Mr. & Mrs. Bedke,

According to Cassia County courthouse records, you now own the property to which this claim is appurtenant. Apparently it was purchased from Shoulder "3" Ranches and is a decreed right out of Goose Creek. I have enclosed an ownership change form and ask that you complete, sign page 2 and return to me along with the requested deeds, maps, etc. so we can update our records.

I also noticed a problem with the original claim. The old decree was for the SWNW & NWSW of Section 13, T16S, R21E, but the claim was for the SWNW & NWNW. This puts it on BLM ground. The claim will need to be amended to correct this problem but first we need to get the ownership changed. If you'd like to come by the office, perhaps we can do everything at the same time, as long as you bring the requested documents for me to copy. Please call ahead for an appointment to be sure I am available.

If you have any questions, feel free to give me a call at the office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie'.

Jeanie Robertson
Sr. Water Resource Agent

⑭

⑬

NWNW

⑬

SWNW

NWSW

Bed Ke

BLM

⑭

⑬

⑬

TILS
R&IE

45-153

Water Right Report 45-153

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANK C BEDKE JR
	, ID

Status: Active

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	4/15	7/20		
DOMESTIC	4/15	7/20		
IRRIGATION	4/15	7/20	1.000 CFS	
		Total Diversion:	1.000 CFS	

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
16S	21E	13							X			X							

STOCKWATER same as IRRIGATION
DOMESTIC same as IRRIGATION

Conditions of Approval:

1. General SEE DECREE FOR LIMITATIONS ON DIVERSION.
PRIORITY DATE NOT GIVEN IN DECREE.

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-153

Dates and Other Information:

Licensed Date:
Decreed Date: 2/21/1925
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 45C
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

T	R	SEC	QQ	Acres Claimed	Acres Found	COMMENT
16	21	13	NWNW	5	4.1	
16	21	13	SWNW	25	25 13	
Totals: NWSW				30	$\frac{10}{35}$ 17.1	

sold to Bud Bedke

Part of Palouse Bedke

1876 S 600W Dabbs

83346

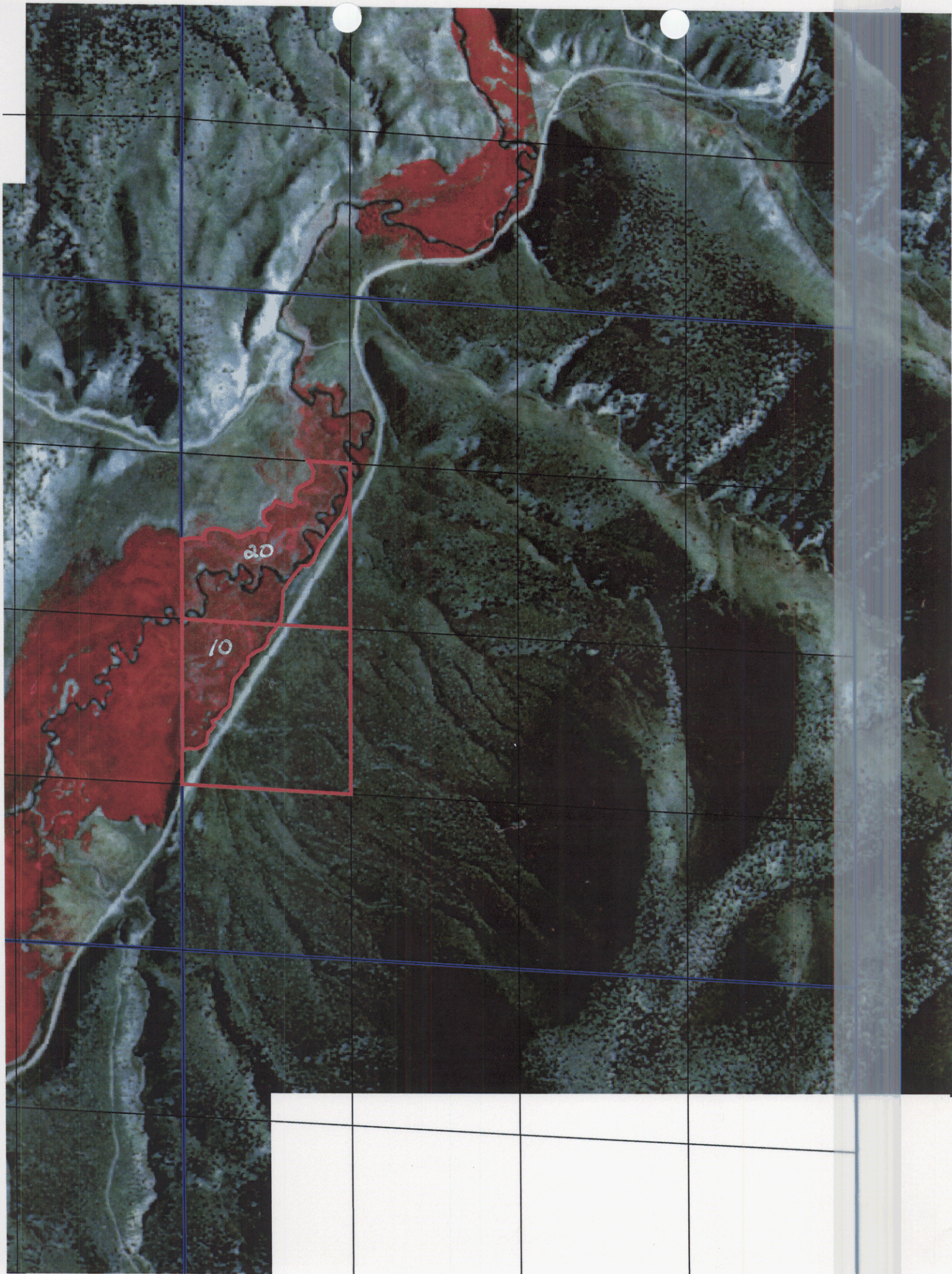
Bedke Farm Ltd. Partnership

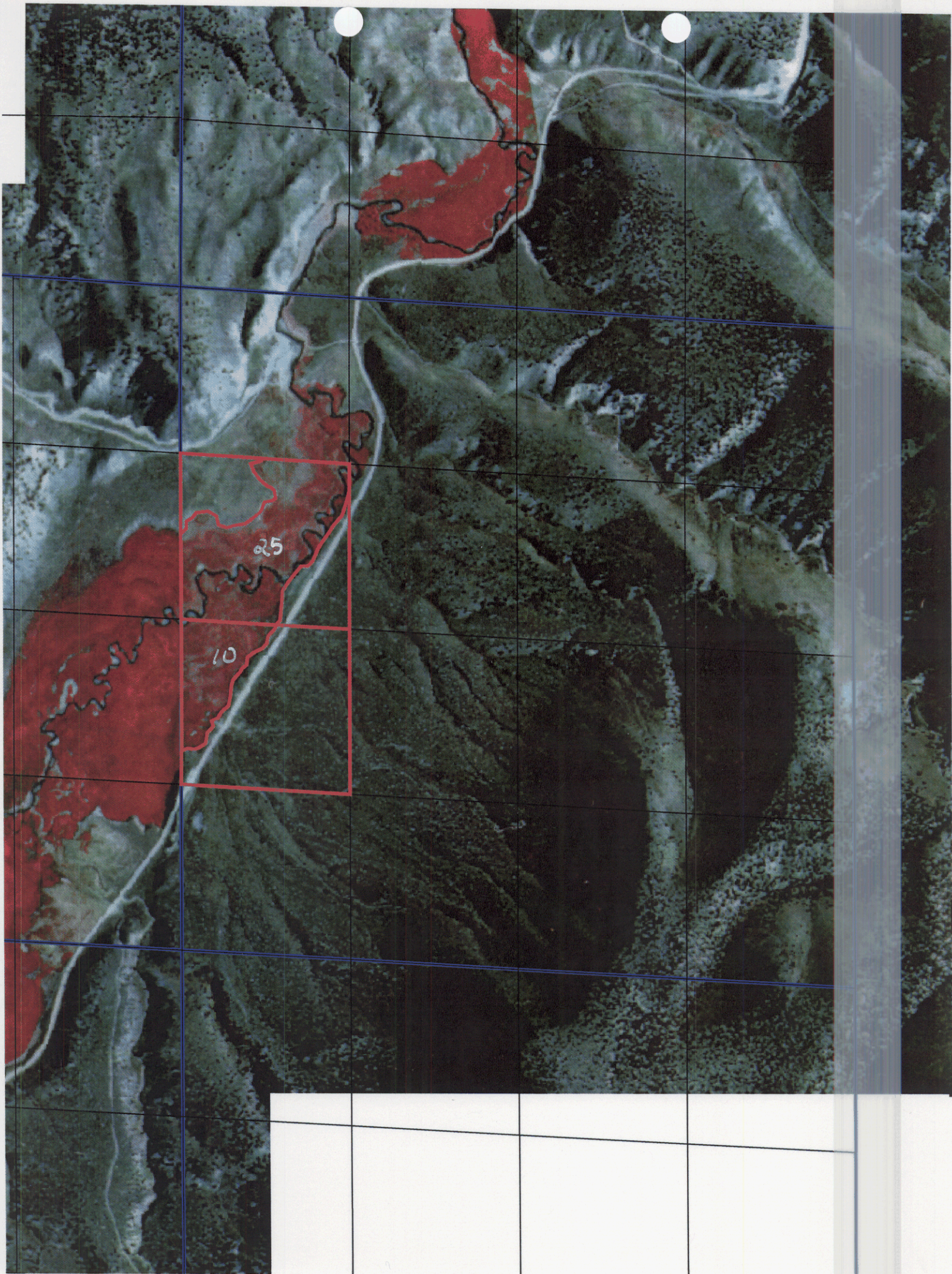
- decree was for SWNW & NWSW
claim was for SWNW & NWNW (30Ac.
NWNW is on BLM ground!

- claim probably needs amended to NWSW 10 ac
and extra 5 for 5 extra acres

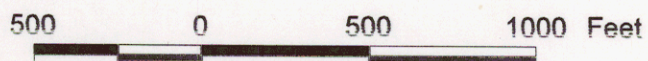
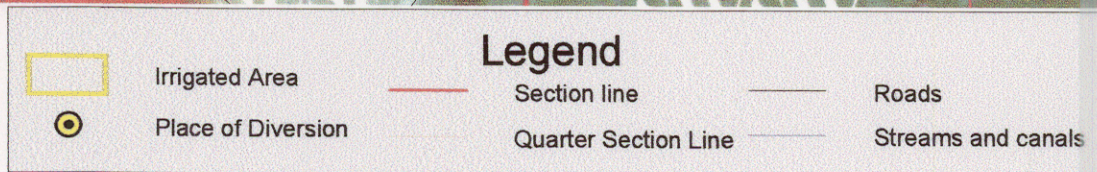
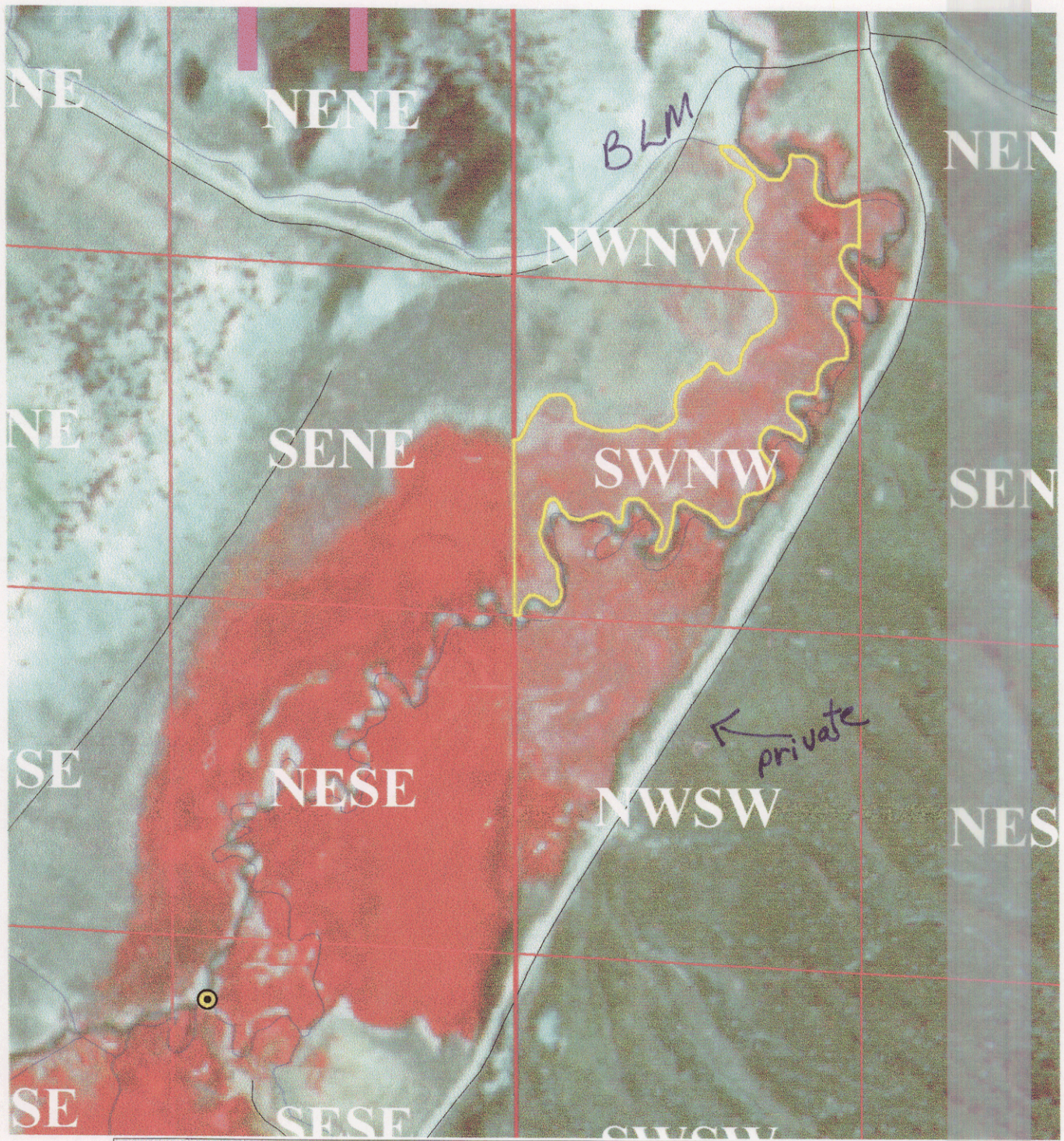
GLS shows 35Ac. (25 in SWNW as claimed, & 10 in NWSW
as decreed - needs amended,

or, just amend the claim to move the rip. claimed 30 acres around,
20 in SWNW & 10 in NWSW
- no fee

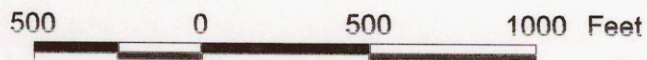
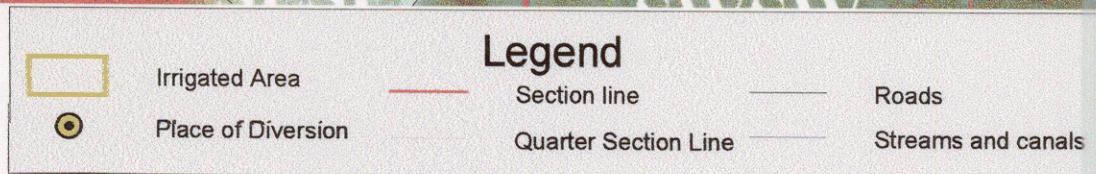
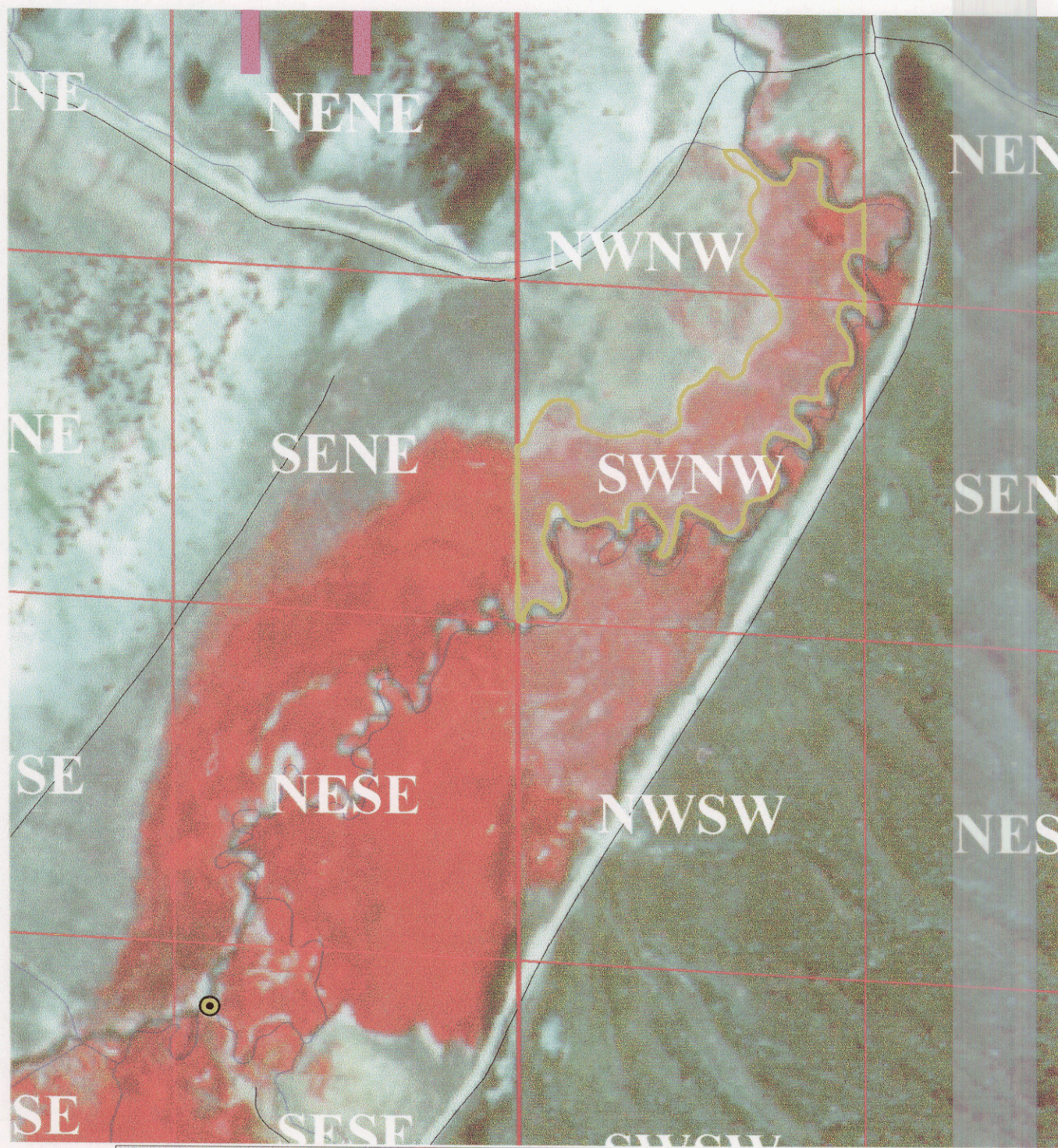




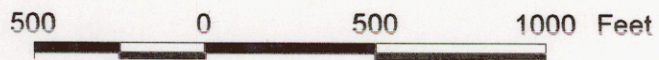
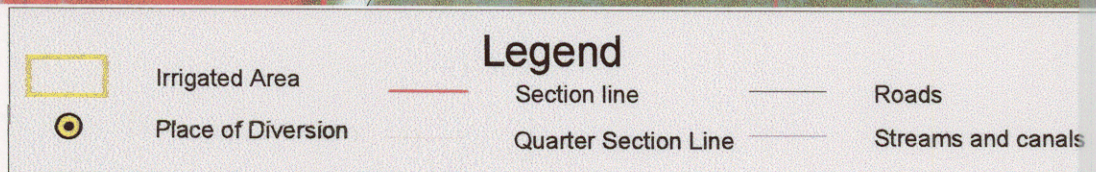
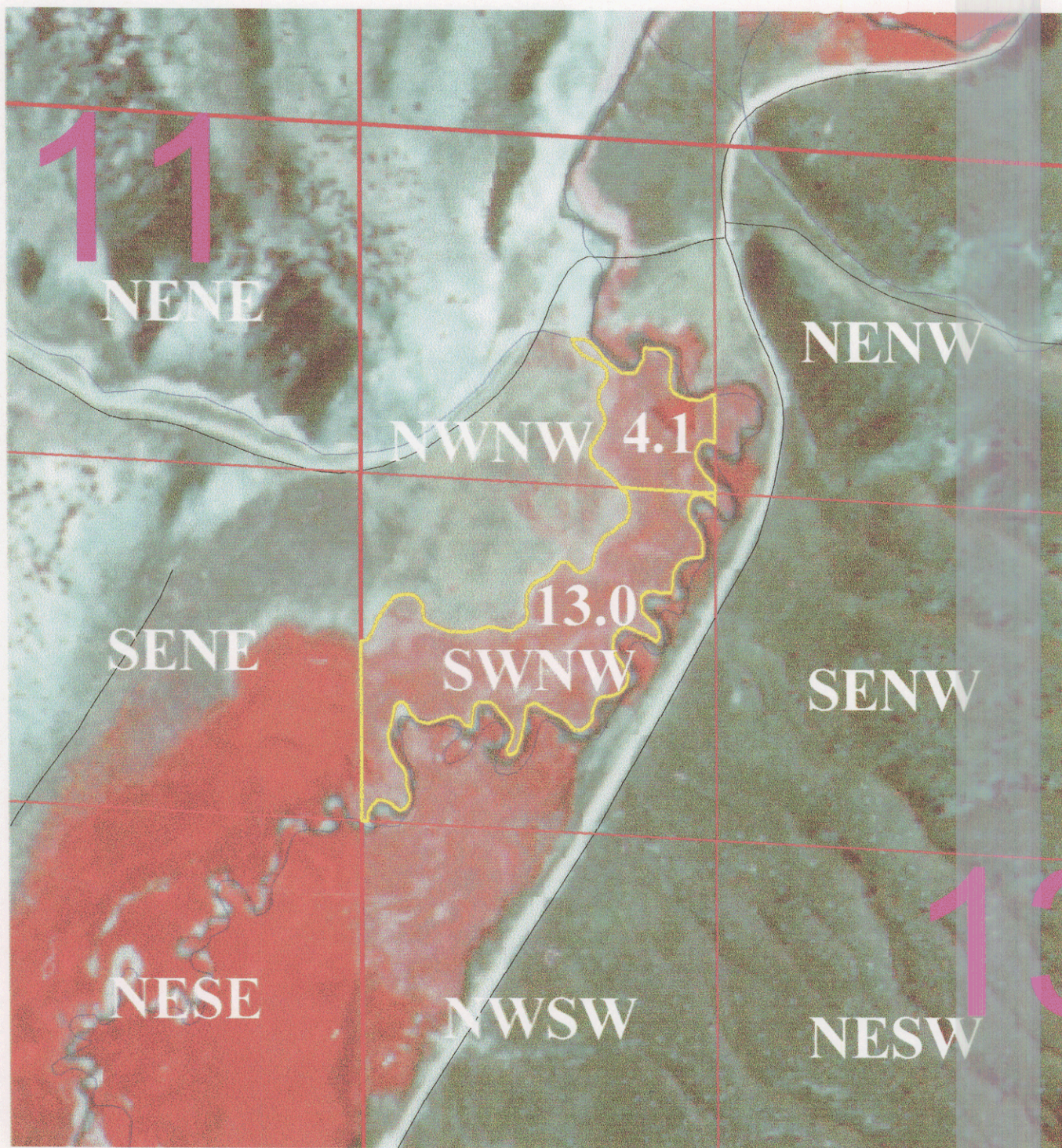
Township , 16S21E



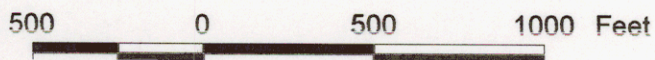
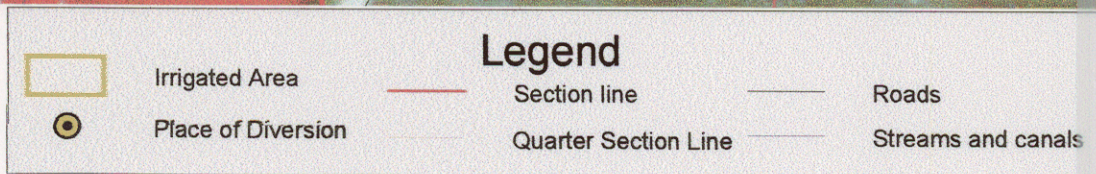
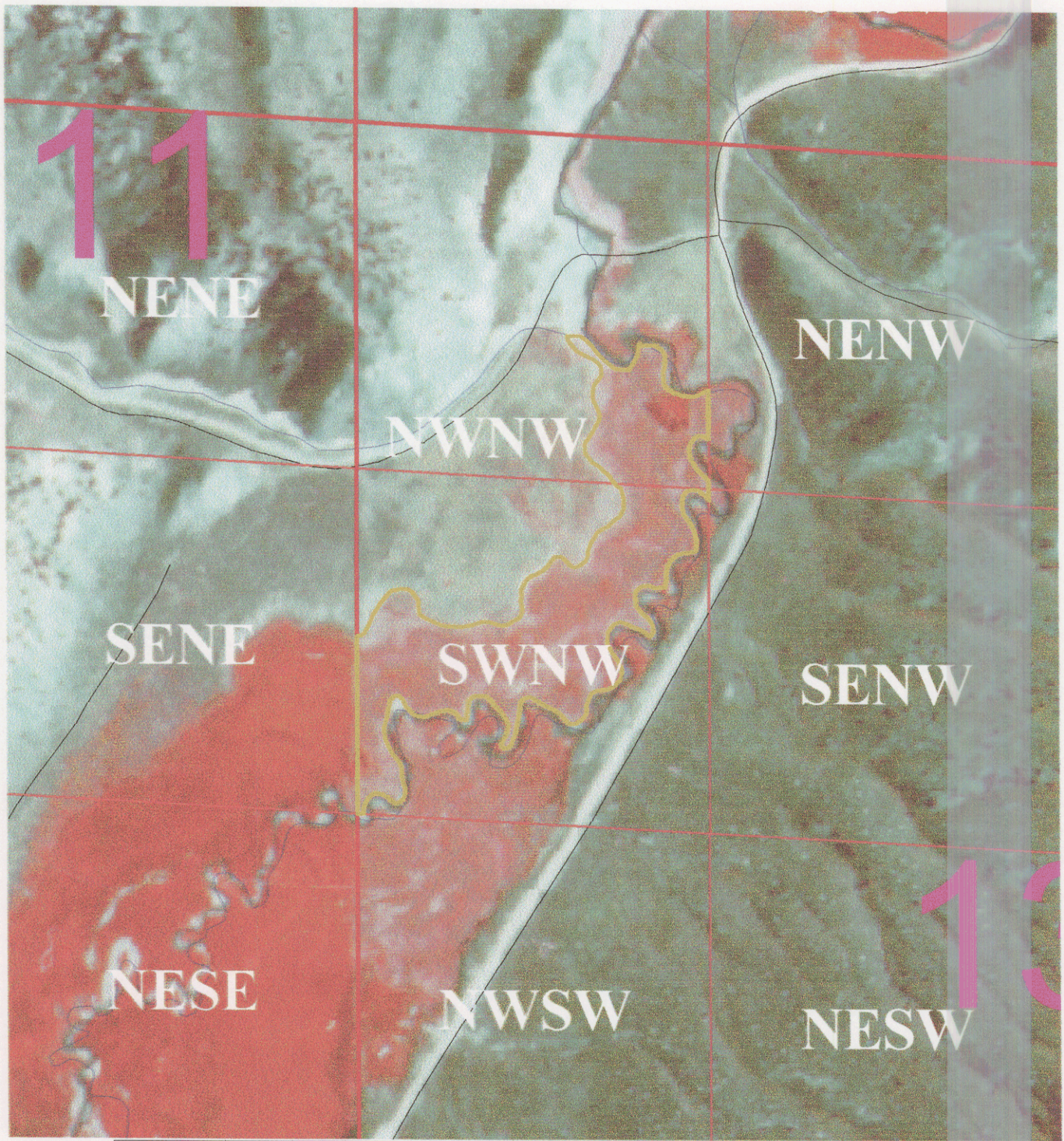
Township , 16S21E



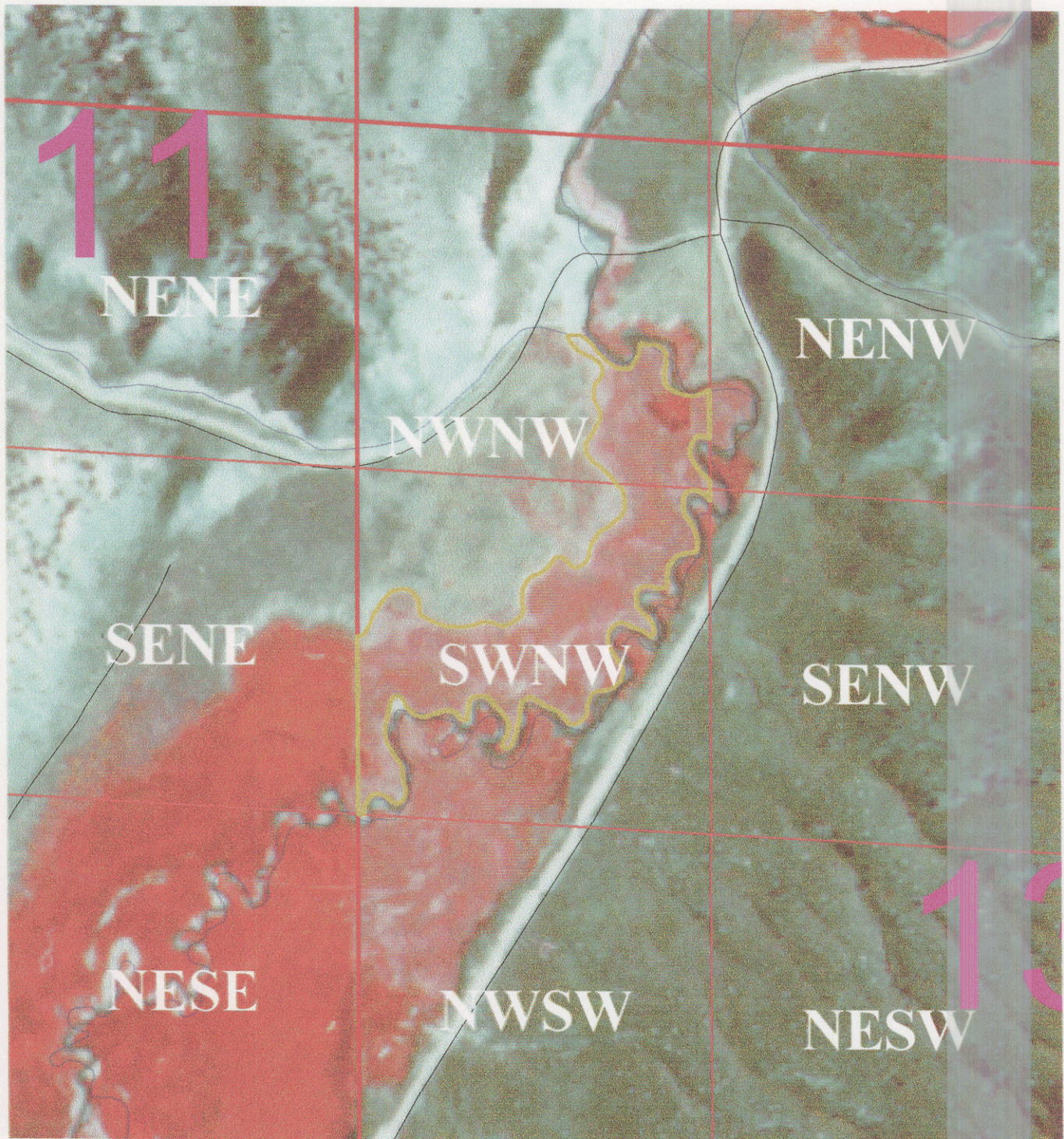
Township , 16S21E



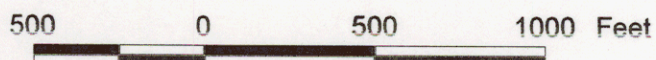
Township , 16S21E



Township , 16S21E



Legend		
	Irrigated Area	 Section line
	Place of Diversion	 Quarter Section Line
		 Roads
		 Streams and canals



AJ5809NP
No. A45-00153

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/21/00
PAGE: 13

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SHOULDER "3" RANCHES INC	02/21/1925	IRRIGATION	04-15 07-20	1.000 CFS	

TOTAL DIVERSION: 1.000 CFS
CONSUMPTIVE USE: 90.00 AFA

Water Source: GOOSE CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T16S R21E S14

NWSESE

CASSIA County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: SUM
16S 21E 13	: 05	: 25	:	:	: 30.0
					: 30.0
					: 30.0

POU County: CASSIA

Non-Irrigation Uses: S/500 RANGE

Other Rights: NONE

Remarks: GEN SEE DECREE FOR LIMITATIONS ON DIVERSION.
PRIORITY DATE NOT GIVEN IN DECREE.

Dates: Exam Made Date: 12/09/1985 Verified Date: 12/09/1985 Objection Filed Date:

Misc: Water District Number: 45C Field Inspection Flag: D
Presumption Flag: D

Audit: 05/05/89 CLELLAND 03/30/95 POST-STD