

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

In Re SRBA

Case No. 39576

A. Subcase 45-13687
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Bruce Bedke
Address: 42 E Basin Rd Oakley, ID 83346

Name:
Address:

Name:
Address:

Name:
Address:

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☒ **Priority Date**
Should be: See attached.
5. ☒ **Point(s) of Diversion**
Should be: See attached.
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☒ **Place of Use**
Should be: See attached.

11. **I object because:**

- ☒ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

There is no evidence that the claimant, or his predecessors, satisfied the test for a valid appropriation of water, where point(s) of diversion and/or place(s) of use are designated on federal public land. The claimant does not have a valid water right with the elements claimed.

F.

VERIFICATION (Must be Completed)

State of Idaho

)

) ss.

County of ADA

)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

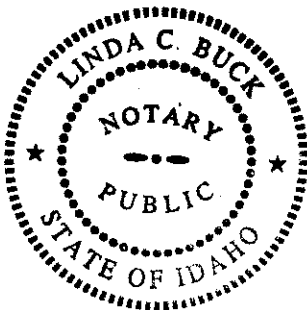
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

Larry A. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 12-30-04

Linda C. Buck
Linda C. Buck



Notary Public for Idaho
Residing at: Mountain Home
My Commission Expires: 12-21-2005

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on Jan. 5, 2004, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Bruce Bedke
Address: 42 E Basin Rd Oakley, ID 83346

Name:
Address:

Name:
Address:

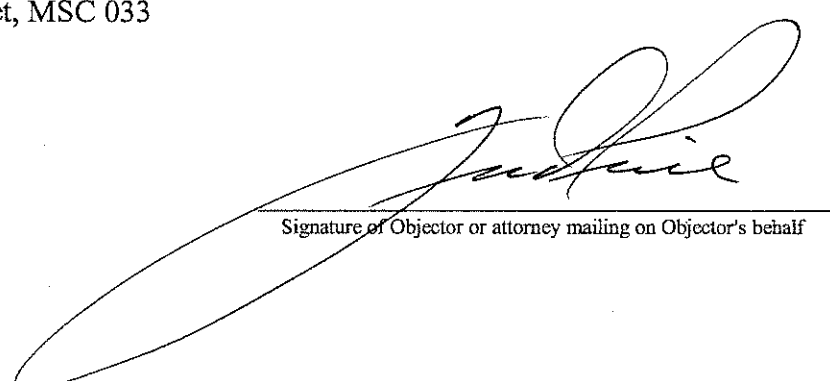
Name:
Address:

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Signature of Objector or attorney mailing on Objector's behalf

08/24/2004

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-13687

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

-POD on BLM
-POU on BLM
-Priority Date

SOURCE: COLD CREEK
SPRING
UNNAMED STREAM
UNNAMED STREAM

TRIBUTARY: GOOSE CREEK
TRIBUTARY: SINKS
TRIBUTARY: COLD CREEK
TRIBUTARY: UNNAMED STREAM

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, 45-13466.

PRIORITY DATE: 04/01/1872

POINT OF
DIVERSION:

T15S R22E S22 NWNESEW End of Stream Flow Within CASSIA County BLM
T15S R22E S22 SENESW Within CASSIA County BLM
T15S R22E S22 NESESW Within CASSIA County BLM
T15S R22E S22 SESESW Within CASSIA County BLM
T15S R22E S25 SESWSW Begin of Stream Flow Within CASSIA County BLM
T15S R22E S26 SENWNE Begin of Stream Flow Within CASSIA County BLM
T15S R22E S27 SENENE End of Stream Flow Within CASSIA County BLM
T15S R22E S30 SWNNW End of Stream Flow Within CASSIA County BLM
T15S R22E S35 NESENE Begin of Stream Flow Within CASSIA County BLM
T15S R22E S35 NENWSW End of Stream Flow Within CASSIA County BLM
T16S R22E S11 SWNNW Begin of Stream Flow Within CASSIA County STATE

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 S19	SESW BLM	T15S R22E S19	NESE BLM
T15S R22E S19	SWSE BLM	T15S R22E S19	SESE BLM
T15S R22E S20	SWNE BLM	T15S R22E S20	SENE BLM
T15S R22E S20	NESW BLM	T15S R22E S20	NWSW BLM
T15S R22E S20	NESE BLM	T15S R22E S20	NWSE BLM
T15S R22E S21	NENE BLM	T15S R22E S21	NWNE BLM

PODs and POUs on BLM

- Portion of this claim describes federal public land
- Remove federal public land from claim
- Priority Date is not valid

08/24/2004

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T15S R22E S21	SENE BLM	T15S R22E S21	NENW BLM
T15S R22E S21	SWNW BLM	T15S R22E S21	SENE BLM
T15S R22E S22	SWNW BLM	T15S R22E S22	NESW BLM
T15S R22E S22	NWSW BLM	T15S R22E S22	SWSW BLM
T15S R22E S22	SESW BLM	T15S R22E S22	NWSE BLM
T15S R22E S22	SWSE BLM	T15S R22E S25	SWSW BLM
T15S R22E S25	SESW BLM	T15S R22E S26	NWNE BLM
T15S R22E S26	NENW BLM	T15S R22E S26	NWNW BLM
T15S R22E S26	SWNW BLM	T15S R22E S26	NESW BLM
T15S R22E S26	NWSW BLM	T15S R22E S26	NESE BLM
T15S R22E S26	NWSE BLM	T15S R22E S26	SESE BLM
T15S R22E S27	NENE BLM	T15S R22E S27	NWNE BLM
T15S R22E S27	SENE BLM	T15S R22E S27	NWNW BLM
T15S R22E S27	SWNW BLM	T15S R22E S27	SENE BLM
T15S R22E S27	NESW BLM	T15S R22E S27	NWSE BLM
T15S R22E S27	SWSE BLM	T15S R22E S27	SESE BLM
T15S R22E S30	NENW BLM	T15S R22E S30 Lot 1	NWNW BLM
T15S R22E S34	NENE BLM	T15S R22E S35	SWNE BLM
T15S R22E S35	SENE BLM	T15S R22E S35	NWNW BLM
T15S R22E S35	SWNW BLM	T15S R22E S35	SENE BLM
T15S R22E S35	NWSW BLM	T15S R22E S35 Lot 4	SWSW BLM
T15S R22E S35 Lot 3	SESW BLM	T15S R22E S35	NWSE BLM
T16S R22E S02 Lot 3	NESW STATE	T16S R22E S02	SWSW STATE
T16S R22E S02	SESW STATE	T16S R22E S11	NWNW STATE

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

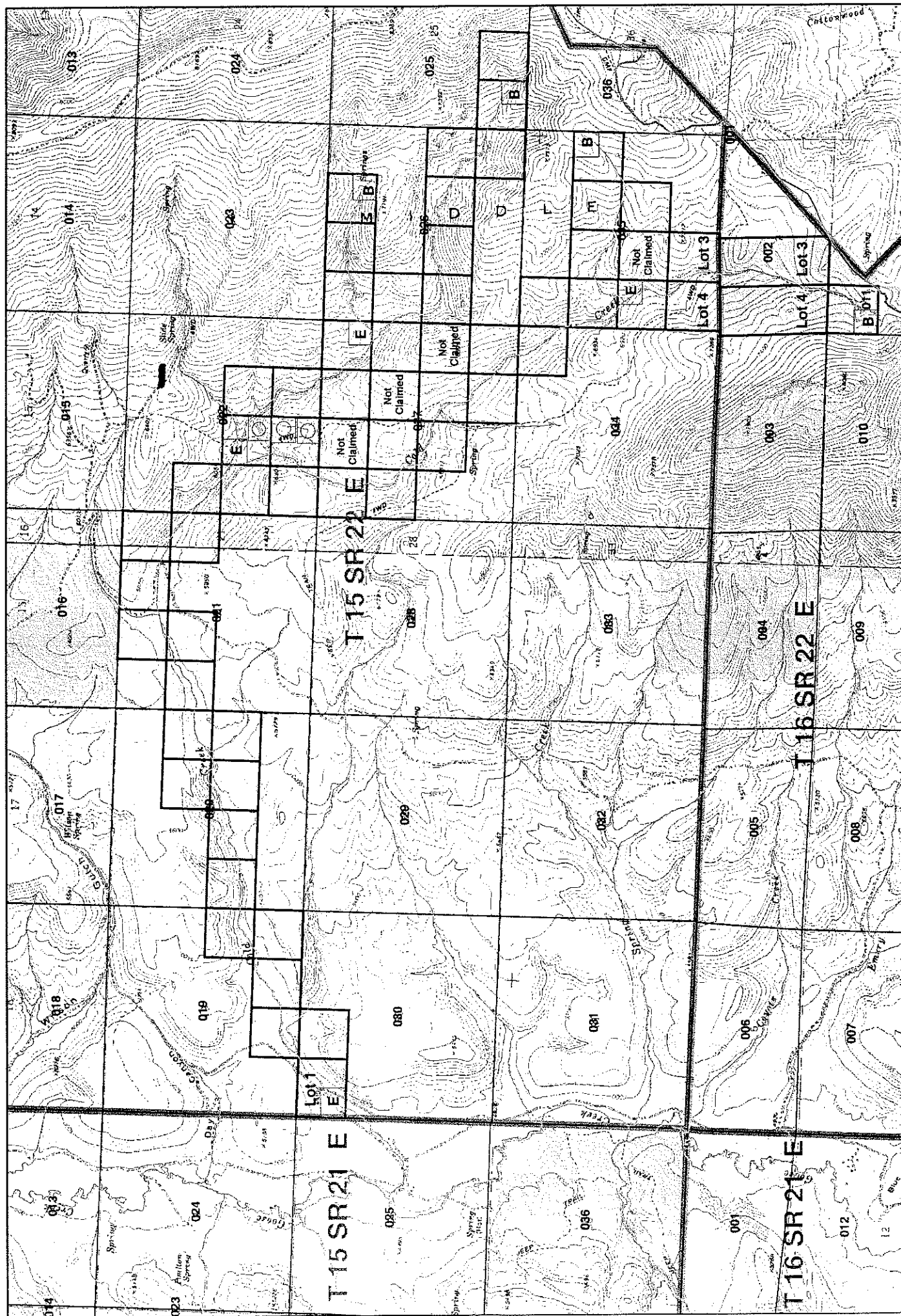
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

45-13687
Bruce Bedke



TOWNSHIP 15 SOUTH RANGE 22 EAST OF THE BOISE MERIDIAN, IDAHO

CASSIA COUNTY 031

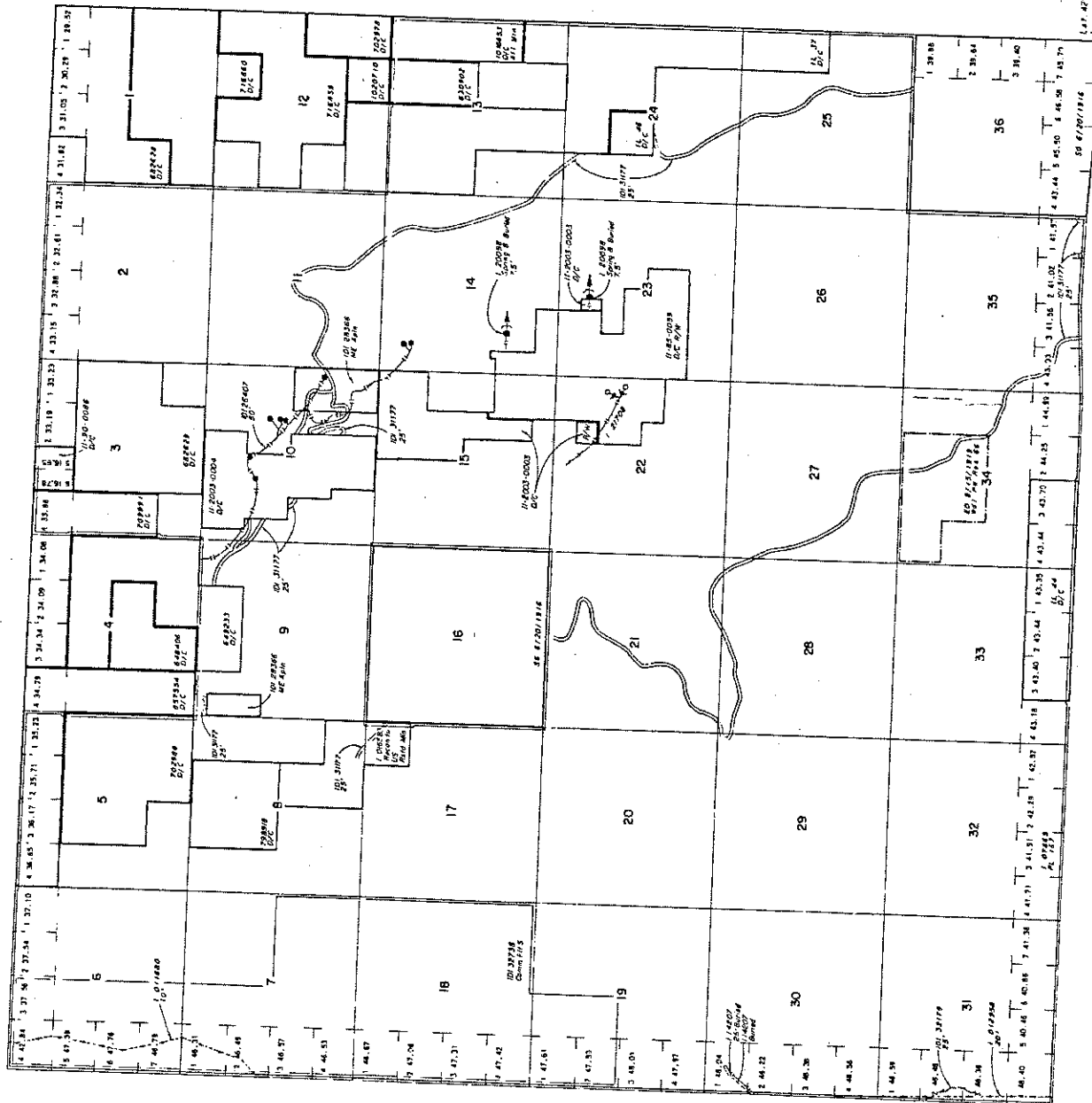
WATER DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS			
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1. 07863 Dpt. Pl. 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.



SCALE IN CHAINS
0 10 20 30 40

WARNING STATEMENT
This plat is the result of a survey made in 1911, and should be used only as a guide. It is not to be used for any other purpose. The survey was made by the Cassia County Surveyor, and the results are published for the information of the public. The survey was made in accordance with the laws of the State of Idaho, and the results are published for the information of the public.

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST
AND NOT TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE
THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-
DRAWAL ORDER

Lat. 42° 41' 17" N
Long. 113° 04' 10" W

CURRENT TO	CURRENT TO

USE PLATE

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

Boise Mr
T. 135
R. 22E

TOWNSHIP 16 SOUTH RANGE 22 EAST OF THE BOISE MERIDIAN, IDAHO

CASSIA COUNTY OR
BUNKLEY DISTRICT SEC. 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

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36	16 S.	22 E.

7. 07965 Del. PL. 67 (Act of Cong. 7/23/1953)
Completed 1/30/1959. All PD surface BLM L. & M.
ID 258730 North West Tract
Historical information only, data not deposite
Public Access

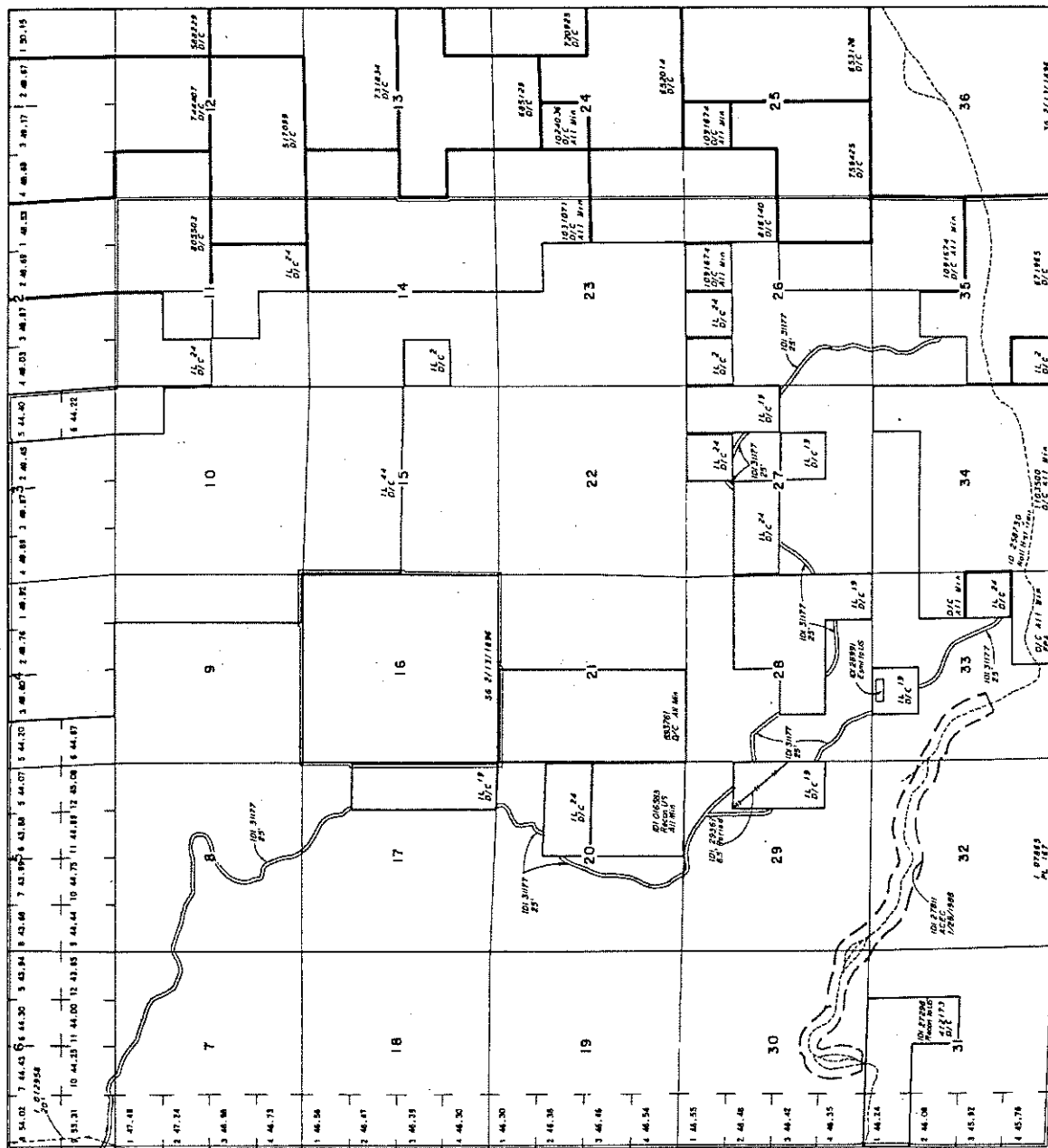
ID 22288 PX WD in BLM NGE Unit Order Issues
Sec. 31, Lot 1, E 1/2 NE 1/4 NE 1/4 NW 1/4

FOR OWNERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO

USE PLATS:

Base Map
T. 16 S.
R. 22 E.



U T A

SCALE in Miles
0 5 10 20 30 40

H WARNING TESTIMONY

This plat is the best and should be used
only as a guide. It is not a survey. It is
not a legal document. It is not a title.
It is a historical record. It is a record
of the past. It is a record of the
past. It is a record of the past.

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST
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