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DEPARTMENT OF
WATER RESOURCES

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TWIN FALLS CO., IDAHO
FILED

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	)	Subcases 45-12477, <i>et al.</i>
	)	(see list of 30 subcases attached)
	)	(USDI/BLM)
	)	
Case No. 39576	)	ORDER GRANTING BEDKES' MOTIONS
	)	TO AMEND PLEADINGS

Bruce and Jared Bedke each filed *Motions to Amend the Pleadings* in the above subcases on June 15, 2006, seeking to amend their *Objections* to the BLM's dual-based claims. In their proposed amended *Objections*, the Bedkes objected to priority date, points of diversion, purposes of use and places of use and they alleged the water rights should not exist:

State Based: This water right should not exist. There is no evidence that the claimant satisfied the test for a valid appropriation of water. There is no evidence that the claimant has ever owned livestock in the State of Idaho and diverted water with the same. The claimant does not have a valid water right with the elements claimed.

Federal Based: There is no evidence that a valid withdrawal [sic] of the land described in the POD/POU occurred.

A hearing on the *Motions* was held by telephone on July 20, 2006. Only the Bedkes appeared *pro se* and there was no opposition to their *Motions*.

THEREFORE, IT IS ORDERED that the Bedkes' *Motions to Amend the Pleadings* are granted.

DATED July 20, 2006.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING BEDKES' MOITONS TO AMEND PLEADINGS was mailed on July 20, 2006, with sufficient first-class postage to the following:

STATE OF IDAHO

Represented by:
DAVID J. BARBER
PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

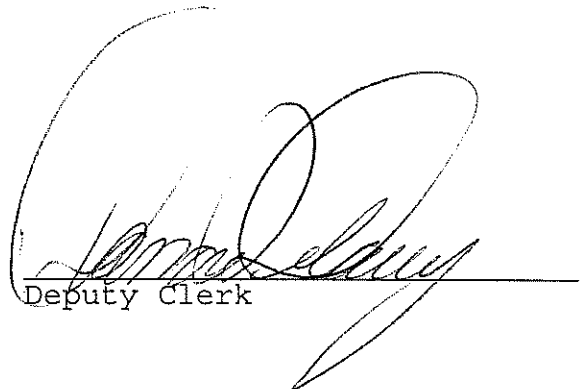
USDI BLM

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

BRUCE AND JARED BEDKE
42 EAST BASIN RD
OAKLEY, ID 83346

A large, stylized handwritten signature in black ink, likely belonging to the Deputy Clerk, is written over a horizontal line.