

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

) Subcase No. 45-13680 et. al.  
) (see Attachments)  
)

Case No. 39576

) Standard Form 5  
)

) STIPULATED ELEMENTS  
) OF A WATER RIGHT  
)

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This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

**The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.**

**CLAIMANT:**

Bruce Bedke  
Jared K. Bedke  
Martha J. Bedke

Bruce Bedke 8/9/07  
Bruce Bedke Date

Jared K. Bedke 8/9/07  
Jared K. Bedke Date

Martha J. Bedke 8/9/07  
Martha J. Bedke Date

**OBJECTOR:**

United States on behalf of the  
Bureau of Land Management

Daniel Nagi 8/9/07  
Larry A. Brown Date  
Attorney, U.S. Department of Justice  
Environment and Natural Resources Div.

IDWR CONCURRENCE:



Douglas Jones  
Technical Engineer 1

8/9/07

Date

IDWR CONCURRENCE:



Nicholas B. Spencer  
Deputy Attorney General

8-9-07

Date

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

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RIGHT NUMBER: 45-13680

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

JARED K BEDKE  
42 E BASIN RD  
OAKLEY ID 83346

BRUCE BEDKE  
42 E BASIN RD  
OAKLEY ID 83346

SOURCE: SPRING

TRIBUTARY: SINKS

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~~ 01/01/1881

POINT OF  
DIVERSION: T15S R22E S29 NENESE Within CASSIA County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|-------------------------------|----------------|---------------|-----------|
|                               | STOCKWATER     | 01/01 12/31   | 0.020 CFS |

|               |                    |                      |
|---------------|--------------------|----------------------|
| PLACE OF USE: | STOCKWATER         | Within CASSIA County |
|               | T15S R22E S29 NESE |                      |

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.

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

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RIGHT NUMBER: 45-13682

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

JARED K BEDKE  
42 E BASIN RD  
OAKLEY ID 83346

BRUCE BEDKE  
42 E BASIN RD  
OAKLEY ID 83346

SOURCE: WILSON SPRING

TRIBUTARY: WILSON GULCH

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~~ 01/01/1881

POINT OF DIVERSION: T15S R22E S17 NWSESW Within CASSIA County

|                            |                |               |           |
|----------------------------|----------------|---------------|-----------|
| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|                            | STOCKWATER     | 01/01 12/31   | 0.020 CFS |

PLACE OF USE: STOCKWATER Within CASSIA County  
T15S R22E S17 SESW

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.

## CERTIFICATE OF MAILING

I certify that on Aug 9, 2007, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

1. Original to:

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

2. Copy to:

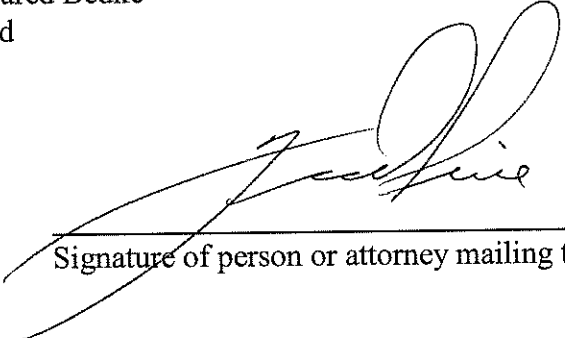
Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
P. O. Box 44449  
Boise, Idaho 83711-4449

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

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice  
Environment and Natural Resources Division  
General Litigation Section  
550 West Fort Street, MSC 033  
Boise, Idaho 83724

Bruce, Martha & Jared Bedke  
42 East Basin Road  
Oakley, ID 83346



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Signature of person or attorney mailing the form