

**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. 45-13714 et al.	
	)	See Attachment A	45-13728
	)		
Case 39576	)	STANDARD FORM 5	
	)		
	)	STIPULATED ELEMENTS OF A	
	)	WATER RIGHT	

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 whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin 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.

CLAIMANTS:

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

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

Bruce Bedke 8/9/07
Bruce Bedke Date

OBJECTOR:

USDA Forest Service

David L. Negri 8/9/07
David L. Negri Date

Attorney for the United States

IDWR Concurrence:

Douglas Jones 8/9/07
Douglas Jones Date

Nicholas B Spencer 8-9-07
Nicholas B Spencer Date
Deputy Attorney General

CERTIFICATE OF MAILING

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

1. Original to:

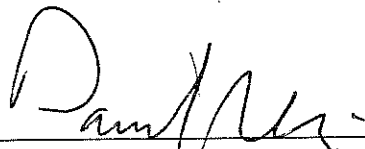
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

Bruce Byron Bedke
Jared K. Bedke
Martha J. Bedke
42 East Basin Road
Oakley, Idaho 83346

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

US Department of Justice
Environment and Natural Resources Section
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person mailing the form

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

Right Number: 45-13728

Name and Address: BRUCE BEDKE
MARTHA J BEDKE
JARED K BEDKE
42 E BASIN RD
OAKLEY, ID 83346

Source: LEFT HAND FORK BEAVERDAM CREEK Tributary: BEAVERDAM CREEK
CARLSON SPRING Tributary: SINKS
SPRING Tributary: SINKS

Quantity: .02 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~~
01-01-1881

Diversion Point:	T16S R20E S04	SENWNW Within Cassia County
		NENWNW
		SWNWSW
		SWNESE
	S05	NWSENE
		NWSENW (InstreCassia
	S08	SWSENE
		SENESEW
		NWNESW
	S09	SWSENE
		SENESE
		SESWSE
	S15	SENWNW (InstreCassia
	S17	SWNENW

PN
NBS
BB
JB
MB
J

Purpose and			
Period of Use:	Purpose of Use	Period of Use	Quantity
	Stockwater	05-01 TO 11-30	.02 CFS

Place of Use:	Stockwater	Within Cassia County
	T16S R20E S04	NWNW NWSW
		NESE
	S05	SENE SENW
		NESW SESW
	S08	SWNE SENE
		NENW NESW
		NESE
	S09	SENE NWSW
		SESW NESE
		SWSE
	S15	NWNW

S16
S17

NENE
NENW

NWNE

Other Provisions Necessary for Definition / 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 45-10329.

DN

NBS

BB

JB

MB

AI