

**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.

47-17130

See Attachment A

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  
Bruce Bedke Date

8/9/07

**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:

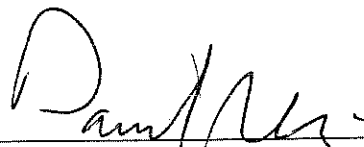
Clerk of the District Court  
Snake River Basin Adjudication  
PO Box 2707  
Twin Falls, ID 83303-2707

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: 47-17130

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

Source: SPRING Tributary: SINKS  
SPRINGS Tributary: SINKS  
WPA SPRING Tributary: SINKS  
LITTLE WILLOW SPRING Tributary: SINKS  
THOROUGHbred POND SPRINGS Tributary: SINKS  
THOROUGHbred SPRING #1 Tributary: SINKS  
THOROUGHbred SPRING #2 Tributary: SINKS  
WHITEY DAVIS SPRING Tributary: SINKS  
HUMPHREY SPRING Tributary: SINKS  
RIGHT HAND FORK SPRING Tributary: SINKS

Quantity: .02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED  
13,000 GALLONS PER DAY.

Priority Date: ~~04-01-1872~~  
01-01-1881

Diversion Point: T16S R19E S03 NWNESE Within Cassia County  
S04 SENENE  
S05 SWNWSE  
S08 SWSESE  
S09 SENESE  
S10 NENWNE  
S16 NWNWSW  
S17 NWNWNW  
S20 SENENW  
S23 NWSWNW  
S26 SWNWNW  
S28 NESWNW  
S29 SWSWNW  
S33 NESWNW  
NENWNE  
NENENW  
NENWNW  
SESENW  
SWNESE  
NESWSE  
NENWNE  
NWNENW

DN  
NBS

BB

JB

MS  
JH

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

|               |               |                      |      |
|---------------|---------------|----------------------|------|
| Place of Use: | Stockwater    | Within Cassia County |      |
|               | T16S R19E S03 | NESE                 |      |
|               | S04           | NENE                 | NWSE |
|               |               | SESE                 |      |
|               | S05           | NESE                 |      |
|               | S08           | NWNE                 | NWSW |
|               | S09           | NWNW                 |      |
|               | S10           | NENW                 | SWNW |
|               | S16           | NWNW                 |      |
|               | S17           | SWNW                 |      |
|               | S20           | SWNW                 |      |
|               | S23           | SESW                 |      |
|               | S26           | NWSE                 |      |
|               | S28           | NENW                 | NWNW |
|               | S29           | SENW                 | NESE |
|               |               | SWSE                 |      |
|               | S33           | NWNE                 | NENW |

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

STOCKWATER USE FOR UP TO 2000 CATTLE DISPERSED THROUGH GRAZING UNIT.

DN  
HBS  
BB  
AB  
JY