

**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	47-17132
	)		
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:

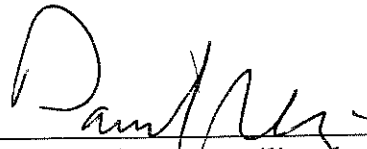
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

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: 47-17132

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

Source: THOROUGHNBRED CREEK Tributary: GOOSE CREEK
THOROUGHNBRED CREEK, EAST FORK Tributary: THOROUGHNBRED CREEK
THOROUGHNBRED CREEK, WEST FORK Tributary: THOROUGHNBRED CREEK

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	NWNWSW	(InstreCassia
	S10	SENENW	(InstreCassia
	S21	NWSESW	(InstreCassia
		NWSESW	(InstreCassia
	S32	NWNE	(InstreCassia

Purpose and			
Period of Use:	Purpose of Use	Period of Use	Quantity
	Stockwater	04-01 TO 11-30	.02 CFS

Place of Use:	Stockwater		Within Cassia County
	T16S R19E S04	NESE	SESE
	S09	NENE	NWNE
		SWNE	NESW
		SESW	NWSE
	S10	NENW	SWNW
		SENW	NWSW
		SWSW	
	S15	NWNW	SWNW
		NWSW	SWSW
	S16	NENW	SENW
		NESW	SESW
	S21	NENE	SWNE
		SENE	NENW
		SWNW	SENW
		NESW	NWSW
		SWSW	SESW
		NWSE	
	S22	NWNW	
	S28	NENW	NWNW
	SWNW	NWSW	
S29	NESE	SESE	

DN
NBS
If

BB
JB
MJB

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.

DN
NBS

Explanatory Material: Basis of Claim - Beneficial Use

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

DF
BB
B
MJB