

JUL 12 2010

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

45-13729

STIPULATED ELEMENTS OF A WATER RIGHT

Nicholas B Spencer 7-6-10
Nicholas B Spencer Date
Deputy Attorney General

Attachment A

45-13713
45-13717
45-13721
45-13725
45-13727
45-13729
45-13731
45-13733
45-13739
45-13747

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

Right Number: 45-13729

Name and Address: PATRICIA BEDKE
KARL U BEDKE
1876 S 600 W
OAKLEY, ID 83346

SCOTT BEDKE
450 N CENTER AVE
OAKLEY, ID 83346

MICHAEL A POULTON
605 W 2200 S
OAKLEY, ID 83346

Source: DAVES PASS SPRING
SWEDE SPRING

Tributary: SINKS
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: ~~06-11-1905~~
04-01-1872

Diversion Point: T15S R20E S35 NENWNW Within Cassia County
R21E S30 SWSESW Within Cassia County

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
	T15S R20E S35	NWNW
	R21E S30	SESW

Other Provisions Necessary for Definition / Administration of this Water Right:

THE OPERATION, USE, AND ADMINISTRATION OF THIS WATER RIGHT IS
ALSO SUBJECT TO THE TERMS AND CONDITIONS OF THE STIPULATION AND
JOINT MOTION FOR ORDER APPROVING STIPULATION ENTERED INTO ON
AUGUST 29, 2002 BETWEEN THE UNITED STATES OF AMERICA AND SCOTT
BEDKE, KARL U. BEDKE, AND MICHAEL POULTON, FILED IN THE OFFICE OF
THE CASSIA COUNTY RECORDER AND RECORDED ON JUNE 6, 2003 AS
INSTRUMENT NO: 289179; AND THE STIPULATION BETWEEN THE UNITED
STATES AND PATRICIA BEDKE, ENTERED INTO ON JUNE 10, 2004, FILED
IN THE OFFICE OF THE CASSIA COUNTY RECORDER AND RECORDED ON JUNE
8, 2004 AS INSTRUMENT NO: 296141, THE PROVISIONS OF SUCH
STIPULATIONS TO APPLY FULLY TO THIS WATER RIGHT.

PN
NBS
PN

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.

87
TV
NBS
ON

CERTIFICATE OF MAILING

I certify that on July 9, 2010, 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, ID 83303-2707

2. Copies to:

Karl Bedke
Patricia Bedke
Scott Bedke
Michael Poulton
C/O Travis Thompson
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P.O. Box 485
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United States Department of Justice
Environment and Natural Resources Division
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Signature of person mailing documents