

AUG 02 2010

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

45-12098

STIPULATED ELEMENTS OF A WATER RIGHT

Nicholas B Spencer 7-28-10
Nicholas B Spencer Date
Deputy Attorney General

CERTIFICATE OF MAILING

I certify that on July 30, 2010, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

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Twin Falls, ID 83303-2707

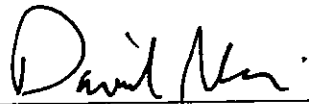
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Office of the Attorney General
State of Idaho
P O Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
550 W. Fort Street, MSC 033
Boise, ID 83724



Signature of person mailing documents

Attachment A

45-12050	45-12092
45-12053	45-12093
45-12055	45-12094
45-12056	45-12096
45-12058	45-12097
45-12060	45-12098
45-12061	45-12099
45-12073	45-12101
45-12074	45-12105
45-12075	45-12106
45-12076	45-12107
45-12079	45-12108
45-12080	45-12109
45-12081	45-12111
45-12082	45-12112
45-12083	45-12113
45-12084	45-12114
45-12085	45-12116
45-12086	45-12162
45-12087	45-12842
45-12088	45-12855
45-12089	45-12866
45-12090	45-12869
45-12091	45-12871

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

Right Number: 45-12098

Name and Address: UNITED STATES OF AMERICA ACTING THROUGH THE
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE, ID 83724

Source: LONE CEDAR SPRING Tributary: LONE CEDAR CREEK

Quantity: .02 CFS

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

THIS RIGHT SHALL BE USED IN CONJUNCTION WITH 45-13717 AND
IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .02 CFS
AND A TOTAL COMBINED QUANTITY OF 13,000 GALLONS PER DAY.

Priority Date: ~~05-01-1879~~
6-12-1905

Diversion Point: T15S R21E S17 NESW 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 R21E S17 NESW

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.

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.

301

Explanatory Material: Basis of Claim - Beneficial Use

FOREST SERVICE RECORD ID = 0414 17040211 15 0004
1849 Cattle

See
NBS

QW