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WATER RESOURCES  
WESTERN REGION

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

In the Matter of License No. 51-12983 in the  
Name of Bert Brackett

) Subcase Number: 51-12983

) **PETITION FOR RECONSIDERATION**

Petitioner, United States of America, Bureau of Land Management (BLM) respectfully files this Petition for Reconsideration requesting the following typographical corrections to the issuance of License No. 51-12983 on July 2, 2013 to Bert Brackett.

It is the BLM's understanding that Approved Permit No. 51-12983 was amended prior to issuance of a License on July 2, 2013. In the Amendment, the Claimant (Bert Brackett) sought to change the Place of Use element of the water right by including other legal land descriptions connected to the Pence Spring. The legal land descriptions sought by the Claimant were supposed to be consistent with the Claimant's Partial Decrees from Pence Spring. IDWR did not advertise or contact the BLM concerning these changes.

BLM respectfully requests IDWR to make the following changes to License No. 51-12983:

1. Deletion of legal land descriptions described in the NWNE, S13 and NENW, NWNW, S15 T11S, R08E because they are not described on the Claimant's other Partial Decrees.
2. Deletion of the legal land description described in the SWSE, S03, T12S, R08E. A trough exists near the line between the SWSE, S03 and the NWNE, S10; however, the Claimant's other Partial Decrees describe this trough in the NWNE, S10 in accordance with settlement with BLM.
3. Deletion of the legal land description described in the SWNW, S13, T12S, R08E. A trough exists near the line between the SWNW and SENW, S13; however, the Claimant's other Partial Decrees describe this trough in the SENW, S13 in accordance with settlement with BLM.

Dated this 2<sup>nd</sup> day of August 2013



Gary A. Madenford  
Water Rights Team Leader

**CERTIFICATE OF SERVICE**

I certify that on July 29, 2013, I served a true and correct copy of the **"Petition for Reconsideration for License #51-12983 for Bert Brackett"** with enclosures upon the following individuals by placing the documents in the United States mail in Boise, Idaho, postage paid, and addressed as follows:

Original to: John Westra, Administrative Office Manager  
Idaho Department of Water Resources (IDWR)  
Western Regional Office  
2735 Airport Way  
Boise, ID 83705

Copies to: Bert Brackett  
Flat Creek Ranch  
Rogerson, ID 83302

Lisa Claxton – Realty Specialist  
U.S., Department of the Interior,  
Bureau of Land Management,  
Jarbidge Field Office  
2536 Kimberly Road  
Twin Falls, ID. 83301

Jordan D. Crane  
Person Serving Documents (print name)

Jordan Crane  
Signature of Person Serving Documents