

RECEIVED
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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JAN 31 2012	
By _____	Clerk _____
	Deputy Clerk _____

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	)	ORDER OF PARTIAL DECREES
	)	
Case No. 39576	)	Subcases: 45-10791, 45-10792, 45-10793,
	)	45-10794, 45-13600 and 45-13601
	)	(Bedke)
	)	
	)	
	)	

On December 19, 2011, a *Special Master's Report and Recommendation* was filed for the above-captioned water rights. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the above-captioned water rights are hereby decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED January 31, 2012.

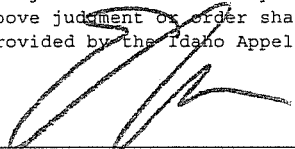


ERIC G. WILDMAN
Presiding Judge
Snake River Basin Adjudication

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RULE 54(b) CERTIFICATE

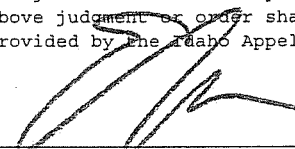
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

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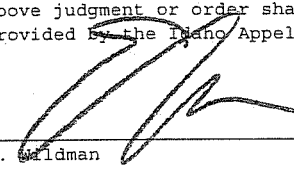


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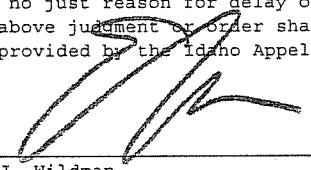
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



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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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 45-13600

NAME AND ADDRESS: BRUCE BEDKE
JARED K BEDKE
MARTHA J BEDKE
42 E BASIN RD
OAKLEY, ID 83346

SOURCE: GOOSE CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.60 AFY

Pursuant to agreement with the Oakley Canal Company water is stored under this right from April 15 to July 20 inclusive whenever Goose Creek water rights with a priority date of 3/23/1880 are in priority (deliverable). The storage volume is calculated by multiplying the historic diversion rate of 0.00825 cfs by 1.9835 times the number of days the right is in priority (deliverable).

PRIORITY DATE: 03/23/1880

POINT OF DIVERSION: T14S R22E S17 NWSW (Rediversion) Within Cassia County
S19 NWSW (Rediversion)
NENE

Water is rediverted under this right from Goose Creek into the West Canal and the East Canal.

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation Storage 01-01 TO 12-31 1.60 AFY
Irrigation from Storage 03-15 TO 11-15 1.60 AFY

Water is stored pursuant to agreement with the Oakley Canal Company, which agreement may be subject to future modification or termination.
Pursuant to agreement with the Oakley Canal Company, irrigation water is stored and delivered from April 15 to July 20 inclusive.

PLACE OF USE: Irrigation from Storage Within Cassia County
T14S R22E S05 NESE 4.9 NWSE 5.7
SWSE 9.6 SESE 8.4
28.6 Acres Total

Right Nos. 45-10791, 45-10792, 45-10793, 45-10794, 45-13600 and 45-13601 are limited to the irrigation of a combined total of 28.6 acres in a single irrigation season.

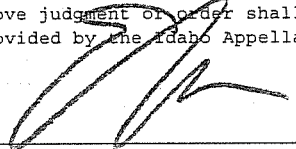
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Future modifications of the agreement with the Oakley Canal Company, if any, shall not result in enlargement of this 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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



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Snake River Basin Adjudication

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 45-13601

NAME AND ADDRESS: BRUCE BEDKE
JARED K BEDKE
MARTHA J BEDKE
42 E BASIN RD
OAKLEY, ID 83346

SOURCE: GOOSE CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 64.30 AFY

Pursuant to agreement with the Oakley Canal Company water is stored under this right from April 15 to July 20 inclusive whenever Goose Creek water rights with a priority date of 4/27/1880 are in priority (deliverable). The storage volume is calculated by multiplying the historic diversion rate of 0.3375 cfs by 1.9835 times the number of days the right is in priority (deliverable).

PRIORITY DATE: 04/27/1880

POINT OF DIVERSION: T14S R22E S17 NWSW (Rediversion) Within Cassia County
NWSW (Rediversion)
S19 NENE

Water is rediverted under this right from Goose Creek into the West Canal and the East Canal.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation Storage	01-01 TO 12-31	64.30 AFY
Irrigation from Storage	03-15 TO 11-15	64.30 AFY

Water is stored pursuant to agreement with the Oakley Canal Company, which agreement may be subject to future modification or termination.

Pursuant to agreement with the Oakley Canal Company, irrigation water is stored and delivered from April 15 to July 20 inclusive.

PLACE OF USE:

Place of Use	Quantity	Location
Irrigation from Storage		Within Cassia County
T14S R22E S05	NESE 4.9	NWSE 5.7
	SWSE 9.6	SESE 8.4
28.6 Acres Total		

Right Nos. 45-10791, 45-10792, 45-10793, 45-10794, 45-13600 and 45-13601 are limited to the irrigation of a combined total of 28.6 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

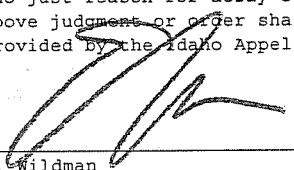
Future modifications of the agreement with the Oakley Canal Company, if any, shall not result in enlargement of this right.

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. I.C. SECTION 42-1412(i).

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on January 31, 2012, with sufficient first-class postage to the following:

OAKLEY CANAL COMPANY

Represented by:
WILLIAM A. PARSONS
137 W 13TH ST
PO BOX 910
BURLEY, ID 83318
Phone: 208-878-8382

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BRUCE BEDKE
JARED K BEDKE
MARTHA J BEDKE
42 E BASIN RD
OAKLEY, ID 83346

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".