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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JAN 11 2011

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

Case No. 39576

) ORDER OF AMENDED PARTIAL DECREE
) TO CORRECT CLERICAL ERROR;
) I.R.C.P. 60(a)
)
) For Water Right: 45-14317
) (Bedke / Poulton)

On December 29, 2010, a *Partial Decree Pursuant to I.R.C.P. 54(b)* was issued for the above-captioned water right. Upon review of the file the Court finds that the *Partial Decree* contained an error. In the *Partial Decree*, the "Quantity" combined use remark noting rights 45-7595 and 45-14317 is in error. The combined use remark should note the correct rights of 45-7595 and 45-13715, per the *Standard Form 5* filed on November 1, 2010. The Court finds this to be the result of a clerical error.

Therefore, IT IS ORDERED that the above-captioned water right is hereby **decreed** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*. The previously issued *Partial Decree* is replaced and superseded thereby.

DATED: January 11, 2011.


ERIC J. WILDMAN
Presiding Judge
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

AMENDED

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 45-14317

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JAN 11 2011

By _____

Deputy Clerk

NAME AND ADDRESS: KARL U BEDKE
PATRICIA 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: MAGPIE SPRING TRIBUTARY: SINKS

QUANTITY: 0.02 CFS
4.00 AFY

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. This right shall be used in conjunction with 45-7595 and 45-13715 and is limited to a total combined diversion rate of 0.02 cfs and a total combined annual diversion volume of 4.0 AF and a total combined quantity of 13,000 gallons per day.

PRIORITY DATE: 01/01/1986

POINT OF DIVERSION: T15S R21E S29 NWNEW Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	05-01 TO 11-30	0.02 CFS
			4.00 AFY

PLACE OF USE: Stockwater Within Cassia County
T15S R21E S21 NWSW

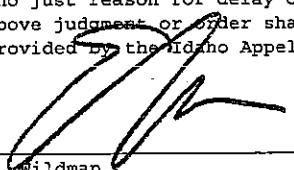
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right is not a determination of historical beneficial use. 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 stipulation 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. 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.



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 AMENDED PARTIAL DECREE TO CORRECT CLERICAL ERROR; I.R.C.P. 60(A) was mailed on January 11, 2011, with sufficient first-class postage to the following:

KARL U BEDKE
MICHAEL A POULTON
PATRICIA BEDKE
SCOTT BEDKE

Represented by:
TRAVIS L THOMPSON
113 MAIN AVE W, STE 303
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DIRECTOR OF IDWR
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ORDER

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Deputy Clerk

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line. The signature is fluid and stylized, with the first name "Julie" and last name "Murphy" clearly distinguishable.