

DISTRICT COURT - CADA
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
FILED

2008 JAN 4 PM 2 29

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 45-13728

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

SOURCE: LEFT HAND FORK BEAVERDAM CREEK TRIBUTARY: BEAVERDAM CREEK
CARLSON SPRING TRIBUTARY: SINKS
SPRING TRIBUTARY: SINKS

QUANTITY: 0.02 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: 01/01/1881

POINT OF DIVERSION:	T16S R20E S04	SENWNW Within Cassia County
		NENWNW
		SWNWSW
		SWNESE
	S05	NWSENE
		NWSENE (Instream Beginning Point)
	S08	SWSENE
		SENESEW
		NWNESW
	S09	SWSENE
		SENESE
		SESWSE
	S15	SENWNW (Instream Ending Point)
	S17	SWNENW

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

PLACE OF USE:	Stockwater		Within Cassia County
	T16S R20E S04	NWNW	NWSW
		NESE	
	S05	SENE	SENE
		NESW	SESW
	S08	SWNE	SENE
		NENW	NESW
		NESE	
	S09	SENE	NWSW
		SESW	NESE
		SWSE	
	S15	NWNW	
	S16	NENE	NWNE
	S17	NENW	

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.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

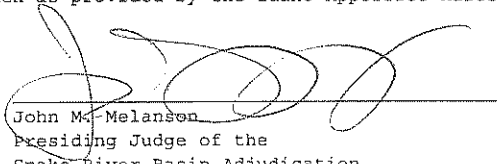
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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.



John M. Melansen
Presiding Judge of the
Snake River Basin Adjudication

DISTRICT COURT SRBA
TWIN FALLS CO. IDAHO
FILED
2008 JAN 4 9:29

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DEPARTMENT OF
WATER RESOURCES

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

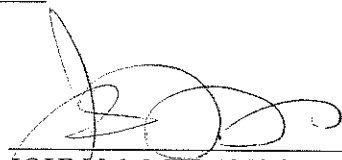
In Re SRBA	)	
	)	ORDER OF PARTIAL DECREES
Case No. 39576	)	
	)	Subcases 45-13714, <i>et al.</i> (See attached
	)	Exhibit A – 12 Subcases (Bedke)
	)	
	)	
	)	

On October 18, 2007, 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 4, 2008



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A - 12 SUBCASES (BEDKE)

Subcase Nos:

45-13714
45-13716
45-13718
45-13722
45-13726
45-13728
45-13730
45-13732
45-13734
45-13740
45-13746
45-13748

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on January 04, 2008, with sufficient first-class postage to the following:

USDA FOREST SERVICE

Represented by:

DAVID NEGRI

US DEPARTMENT OF JUSTICE

ENVIRONMENT & NATURAL RESOURCE

550 WEST FORT STREET, MSC 033

BOISE, ID 83724

BRUCE BEDKE

JARED BEDKE

C/O 42 EAST BASIN RD

OAKLEY, ID 83346

Phone: 208-862-9288

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

Phone: 208-862-3697

USDA FOREST SERVICE

550 WEST FORT STREET

MSC 033

BOISE, ID 83724

Phone: 208-331-5943

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line.