

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)

A. Subcase 45-12924

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: SCOTT BEDKE KARL U BEDKE, PATRICIA BEDKE, MICHAEL A POULTON

Address: 450 N CENTER AVE 1876 S 600 W 605 W 2200 S

OAKLEY ID 83346 OAKLEY ID 83346 OAKLEY ID 83346

Daytime Phone: 208-733-0700

Name & Address of Attorney, if any:

TRAVIS L THOMPSON

113 MAIN AVENUE WEST SUITE 303

TWIN FALLS ID 83301-6167

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: UNITED STATES OF AMERICA ACTING THROUGH

Address: USDI BUREAU OF LAND MANAGEMENT

IDAHO STATE OFFICE

1387 S VINNELL WAY

BOISE ID 83709-1657

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: SEE E BELOW
4. ☒ **Priority Date**
Should be: SEE E BELOW
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. ☐ **I object because:**
 - ☐ This water right Should not exist.
 - ☐ This water right was not recommended, but Should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTIONS(S):** THE OBJECTORS OBJECT TO THIS WATER RIGHT RECOMMENDATION IN ORDER TO IMPLEMENT THE TERMS OF THE STOCKWATER STIPULATION AND JOINT MOTION FOR ORDER APPROVING STIPULATION SIGNED BY THE UNITED STATES AND SCOTT BEDKE, MICHAEL POULTON, AND KARL U BEDKE, AND FILED WITH THE COURT ON AUGUST 29, 2002.

F.

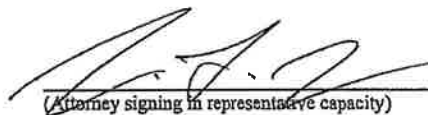
VERIFICATION (must be completed)

State of IDAHO)
)ss.
County of TWIN FALLS)

TRAVIS L THOMPSON, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

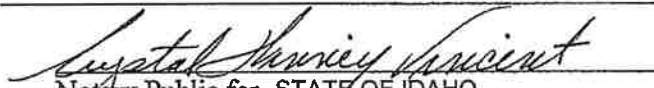
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)



(Attorney signing in representative capacity)

Subscribed and sworn to before me on: DECEMBER 29, 2004



Notary Public for STATE OF IDAHO
Residing at: TWIN FALLS
My Commission Expires: APRIL 8, 2010



INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on DECEMBER 29, 2004, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: UNITED STATES OF AMERICA ACTING THROUGH
Address: USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY, BOISE ID 83709-1657

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

RECEIVED

JUN 22 2004

Department of Water Resources
Southern Region

05/28/2004

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: See Cover Letter

Water right number: 45-12924

UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657
Telephone Number: (208) 373-4000

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 05/28/2004

SIGNATURE: [Signature]

Please print your name: CAROL O'BRIEN

IDWR State Office, 1301 N. Orchard St., Boise, ID 83706, (208) 327-7900

RECEIVED

MAY 28 2004

Department of Water Resources

VERIFIED BY 2/25/03

02/25/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-12924

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WY
BOISE ID 83709-1657

SOURCE: UNNAMED STREAM

TRIBUTARY: GOOSE CREEK

QUANTITY: 0.250 AFY

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

PRIORITY DATE: 09/14/1968

POINT OF DIVERSION:

T16S R22E S19 SESWNE Within CASSIA County Source: UNNAMED STREAM

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER STORAGE	01/01 12/31	0.25 AFY
STOCKWATER FROM STORAGE	01/01 12/31	0.25 AFY
WILDLIFE STORAGE	01/01 12/31	0.25 AFY
WILDLIFE FROM STORAGE	01/01 12/31	0.25 AFY

PLACE OF USE: STOCKWATER STORAGE Within CASSIA County

T16S R22E S19 SWNE

STOCKWATER FROM STORAGE Within CASSIA County

T16S R22E S19 SWNE

WILDLIFE STORAGE Within CASSIA County

T16S R22E S19 SWNE

WILDLIFE FROM STORAGE Within CASSIA County

T16S R22E S19 SWNE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF 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 FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL
BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use
BLM Record 4502480203

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-12924 V1

WATER RIGHT NUMBER: 45-12924 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	UNITED STATES OF AMERICA ACTING THROUGH USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WY BOISE, ID 83709-1657 (208)373-4000

Priority Date: 09/14/1968
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	GOOSE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER STORAGE	01/01 to 12/31		0.25 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		0.25 AF
WILDLIFE STORAGE	01/01 to 12/31		0.25 AF
WILDLIFE FROM STORAGE	01/01 to 12/31		0.25 AF
	<u>Total Diversion:</u>		0.25 AF

Location of Point(s) of Diversion

UNNAMED STREAM	SE1/4SW1/4NE1/4	Sec. 19, Twp 16S, Rge 22E, B.M.
CASSIA County		

Place of Use

STOCKWATER STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
16S	22E	19			X														

STOCKWATER FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
16S	22E	19			X														

WILDLIFE STORAGE

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-12924 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	22E	19			X														

WILDLIFE FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	22E	19			X														

Conditions of Approval:

1. C18 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.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

1. Explanatory BLM Record 4502480203

Comments:

1. jroberts 2/25/2003 Basis of Recommendation
Comment: Recommended as claimed.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

JR

☒ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

NCAF

NOTICE of CLAIM for Water Right number: 4512924 (IDWR number)

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT: 4502480203 Stg: J StFed: S

NAME and ADDRESS

Other Right and date:

SOURCE: Source Tributary
UNNAMED STREAM GOOSE CREEK

QUANTITY: CFS or VOLUME: 0.25 Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE: 09/14/1968 Diversion Means: EARTHEN DAM AND DRAINAGE

REMARKS: Reservoir claim

POINT of DIVERSION:

Twntship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
16S	22E	19	SE	SW	NE			31	CASSIA

PURPOSE and PERIOD OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
05	0101 1231			0.25
06	0101 1231			0.25
17	0101 1231			0.25
18	0101 1231			0.25

CONSUMPTIVE USE: de minimis stockwater DATE: 25-Jul-02

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

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

PLACE of USE:

Water Use	Twnt	Rge	Sec	T1	T2	LOT	within the	County of
05	16S	22E	19	SW	NE		31	CASSIA
06	16S	22E	19	SW	NE		31	CASSIA
17	16S	22E	19	SW	NE		31	CASSIA
18	16S	22E	19	SW	NE		31	CASSIA

COPY

RECEIVED

AUG 26 2002

Department of Water Resources

WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

COPY

CLAIMANT VERIFICATION: Signature:

Water Right Number: 45-12924

(a.) By signing below, I acknowledge that I have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I do ___ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

For Organizations:

I do solemnly swear or affirm that I am Gary A. Madenford, Water Rights Team Leader
Title
of United States of America, acting through U.S.D.I., BLM, that I have signed the foregoing documents in the space below as Water Right Team Leader of United States of
Title
America, acting through U.S.D.I., BLM and that the statements contained in the foregoing documents are true and correct.

Signature of Authorized Agent Gary A. Madenford
for the United States of America, acting through U.S.D.I., BLM

NOTARY:

Subscribed and sworn to before me on this 26 day of August, 2002.

Linda C. Buck
Linda C. Buck

Seal



Notary Public in and for: State of Idaho
Residing at: Mountain Home, Idaho
My Commission Expires: December 21, 2005

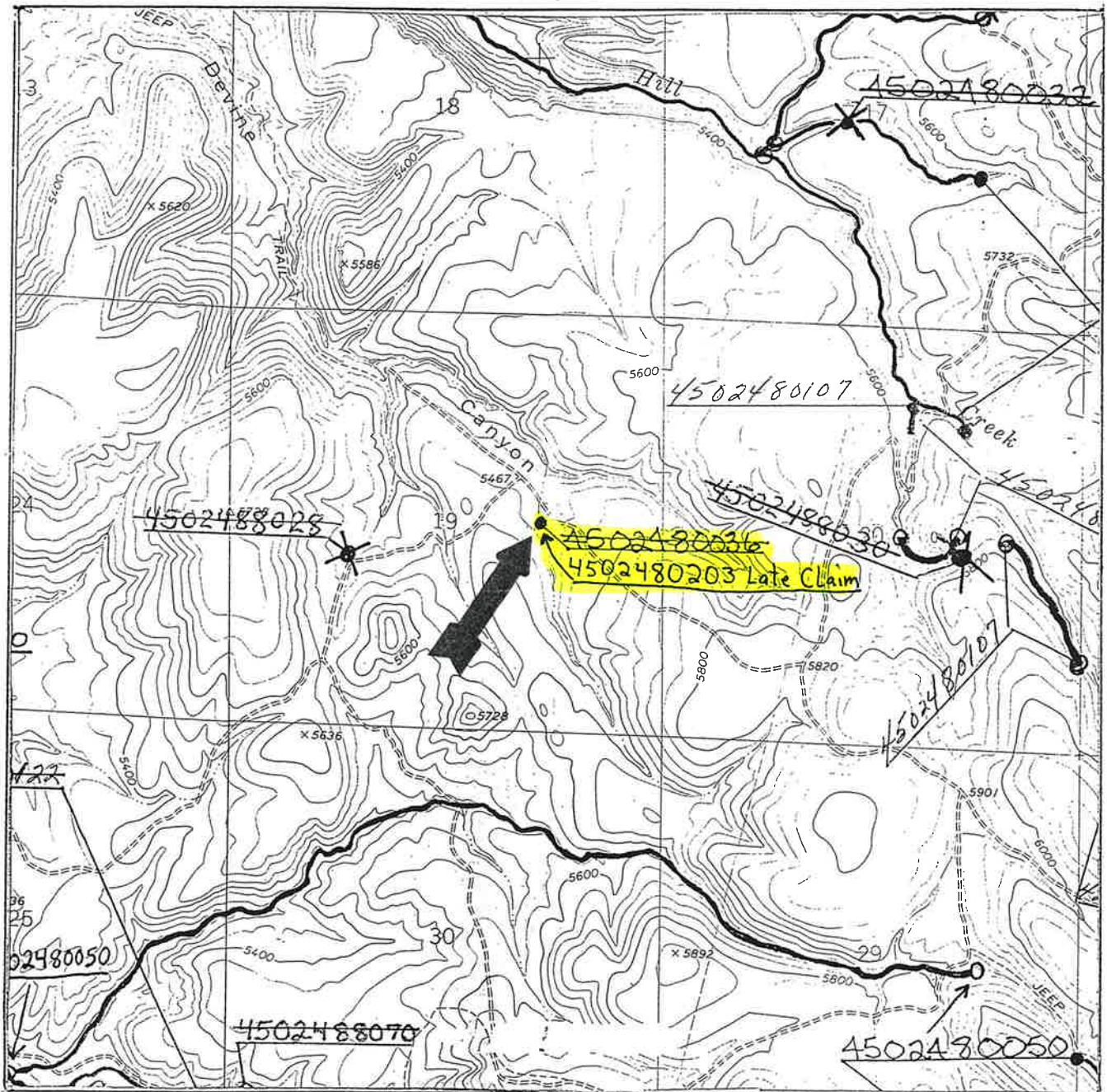
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

WATER RIGHTS CLAIM MAP

BLM IDENTIFICATION NUMBER

4502480203

TOWNSHIP 16 S RANGE 22 E MERIDIAN: BOISE QUAD MAP NAME Blue Hill



LEGEND

SCALE: 1" = 24,000

●	POD (ORIGINAL, CORRECT LOCATION)	—●—	INSTREAM USE CLAIM
✕	POD (ORIGINAL LOCATION, INCORRECT)	—✕—	INSTREAM USE CLAIM, DROPPED SEGMENT
○	POD (CORRECTED LOCATION OR ADDED POD)	✕	4302488000 WITHDRAWN CLAIM

TOWNSHIP 16 SOUTH RANGE 22 EAST OF THE BOISE MERIDIAN, IDAHO

CASSIA COUNTY 03A
BRILEY DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

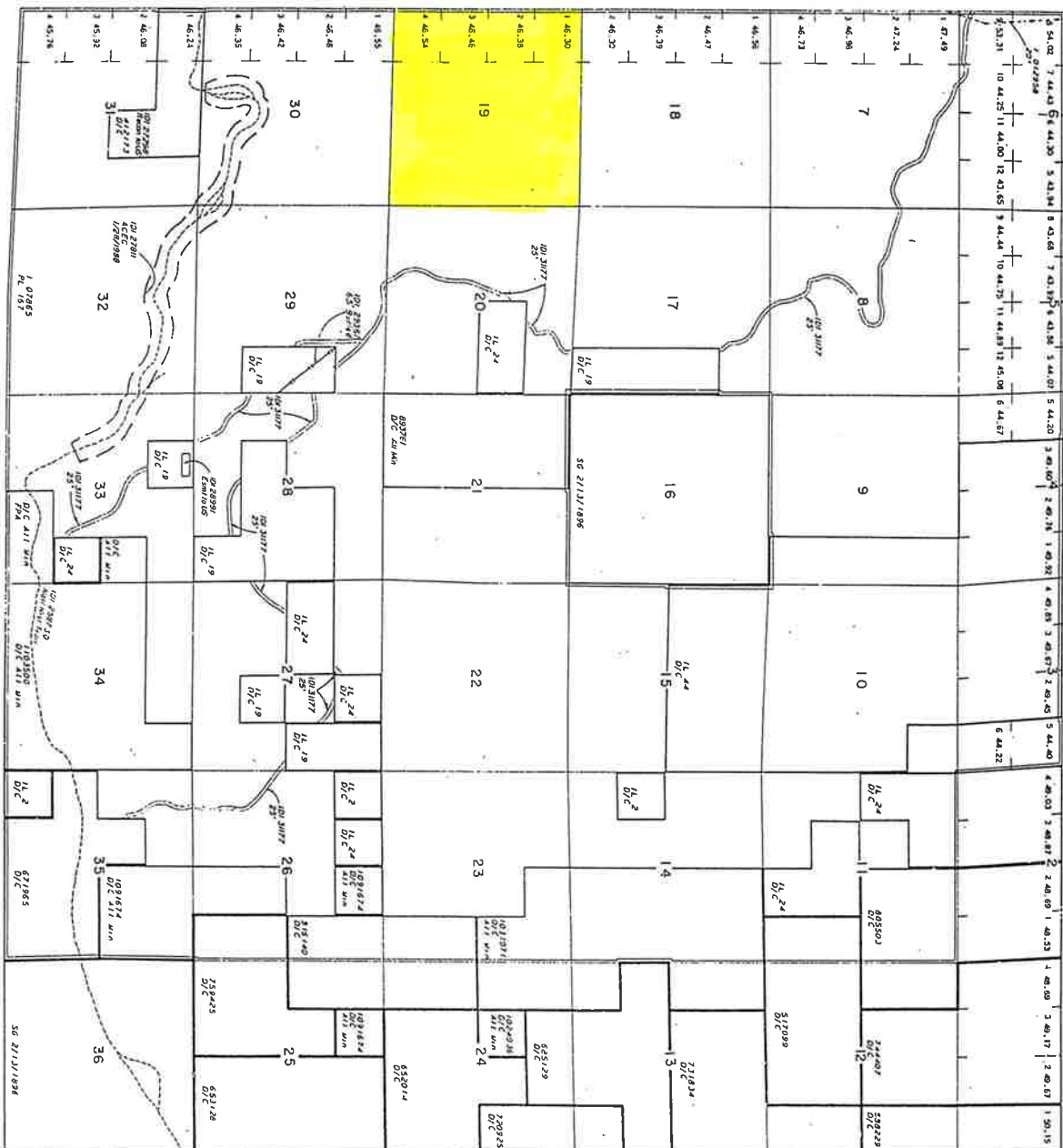
MT PLAT

INDEX TO SEGREGATED TRACTS		
TRACT NO. & T.	ORIGINAL SURVEY	SEGREGATION
1	07865	1/20/1999
2	07865	1/20/1999
3	07865	1/20/1999
4	07865	1/20/1999
5	07865	1/20/1999
6	07865	1/20/1999
7	07865	1/20/1999
8	07865	1/20/1999
9	07865	1/20/1999
10	07865	1/20/1999
11	07865	1/20/1999
12	07865	1/20/1999
13	07865	1/20/1999
14	07865	1/20/1999
15	07865	1/20/1999
16	07865	1/20/1999
17	07865	1/20/1999
18	07865	1/20/1999
19	07865	1/20/1999
20	07865	1/20/1999
21	07865	1/20/1999
22	07865	1/20/1999
23	07865	1/20/1999
24	07865	1/20/1999
25	07865	1/20/1999
26	07865	1/20/1999
27	07865	1/20/1999
28	07865	1/20/1999
29	07865	1/20/1999
30	07865	1/20/1999
31	07865	1/20/1999
32	07865	1/20/1999
33	07865	1/20/1999
34	07865	1/20/1999
35	07865	1/20/1999
36	07865	1/20/1999

07865 Plat 161 (act of Cong 7/23/1951)
Completed 1/20/1999. All PD surface went to BLM.

This forced information only, does not denote
Public domain.

07865 Plat 161 (act of Cong 7/23/1951)
Sec 31, Lot 1, E 1/2 NE 1/4, NE 1/4 NW 1/4



FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

COMMENT TO
UNIT 7 1998

COMMENT TO
UNIT 7 1998

THE NOTATION SHOWN ON WITHHOLDINGS REPRESENT THE LAST
ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE
THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-
HOLDING. 07865

SCALE IN FEET
0 10 20 30 40

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 45-12924
Date Received: 9/1/2000
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

UNITED STATES OF AMERICA ACTING THROUGH Phone: (208)373-4000
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WY
BOISE ID 83709-1657

2. Date of Priority: 09/14/1968

3. Source: UNNAMED STREAM Trib. to: GOOSE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16S	22E	19	SE SW NE	CASSIA	

5. Description of diverting works:

Earthen dam and drainage.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER STORAGE	01/01	12/31		0.25
STOCKWATER FROM STORAGE	01/01	12/31		0.25
WILDLIFE STORAGE	01/01	12/31		0.25
WILDLIFE FROM STORAGE	01/01	12/31		0.25

7. Total Quantity Appropriated is:
0.25 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
16S	22E	19	SW	NE	STOCKWATER STORAGE	
			SW	NE	STOCKWATER FROM STORAGE	
			SW	NE	WILDLIFE STORAGE	
			SW	NE	WILDLIFE FROM STORAGE	

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

BLM Record: 4502480203

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 UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

15. Basis of Claim: Beneficial Use