



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

April 19, 2010

Idaho Department of Water Resources
Attn: Michael Holliday
900 N. Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

*RE: 22-2260A (Split into 22-13945 & 22-13946)
22-7005A (Split into 22-13947 & 22-13948)
22-7068 (Split into 22-13949 & 22-13950)
22-7302 (Split into 22-13951 & 22-13952)
22-7385 (Split into 22-13953 & 22-13954)*

Dear Michael:

I am enclosing SF5s for each of the above-referenced water rights. Please sign, initial and return the original documents to me. I'll circulate them for the remaining signatures.

Thanks.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ray", is written over a horizontal line.

Ray Williams
Paralegal

Enclosures

**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	)	Subcase No. 22-2260A
	)	<i>Split into 22-13945 & 22-13946</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
_____	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that this water right should be disallowed. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:
Norvue Farms General Partnership

OBJECTOR:
State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
22-2260A	NORVUE FARMS GENERAL PARTNERSHIP 1908 E 500 N ST ANTHONY ID 83445	Disallowed	Recommended as 22-13945 and 22-13946

AR

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTNERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-13945
	)	<i>Split from 22-2260A</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
_____	)	WATER RIGHT

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The parties and IDWR agree and stipulate that the elements of this water right should be described as per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Norvue Farms General Partnership

OBJECTOR:

State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13945

NAME AND ADDRESS: NORVUE FARMS GENERAL PARTNERSHIP
1908 E 500 N
ST ANTHONY ID 83445

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 6.010 CFS
1,487.50 AFY

Right Nos. 22-13945 and 22-13947 are limited to a total combined diversion rate of 6.01 cfs and to a total combined annual diversion volume of 2551 AF.

The rights listed below are limited to a total combined diversion rate of 23.44 cfs and to a total combined annual diversion volume of 8540.2 AF.
Combined Right Nos.: 22-13945, 22-13947, 22-13949, 22-13951, and 22-13953.

PRIORITY DATE: 09/30/1965

POINT OF
DIVERSION:

T06N R41E S25 SWNWNE Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 SWSWNW Within MADISON County
T06N R41E S26 NWNWNE Within MADISON County
T06N R41E S26 SESENE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	6.010 CFS 1,487.50 AFY

PLACE OF USE: IRRIGATION in MADISON County

T05N R42E S05 Lot 3 NENW	37.00	T05N R42E S05 Lot 4 NWNW	48.00
T05N R42E S05 NESW	30.00	T05N R42E S05 NWSW	40.00
T05N R42E S05 SWSW	40.00	T05N R42E S05 SESW	37.00
T05N R42E S06 Lot 1 NENE	48.00	T05N R42E S06 Lot 2 NWNE	48.00
T05N R42E S06 Lot 3 NENW	44.00	T05N R42E S06 NESW	6.60
T05N R42E S06 NESE	40.00	T05N R42E S06 NWSE	33.00
T05N R42E S06 SESE	10.00	T05N R42E S07 NENE	0.60
T05N R42E S08 NENW	0.40	T05N R42E S08 NWNW	16.00
T06N R41E S25 NENE	36.00	T06N R41E S25 NWNE	32.00
T06N R41E S25 SWNE	39.00	T06N R41E S25 SENE	25.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R41E S25	NENW	34.00	T06N R41E S25	NWNW	32.00
T06N R41E S25	SWNW	40.00	T06N R41E S25	SESW	40.00
T06N R41E S25	NESW	40.00	T06N R41E S25	NWSW	40.00
T06N R41E S25	SWSW	40.00	T06N R41E S25	SESW	40.00
T06N R41E S25	NESE	40.00	T06N R41E S25	NWSE	40.00
T06N R41E S25	SWSE	40.00	T06N R41E S25	SESE	40.00
T06N R41E S26	NENE	36.00	T06N R41E S26	NWNE	40.00
T06N R41E S26	SWNE	40.00	T06N R41E S26	SENE	40.00
T06N R41E S26	NESE	40.00	T06N R41E S26	NWSE	40.00
T06N R41E S26	SWSE	40.00	T06N R41E S26	SESE	40.00
T06N R41E S35	NWNE	32.00	T06N R41E S36	NENE	40.00
T06N R41E S36	NWNE	40.00	T06N R41E S36	SWNE	40.00
T06N R41E S36	SENE	36.00	T06N R41E S36	NENW	40.00
T06N R41E S36	NWNW	40.00	T06N R41E S36	SWNW	40.00
T06N R41E S36	SESW	40.00	T06N R41E S36	NESW	40.00
T06N R41E S36	NWSW	40.00	T06N R41E S36	SWSW	36.00
T06N R41E S36	SESW	40.00	T06N R41E S36	NESE	33.00
T06N R41E S36	NWSE	40.00	T06N R41E S36	SWSE	38.00
T06N R41E S36	SESE	37.00	T06N R42E S30 Lot 2	SWNW	17.00
T06N R42E S30	NESW	10.00	T06N R42E S30 Lot 3	NWSW	39.00
T06N R42E S30 Lot 4	SWSW	39.00	T06N R42E S30	SESW	31.00
T06N R42E S30	SWSE	17.00	T06N R42E S31	NENE	1.00
T06N R42E S31	NWNE	28.00	T06N R42E S31	SWNE	39.00
T06N R42E S31	SENE	12.00	T06N R42E S31	NENW	40.00
T06N R42E S31 Lot 1	NWNW	39.00	T06N R42E S31 Lot 2	SWNW	39.00
T06N R42E S31	SESW	40.00	T06N R42E S31	NESW	40.00
T06N R42E S31 Lot 3	NWSW	37.00	T06N R42E S31 Lot 4	SWSW	30.00
T06N R42E S31	SESW	40.00	T06N R42E S31	NESE	27.00
T06N R42E S31	NWSE	40.00	T06N R42E S31	SWSE	40.00
T06N R42E S31	SESE	35.00			

AK

2724.6 ACRES TOTAL

Place of use does not include State lands.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

The rights listed below are limited to the irrigation of a combined total of 2724.6 acres in a single irrigation season. Combined Right Nos.: 22-13945, 22-13947, 22-13949, 22-13951, and 22-13953.

This right is limited to the irrigation of 425 acres within the place of use described above in a single irrigation season.

A-2

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 22-2260A.

The following rights are diverted through points of diversion described above: 22-13945, 22-13946, 22-13947, 22-13948, 22-13949, 22-13950, 22-13951, 22-13952, 22-13953, and 22-13954.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTNERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-13946
	)	<i>Split from 22-2260A</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
_____	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described as per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Norvue Farms General Partnership

OBJECTOR:

State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13946

NAME AND ADDRESS: STATE OF IDAHO
DEPARTMENT OF LANDS
300 N 6TH ST, STE 103
PO BOX 83720
BOISE ID 83720-0050

NORVUE FARMS GENERAL PARTNERSHIP
1908 E 500 N
ST ANTHONY ID 83445

AK

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.130 CFS
280.00 AFY

The rights listed below are limited to a total combined diversion rate of 4.41 cfs and to a total combined annual diversion volume of 1606.1 AF. Combined Right Nos.: 22-13946, 22-13948, 22-13950, 22-13952, and 22-13954.

Right Nos. 22-13946 and 22-13948 are limited to a total combined diversion rate of 1.13 cfs and to a total combined annual diversion volume of 479.7 AF.

PRIORITY DATE: 09/30/1965

POINT OF
DIVERSION:

T06N R41E S25 SWNWNE Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 SWSWNW Within MADISON County
T06N R41E S26 NWNWNE Within MADISON County
T06N R41E S26 SESENE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	1.130 CFS 280.00 AFY

PLACE OF USE: IRRIGATION in MADISON County

T06N R42E S19	SESW	34.00	T06N R42E S29	NWNW	38.00
T06N R42E S29	SWNW	39.00	T06N R42E S29	NWSW	28.00
T06N R42E S30	NENE	39.00	T06N R42E S30	NWNE	30.00
T06N R42E S30	SWNE	37.00	T06N R42E S30	SENE	33.00
T06N R42E S30	NENW	37.00	T06N R42E S30 Lot 1	NWNW	38.00
T06N R42E S30 Lot 2	SWNW	6.50	T06N R42E S30	SENW	33.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R42E S30	NESW	7.90	T06N R42E S30	NESE	34.00
T06N R42E S30	NWSE	30.00	T06N R42E S30	SWSE	13.00
T06N R42E S30	SESE	35.00			

512.4 ACRES TOTAL

This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 512.4 acres in a single irrigation season. Combined Right Nos.: 22-13946, 22-13948, 22-13950, 22-13952, and 22-13954.

AK

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

The ownership of this water right is governed by a private agreement executed by the Idaho Department of Lands and Norvue Farms General Partnership dated March 23, 2010.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 22-2260A.

The following rights are diverted through points of diversion described above: 22-13945, 22-13946, 22-13947, 22-13948, 22-13949, 22-13950, 22-13951, 22-13952, 22-13953, and 22-13954.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF MAILING

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1. Original to:

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2. Copies to:

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Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-7005A
	)	<i>Split into 22-13947 & 22-13948</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
_____	)	WATER RIGHT

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The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that this water right should be disallowed. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:
Norvue Farms General Partnership

OBJECTOR:
State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
22-7005A	NORVUE FARMS GENERAL PARTNERSHIP 1908 E 500 N ST ANTHONY ID 83445	Disallowed	Recommended as 22-13947 and 22-13948

AYC

CERTIFICATE OF MAILING

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NORVUE FARMS GENERAL PARTNERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-13947
	)	<i>Split from 22-7005A</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

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OBJECTOR:
State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13947

NAME AND ADDRESS: NORVUE FARMS GENERAL PARTNERSHIP
1908 E 500 N
ST ANTHONY ID 83445

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.330 CFS
1,270.50 AFY

The rights listed below are limited to a total combined diversion rate of 23.44 cfs and to a total combined annual diversion volume of 8540.2 AF. Combined Right Nos.: 22-13945, 22-13947, 22-13949, 22-13951, and 22-13953.

Right Nos. 22-13945 and 22-13947 are limited to a total combined diversion rate of 6.01 cfs and to a total combined annual diversion volume of 2551 AF.

PRIORITY DATE: 02/10/1968

POINT OF
DIVERSION:

T06N R41E S25 SWNWNE Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 SWSWNW Within MADISON County
T06N R41E S26 NWNWNE Within MADISON County
T06N R41E S26 SESENE Within MADISON County

AK

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	3.330 CFS 1,270.50 AFY

PLACE OF USE: IRRIGATION in MADISON County

T05N R42E S05 Lot 3 NENW	37.00	T05N R42E S05 Lot 4 NWNW	48.00
T05N R42E S05 NESW	30.00	T05N R42E S05 NWSW	40.00
T05N R42E S05 SWSW	40.00	T05N R42E S05 SESW	37.00
T05N R42E S06 Lot 1 NENE	48.00	T05N R42E S06 Lot 2 NWNE	48.00
T05N R42E S06 Lot 3 NENW	44.00	T05N R42E S06 NESW	6.60
T05N R42E S06 NESE	40.00	T05N R42E S06 NWSE	33.00
T05N R42E S06 SESE	10.00	T05N R42E S07 NENE	0.60
T05N R42E S08 NENW	0.40	T05N R42E S08 NWNW	16.00
T06N R41E S25 NENE	36.00	T06N R41E S25 NWNE	32.00
T06N R41E S25 SWNE	39.00	T06N R41E S25 SENE	25.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R41E S25	NENW	34.00	T06N R41E S25	NWNW	32.00
T06N R41E S25	SWNW	40.00	T06N R41E S25	SENW	40.00
T06N R41E S25	NESW	40.00	T06N R41E S25	NWSW	40.00
T06N R41E S25	SWSW	40.00	T06N R41E S25	SESW	40.00
T06N R41E S25	NESE	40.00	T06N R41E S25	NWSE	40.00
T06N R41E S25	SWSE	40.00	T06N R41E S25	SESE	40.00
T06N R41E S26	NENE	36.00	T06N R41E S26	NWNE	40.00
T06N R41E S26	SWNE	40.00	T06N R41E S26	SENE	40.00
T06N R41E S26	NESE	40.00	T06N R41E S26	NWSE	40.00
T06N R41E S26	SWSE	40.00	T06N R41E S26	SESE	40.00
T06N R41E S35	NWNE	32.00	T06N R41E S36	NENE	40.00
T06N R41E S36	NWNE	40.00	T06N R41E S36	SWNE	40.00
T06N R41E S36	SENE	36.00	T06N R41E S36	NENW	40.00
T06N R41E S36	NWNW	40.00	T06N R41E S36	SWNW	40.00
T06N R41E S36	SENW	40.00	T06N R41E S36	NESW	40.00
T06N R41E S36	NWSW	40.00	T06N R41E S36	SWSW	36.00
T06N R41E S36	SESW	40.00	T06N R41E S36	NESE	33.00
T06N R41E S36	NWSE	40.00	T06N R41E S36	SWSE	38.00
T06N R41E S36	SESE	37.00	T06N R42E S30 Lot 2	SWNW	17.00
T06N R42E S30	NESW	10.00	T06N R42E S30 Lot 3	NWSW	39.00
T06N R42E S30 Lot 4	SWSW	39.00	T06N R42E S30	SESW	31.00
T06N R42E S30	SWSE	17.00	T06N R42E S31	NENE	1.00
T06N R42E S31	NWNE	28.00	T06N R42E S31	SWNE	39.00
T06N R42E S31	SENE	12.00	T06N R42E S31	NENW	40.00
T06N R42E S31 Lot 1	NWNW	39.00	T06N R42E S31 Lot 2	SWNW	39.00
T06N R42E S31	SENW	40.00	T06N R42E S31	NESW	40.00
T06N R42E S31 Lot 3	NWSW	37.00	T06N R42E S31 Lot 4	SWSW	30.00
T06N R42E S31	SESW	40.00	T06N R42E S31	NESE	27.00
T06N R42E S31	NWSE	40.00	T06N R42E S31	SWSE	40.00
T06N R42E S31	SESE	35.00			

2724.6 ACRES TOTAL

Place of use does not include State lands.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

This right is limited to the irrigation of 363 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 2724.6 acres in a single irrigation season. Combined Right Nos.: 22-13945, 22-13947, 22-13949, 22-13951, and 22-13953.

AK

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 22-7005A.

The following rights are diverted through points of diversion described above: 22-13945, 22-13946, 22-13947, 22-13948, 22-13949, 22-13950, 22-13951, 22-13952, 22-13953, and 22-13954.

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTNERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-13948
	)	<i>Split from 22-7005A</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described as per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Norvue Farms General Partnership

OBJECTOR:

State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13948

NAME AND ADDRESS: STATE OF IDAHO
DEPARTMENT OF LANDS
300 N 6TH ST, STE 103
PO BOX 83720
BOISE ID 83720-0050

NORVUE FARMS GENERAL PARTNERSHIP
1908 E 500 N
ST ANTHONY ID 83445

AY

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.630 CFS
238.00 AFY

The rights listed below are limited to a total combined diversion rate of 4.41 cfs and to a total combined annual diversion volume of 1606.1 AF. Combined Right Nos.: 22-13946, 22-13948, 22-13950, 22-13952, and 22-13954.

Right Nos. 22-13946 and 22-13948 are limited to a total combined diversion rate of 1.13 cfs and to a total combined annual diversion volume of 479.7 AF.

PRIORITY DATE: 02/10/1968

POINT OF
DIVERSION:

T06N R41E S25 SWNWNE Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 SWSWNW Within MADISON County
T06N R41E S26 NWNWNE Within MADISON County
T06N R41E S26 SESENE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.630 CFS 238.00 AFY

PLACE OF USE: IRRIGATION in MADISON County

T06N R42E S19	SESW	34.00	T06N R42E S29	NWNW	38.00
T06N R42E S29	SWNW	39.00	T06N R42E S29	NWSW	28.00
T06N R42E S30	NENE	39.00	T06N R42E S30	NWNE	30.00
T06N R42E S30	SWNE	37.00	T06N R42E S30	SENE	33.00
T06N R42E S30	NENW	37.00	T06N R42E S30 Lot 1	NWNW	38.00
T06N R42E S30 Lot 2	SWNW	6.50	T06N R42E S30	SENW	33.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R42E S30	NESW	7.90	T06N R42E S30	NESE	34.00
T06N R42E S30	NWSE	30.00	T06N R42E S30	SWSE	13.00
T06N R42E S30	SESE	35.00			
512.4 ACRES TOTAL					

AN

This right is limited to the irrigation of 68 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 512.4 acres in a single irrigation season. Combined Right Nos.: 22-13946, 22-13948, 22-13950, 22-13952, and 22-13954.

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

The ownership of this water right is governed by a private agreement executed by the Idaho Department of Lands and Norvue Farms General Partnership dated March 23, 2010.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 22-7005A.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

The following rights are diverted through points of diversion described above: 22-13945, 22-13946, 22-13947, 22-13948, 22-13949, 22-13950, 22-13951, 22-13952, 22-13953, and 22-13954.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-7068
	)	<i>Split into 22-13949 & 22-13950</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that this water right should be disallowed. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:
Norvue Farms General Partnership

OBJECTOR:
State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
22-7068	NORVUE FARMS GENERAL PARTNERSHIP 1908 E 500 N ST ANTHONY ID 83445	Disallowed	Recommended as 22-13949 and 22-13950

AZ

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

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TWIN FALLS, IDAHO 83303-2707

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Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTNERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-13949
	)	<i>Split from 22-7068</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described as per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Norvue Farms General Partnership

OBJECTOR:

State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 9/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13949

NAME AND ADDRESS: NORVUE FARMS GENERAL PARTNERSHIP
1908 E 500 N
ST ANTHONY ID 83445

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 6.730 CFS
2,453.20 AFY

The rights listed below are limited to a total combined diversion rate of 23.44 cfs and to a total combined annual diversion volume of 8540.2 AF. Combined Right Nos.: 22-13945, 22-13947, 22-13949, 22-13951, and 22-13953.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 08/01/1973

POINT OF
DIVERSION:

T06N R41E S25 SWNWNE Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 SWSWNW Within MADISON County
T06N R41E S26 NWNWNE Within MADISON County
T06N R41E S26 SESENE Within MADISON County

ATL

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	6.730 CFS 2,453.20 AFY

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in MADISON County

T05N R42E S05 Lot 3 NENW	37.00	T05N R42E S05 Lot 4 NWNW	48.00
T05N R42E S05 NESW	30.00	T05N R42E S05 NWSW	40.00
T05N R42E S05 SWSW	40.00	T05N R42E S05 SESW	37.00
T05N R42E S06 Lot 1 NENE	48.00	T05N R42E S06 Lot 2 NWNE	48.00
T05N R42E S06 Lot 3 NENW	44.00	T05N R42E S06 NESW	6.60
T05N R42E S06 NESE	40.00	T05N R42E S06 NWSE	33.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

92

T05N R42E S06	SESE	10.00	T05N R42E S07	NENE	0.60
T05N R42E S08	NENW	0.40	T05N R42E S08	NWNW	16.00
T06N R41E S25	NENE	36.00	T06N R41E S25	NWNE	32.00
T06N R41E S25	SWNE	39.00	T06N R41E S25	SENE	25.00
T06N R41E S25	NENW	34.00	T06N R41E S25	NWNW	32.00
T06N R41E S25	SWNW	40.00	T06N R41E S25	SENE	40.00
T06N R41E S25	NESW	40.00	T06N R41E S25	NWSW	40.00
T06N R41E S25	SWSW	40.00	T06N R41E S25	SESW	40.00
T06N R41E S25	NESE	40.00	T06N R41E S25	NWSE	40.00
T06N R41E S25	SWSE	40.00	T06N R41E S25	SESE	40.00
T06N R41E S26	NENE	36.00	T06N R41E S26	NWNE	40.00
T06N R41E S26	SWNE	40.00	T06N R41E S26	SENE	40.00
T06N R41E S26	NESE	40.00	T06N R41E S26	NWSE	40.00
T06N R41E S26	SWSE	40.00	T06N R41E S26	SESE	40.00
T06N R41E S35	NWNE	32.00	T06N R41E S36	NENE	40.00
T06N R41E S36	NWNE	40.00	T06N R41E S36	SWNE	40.00
T06N R41E S36	SENE	36.00	T06N R41E S36	NENW	40.00
T06N R41E S36	NWNW	40.00	T06N R41E S36	SWNW	40.00
T06N R41E S36	SENE	40.00	T06N R41E S36	NESW	40.00
T06N R41E S36	NWSW	40.00	T06N R41E S36	SWSW	36.00
T06N R41E S36	SESW	40.00	T06N R41E S36	NESE	33.00
T06N R41E S36	NWSE	40.00	T06N R41E S36	SWSE	38.00
T06N R41E S36	SESE	37.00	T06N R42E S30 Lot 2	SWNW	17.00
T06N R42E S30	NESW	10.00	T06N R42E S30 Lot 3	NWSW	39.00
T06N R42E S30 Lot 4	SWSW	39.00	T06N R42E S30	SESW	31.00
T06N R42E S30	SWSE	17.00	T06N R42E S31	NENE	1.00
T06N R42E S31	NWNE	28.00	T06N R42E S31	SWNE	39.00
T06N R42E S31	SENE	12.00	T06N R42E S31	NENW	40.00
T06N R42E S31 Lot 1	NWNW	39.00	T06N R42E S31 Lot 2	SWNW	39.00
T06N R42E S31	SENE	40.00	T06N R42E S31	NESW	40.00
T06N R42E S31 Lot 3	NWSW	37.00	T06N R42E S31 Lot 4	SWSW	30.00
T06N R42E S31	SESW	40.00	T06N R42E S31	NESE	27.00
T06N R42E S31	NWSE	40.00	T06N R42E S31	SWSE	40.00
T06N R42E S31	SESE	35.00			

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

2724.6 ACRES TOTAL

Place of use does not include State lands.

The rights listed below are limited to the irrigation of a combined total of 2724.6 acres in a single irrigation season. Combined Right Nos.: 22-13945, 22-13947, 22-13949, 22-13951, and 22-13953.

This right is limited to the irrigation of 1145 acres within the place of use described above in a single irrigation season.

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

AK
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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The following rights are diverted through points of diversion described above: 22-13945, 22-13946, 22-13947, 22-13948, 22-13949, 22-13950, 22-13951, 22-13952, 22-13953, and 22-13954.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 22-7068.

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-13950
	)	<i>Split from 22-7068</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
_____	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described as per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:
Norvue Farms General Partnership

OBJECTOR:
State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13950

NAME AND ADDRESS: STATE OF IDAHO
DEPARTMENT OF LANDS
300 N 6TH ST, STE 103
PO BOX 83720
BOISE ID 83720-0050

NORVUE FARMS GENERAL PARTNERSHIP
1908 E 500 N
ST ANTHONY ID 83445

OK

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.270 CFS
461.40 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

The rights listed below are limited to a total combined diversion rate of 4.41 cfs and to a total combined annual diversion volume of 1606.1 AF. Combined Right Nos.: 22-13946, 22-13948, 22-13950, 22-13952, and 22-13954.

PRIORITY DATE: 08/01/1973

POINT OF
DIVERSION:

T06N R41E S25 SWNWNE Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 SWSWNW Within MADISON County
T06N R41E S26 NWNWNE Within MADISON County
T06N R41E S26 SESENE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	1.270 CFS 461.40 AFY

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in MADISON County

T06N R42E S19	SESW	34.00	T06N R42E S29	NWNW	38.00
T06N R42E S29	SWNW	39.00	T06N R42E S29	NWSW	28.00
T06N R42E S30	NENE	39.00	T06N R42E S30	NWNE	30.00
T06N R42E S30	SWNE	37.00	T06N R42E S30	SENE	33.00
T06N R42E S30	NENW	37.00	T06N R42E S30 Lot 1 NWNW		38.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R42E S30 Lot 2 SWNW	6.50	T06N R42E S30	SESW	33.00	
T06N R42E S30	NESW	7.90	T06N R42E S30	NESE	34.00
T06N R42E S30	NWSE	30.00	T06N R42E S30	SWSE	13.00
T06N R42E S30	SESE	35.00			

512.4 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 512.4 acres in a single irrigation season. Combined Right Nos.: 22-13946, 22-13948, 22-13950, 22-13952, and 22-13954.

This right is limited to the irrigation of 215 acres within the place of use described above in a single irrigation season.

Am

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 ownership of this water right is governed by a private agreement executed by the Idaho Department of Lands and Norvue Farms General Partnership dated March 23, 2010.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 22-7068.

The following rights are diverted through points of diversion described above: 22-13945, 22-13946, 22-13947, 22-13948, 22-13949, 22-13950, 22-13951, 22-13952, 22-13953, and 22-13954.

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTNERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-7302
	)	<i>Split into 22-13951 & 22-13952</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
_____	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that this water right should be disallowed. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Norvue Farms General Partnership

OBJECTOR:

State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
22-7302	NORVUE FARMS GENERAL PARTNERSHIP 1908 E 500 N ST ANTHONY ID 83445	Disallowed	Recommended as 22-13951 and 22-13952

ATC

CERTIFICATE OF MAILING

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NORVUE FARMS GENERAL PARTNERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-13951
	)	<i>Split from 22-7302</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described as per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:
Norvue Farms General Partnership

OBJECTOR:
State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13951

NAME AND ADDRESS: NORVUE FARMS GENERAL PARTNERSHIP
1908 E 500 N
ST ANTHONY ID 83445

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 5.890 CFS
2,146.50 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

The rights listed below are limited to a total combined diversion rate of 23.44 cfs and to a total combined annual diversion volume of 8540.2 AF. Combined Right Nos.: 22-13945, 22-13947, 22-13949, 22-13951, and 22-13953.

PRIORITY DATE: 08/30/1979

POINT OF
DIVERSION:

T06N R41E S25 SWNWNE Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 SWSWNW Within MADISON County
T06N R41E S26 NWNWNE Within MADISON County
T06N R41E S26 SESENE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	5.890 CFS 2,146.50 AFY

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in MADISON County

T05N R42E S05 Lot 3 NENW	37.00	T05N R42E S05 Lot 4 NWNW	48.00
T05N R42E S05 NESW	30.00	T05N R42E S05 NWSW	40.00
T05N R42E S05 SWSW	40.00	T05N R42E S05 SESW	37.00
T05N R42E S06 Lot 1 NENE	48.00	T05N R42E S06 Lot 2 NWNE	48.00
T05N R42E S06 Lot 3 NENW	44.00	T05N R42E S06 NESW	6.60
T05N R42E S06 NESE	40.00	T05N R42E S06 NWSE	33.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T05N R42E S06	SESE	10.00	T05N R42E S07	NENE	0.60
T05N R42E S08	NENW	0.40	T05N R42E S08	NWNW	16.00
T06N R41E S25	NENE	36.00	T06N R41E S25	NWNE	32.00
T06N R41E S25	SWNE	39.00	T06N R41E S25	SENE	25.00
T06N R41E S25	NENW	34.00	T06N R41E S25	NWNW	32.00
T06N R41E S25	SWNW	40.00	T06N R41E S25	SENE	40.00
T06N R41E S25	NESW	40.00	T06N R41E S25	NWSW	40.00
T06N R41E S25	SWSW	40.00	T06N R41E S25	SESW	40.00
T06N R41E S25	NESE	40.00	T06N R41E S25	NWSE	40.00
T06N R41E S25	SWSE	40.00	T06N R41E S25	SESE	40.00
T06N R41E S26	NENE	36.00	T06N R41E S26	NWNE	40.00
T06N R41E S26	SWNE	40.00	T06N R41E S26	SENE	40.00
T06N R41E S26	NESE	40.00	T06N R41E S26	NWSE	40.00
T06N R41E S26	SWSE	40.00	T06N R41E S26	SESE	40.00
T06N R41E S35	NWNE	32.00	T06N R41E S36	NENE	40.00
T06N R41E S36	NWNE	40.00	T06N R41E S36	SWNE	40.00
T06N R41E S36	SENE	36.00	T06N R41E S36	NENW	40.00
T06N R41E S36	NWNW	40.00	T06N R41E S36	SWNW	40.00
T06N R41E S36	SENE	40.00	T06N R41E S36	NESW	40.00
T06N R41E S36	NWSW	40.00	T06N R41E S36	SWSW	36.00
T06N R41E S36	SESW	40.00	T06N R41E S36	NESE	33.00
T06N R41E S36	NWSE	40.00	T06N R41E S36	SWSE	38.00
T06N R41E S36	SESE	37.00	T06N R42E S30 Lot 2	SWNW	17.00
T06N R42E S30	NESW	10.00	T06N R42E S30 Lot 3	NWSW	39.00
T06N R42E S30 Lot 4	SWSW	39.00	T06N R42E S30	SESW	31.00
T06N R42E S30	SWSE	17.00	T06N R42E S31	NENE	1.00
T06N R42E S31	NWNE	28.00	T06N R42E S31	SWNE	39.00
T06N R42E S31	SENE	12.00	T06N R42E S31	NENW	40.00
T06N R42E S31 Lot 1	NWNW	39.00	T06N R42E S31 Lot 2	SWNW	39.00
T06N R42E S31	SENE	40.00	T06N R42E S31	NESW	40.00
T06N R42E S31 Lot 3	NWSW	37.00	T06N R42E S31 Lot 4	SWSW	30.00
T06N R42E S31	SESW	40.00	T06N R42E S31	NESE	27.00
T06N R42E S31	NWSE	40.00	T06N R42E S31	SWSE	40.00
T06N R42E S31	SESE	35.00			

OK

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

2724.6 ACRES TOTAL

Place of use does not include State lands.

The rights listed below are limited to the irrigation of a combined total of 2724.6 acres in a single irrigation season. Combined Right Nos.: 22-13945, 22-13947, 22-13949, 22-13951, and 22-13953.

This right is limited to the irrigation of 572 acres within the place of use described above in a single irrigation season.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 22-7302.

The following rights are diverted through points of diversion described above: 22-13945, 22-13946, 22-13947, 22-13948, 22-13949, 22-13950, 22-13951, 22-13952, 22-13953, and 22-13954.

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-13952
	)	<i>Split from 22-7302</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
_____	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described as per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Norvue Farms General Partnership

OBJECTOR:

State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13952

NAME AND ADDRESS: STATE OF IDAHO
DEPARTMENT OF LANDS
300 N 6TH ST, STE 103
PO BOX 83720
BOISE ID 83720-0050

NORVUE FARMS GENERAL PARTNERSHIP
1908 E 500 N
ST ANTHONY ID 83445

AK

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.110 CFS
403.70 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

The rights listed below are limited to a total combined diversion rate of 4.41 cfs and to a total combined annual diversion volume of 1606.1 AF. Combined Right Nos.: 22-13946, 22-13948, 22-13950, 22-13952, and 22-13954.

PRIORITY DATE: 08/30/1979

POINT OF
DIVERSION:

T06N R41E S25 SWNWNE Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 SWSWNW Within MADISON County
T06N R41E S26 NWNWNE Within MADISON County
T06N R41E S26 SESENE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	1.110 CFS 403.70 AFY

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in MADISON County

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R42E S19	SESW	34.00	T06N R42E S29	NWNW	38.00
T06N R42E S29	SWNW	39.00	T06N R42E S29	NWSW	28.00
T06N R42E S30	NENE	39.00	T06N R42E S30	NWNE	30.00
T06N R42E S30	SWNE	37.00	T06N R42E S30	SENE	33.00
T06N R42E S30	NENW	37.00	T06N R42E S30 Lot 1	NWNW	38.00
T06N R42E S30 Lot 2	SWNW	6.50	T06N R42E S30	SENW	33.00
T06N R42E S30	NESW	7.90	T06N R42E S30	NESE	34.00
T06N R42E S30	NWSE	30.00	T06N R42E S30	SWSE	13.00
T06N R42E S30	SESE	35.00			

512.4 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 512.4 acres in a single irrigation season. Combined Right Nos.: 22-13946, 22-13948, 22-13950, 22-13952, and 22-13954.

This right is limited to the irrigation of 108 acres within the place of use described above in a single irrigation season.

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 ownership of this water right is governed by a private agreement executed by the Idaho Department of Lands and Norvue Farms General Partnership dated March 23, 2010.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 22-7302.

The following rights are diverted through points of diversion described above: 22-13945, 22-13946, 22-13947, 22-13948, 22-13949, 22-13950, 22-13951, 22-13952, 22-13953, and 22-13954.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

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Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTNERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-7385
	)	<i>Split into 22-13953 & 22-13954</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that this water right should be disallowed. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Norvue Farms General Partnership

OBJECTOR:

State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
22-7385	NORVUE FARMS GENERAL PARTNERSHIP 1908 E 500 N ST ANTHONY ID 83445	Disallowed	Recommended as 22-13953 and 22-13954

AN

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

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SNAKE RIVER BASIN ADJUDICATION
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TWIN FALLS, IDAHO 83303-2707

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STATE OF IDAHO
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NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTNERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-13953
	)	<i>Split from 22-7385</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
_____	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described as per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Norvue Farms General Partnership

OBJECTOR:

State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

 4/14/10

Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13953

NAME AND ADDRESS: NORVUE FARMS GENERAL PARTNERSHIP
1908 E 500 N
ST ANTHONY ID 83445

AN

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.810 CFS
1,751.00 AFY

The rights listed below are limited to a total combined diversion rate of 23.44 cfs and to a total combined annual diversion volume of 8540.2 AF. Combined Right Nos.: 22-13945, 22-13947, 22-13949, 22-13951, and 22-13953.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 12/24/1981

POINT OF
DIVERSION:

T06N R41E S25 SWNWNE Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 SWSWNW Within MADISON County
T06N R41E S26 NWNWNE Within MADISON County
T06N R41E S26 SESENE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	4.810 CFS 1,751.00 AFY

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in MADISON County

T05N R42E S05 Lot 3 NENW	37.00	T05N R42E S05 Lot 4 NWNW	48.00
T05N R42E S05	NESW 30.00	T05N R42E S05	NWSW 40.00
T05N R42E S05	SWSW 40.00	T05N R42E S05	SESW 37.00
T05N R42E S06 Lot 1 NENE	48.00	T05N R42E S06 Lot 2 NWNE	48.00
T05N R42E S06 Lot 3 NENW	44.00	T05N R42E S06	NESW 6.60

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

PN

T05N R42E S06	NESE	40.00	T05N R42E S06	NWSE	33.00
T05N R42E S06	SESE	10.00	T05N R42E S07	NENE	0.60
T05N R42E S08	NENW	0.40	T05N R42E S08	NWNW	16.00
T06N R41E S25	NENE	36.00	T06N R41E S25	NWNE	32.00
T06N R41E S25	SWNE	39.00	T06N R41E S25	SENE	25.00
T06N R41E S25	NENW	34.00	T06N R41E S25	NWNW	32.00
T06N R41E S25	SWNW	40.00	T06N R41E S25	SENE	40.00
T06N R41E S25	NESW	40.00	T06N R41E S25	NWSW	40.00
T06N R41E S25	SWSW	40.00	T06N R41E S25	SESW	40.00
T06N R41E S25	NESE	40.00	T06N R41E S25	NWSE	40.00
T06N R41E S25	SWSE	40.00	T06N R41E S25	SESE	40.00
T06N R41E S26	NENE	36.00	T06N R41E S26	NWNE	40.00
T06N R41E S26	SWNE	40.00	T06N R41E S26	SENE	40.00
T06N R41E S26	NESE	40.00	T06N R41E S26	NWSE	40.00
T06N R41E S26	SWSE	40.00	T06N R41E S26	SESE	40.00
T06N R41E S35	NWNE	32.00	T06N R41E S36	NENE	40.00
T06N R41E S36	NWNE	40.00	T06N R41E S36	SWNE	40.00
T06N R41E S36	SENE	36.00	T06N R41E S36	NENW	40.00
T06N R41E S36	NWNW	40.00	T06N R41E S36	SWNW	40.00
T06N R41E S36	SENE	40.00	T06N R41E S36	NESW	40.00
T06N R41E S36	NWSW	40.00	T06N R41E S36	SWSW	36.00
T06N R41E S36	SESW	40.00	T06N R41E S36	NESE	33.00
T06N R41E S36	NWSE	40.00	T06N R41E S36	SWSE	38.00
T06N R41E S36	SESE	37.00	T06N R42E S30 Lot 2	SWNW	17.00
T06N R42E S30	NESW	10.00	T06N R42E S30 Lot 3	NWSW	39.00
T06N R42E S30 Lot 4	SWSW	39.00	T06N R42E S30	SESW	31.00
T06N R42E S30	SWSE	17.00	T06N R42E S31	NENE	1.00
T06N R42E S31	NWNE	28.00	T06N R42E S31	SWNE	39.00
T06N R42E S31	SENE	12.00	T06N R42E S31	NENW	40.00
T06N R42E S31 Lot 1	NWNW	39.00	T06N R42E S31 Lot 2	SWNW	39.00
T06N R42E S31	SENE	40.00	T06N R42E S31	NESW	40.00
T06N R42E S31 Lot 3	NWSW	37.00	T06N R42E S31 Lot 4	SWSW	30.00
T06N R42E S31	SESW	40.00	T06N R42E S31	NESE	27.00
T06N R42E S31	NWSE	40.00	T06N R42E S31	SWSE	40.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R42E S31 SESE 35.00
2724.6 ACRES TOTAL

Place of use does not include State lands.

The rights listed below are limited to the irrigation of a combined total of 2724.6 acres in a single irrigation season. Combined Right Nos.: 22-13945, 22-13947, 22-13949, 22-13951, and 22-13953.

This right is limited to the irrigation of 2034 acres within the place of use described above in a single irrigation season.

A R

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The following rights are diverted through points of diversion described above: 22-13945, 22-13946, 22-13947, 22-13948, 22-13949, 22-13950, 22-13951, 22-13952, 22-13953, and 22-13954.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 22-7385.

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL PARTERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney

**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	)	Subcase No. 22-13954
	)	<i>Split from 22-7385</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
_____	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described as per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:
Norvue Farms General Partnership

OBJECTOR:
State of Idaho

Robert H. Wood Date
Attorney for Claimant

David I. Stanish Date
Attorney for Objector

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Andrea L. Courtney 4/14/10
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13954

NAME AND ADDRESS: STATE OF IDAHO
DEPARTMENT OF LANDS
300 N 6TH ST, STE 103
PO BOX 83720
BOISE ID 83720-0050

A n

NORVUE FARMS GENERAL PARTNERSHIP
1908 E 500 N
ST ANTHONY ID 83445

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.900 CFS
329.30 AFY

The rights listed below are limited to a total combined diversion rate of 4.41 cfs and to a total combined annual diversion volume of 1606.1 AF. Combined Right Nos.: 22-13946, 22-13948, 22-13950, 22-13952, and 22-13954.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 12/24/1981

POINT OF
DIVERSION:

T06N R41E S25 SWNWNE Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 NWNWNW Within MADISON County
T06N R41E S25 SWSWNW Within MADISON County
T06N R41E S26 NWNWNE Within MADISON County
T06N R41E S26 SESENE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.900 CFS 329.30 AFY

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in MADISON County

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R42E S19	SESW	34.00	T06N R42E S29	NWNW	38.00
T06N R42E S29	SWNW	39.00	T06N R42E S29	NWSW	28.00
T06N R42E S30	NENE	39.00	T06N R42E S30	NWNE	30.00
T06N R42E S30	SWNE	37.00	T06N R42E S30	SENE	33.00
T06N R42E S30	NENW	37.00	T06N R42E S30 Lot 1	NWNW	38.00
T06N R42E S30 Lot 2	SWNW	6.50	T06N R42E S30	SENW	33.00
T06N R42E S30	NESW	7.90	T06N R42E S30	NESE	34.00
T06N R42E S30	NWSE	30.00	T06N R42E S30	SWSE	13.00
T06N R42E S30	SESE	35.00			

512.4 ACRES TOTAL

This right is limited to the irrigation of 383 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 512.4 acres in a single irrigation season. Combined Right Nos.: 22-13946, 22-13948, 22-13950, 22-13952, and 22-13954.

AN

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 ownership of this water right is governed by a private agreement executed by the Idaho Department of Lands and Norvue Farms General Partnership dated March 23, 2010.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 22-7385.

The following rights are diverted through points of diversion described above: 22-13945, 22-13946, 22-13947, 22-13948, 22-13949, 22-13950, 22-13951, 22-13952, 22-13953, and 22-13954.

CERTIFICATE OF MAILING

I certify that on _____, 2010, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

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P.O. BOX 44449
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NORVUE FARMS GENERAL PARTNERSHIP
Represented by:
ROBERT H. WOOD
25 NORTH 2ND. EAST
P.O. BOX 250
REXBURG, ID 83340

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney