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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
MAR - 7 2011
By _____
_____ Clerk Deputy Clerk

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

In Re SRBA

)

ORDER OF PARTIAL DECREE

)

Case No. 39576

)

Subcase No. 02-00068

)

(Harvest Farm Co.)

)

On January 20, 2011, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. 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 Recommendation* and wholly adopts them as its own.

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

DATED March 7, 2011.



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

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

In Re SRBA

Case No. 39576

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

Water Right 02-00068

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

MAR - 7 2011

NAME AND ADDRESS:

HARVEST FARM CO
13735 MISSOURI AVE
NAMPA, ID 83686

SOURCE:

GROUND WATER
SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY:

7.70 CFS

PRIORITY DATE:

05/16/1963

POINT OF DIVERSION:

T01N R03W S16 LOT 3 (NWNW) Within Canyon County
T02N R03W S22 SESE
SENE
SENE
SESE
SENE
S23 NENW
S26 SWNW
SENE
SWSE
SENE

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
03-01 TO 11-15

QUANTITY
7.70 CFS

PLACE OF USE:

Irrigation Within Canyon County
T02N R03W S21 NENE 40.0 SENE 40.0
NESE 40.0 SESE 40.0
S22 NWNW 40.0 SWNW 40.0
NWSW 40.0 SWSW 40.0
S27 NWNW 40.0 SWNW 40.0
400.0 Acres Total

Right Nos. 02-68, 63-2754, 63-2867, 63-2975, 63-3104, 63-3490A,
63-3492, 63-7561, 63-7793 and 63-4799 are limited to the
irrigation of a combined total of 1454.1 acres from ground
water, and no more than 400 acres with water diverted directly
from the Snake River, in a single irrigation season.

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

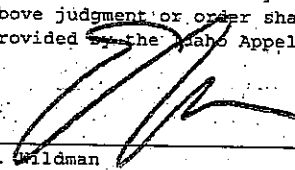
The diversion rate of water, and the annual volume of water,
diverted at each and every point of diversion shall not exceed
the amount originally licensed at that point of diversion. Each
point of diversion shall maintain its original priority date,
and in times of water shortage shall be regulated according to
the original priority date associated with that point of
diversion.

Transfer 2737

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

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


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

2011 MAR 07 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 02-00068

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 02-00068 was mailed
on March 07, 2011, with sufficient first-class postage prepaid
to the following:

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

HARVEST FARM CO
Represented by:
BRUCE M. SMITH
950 W BANNOCK STE 520
BOISE, ID 83702
Phone: 208-331-1800

FARM DEVELOPMENT CORP
Represented by:
JOHN M MARSHALL
575 W BANNOCK ST, SUITE B
BOISE, ID 83702
Phone: 208-991-2701

JULIE MURPHY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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03/07/11