

RECEIVED
SEP 01 2010
DEPARTMENT OF
WATER RESOURCES

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

AUG 31 2010

By _____ Clerk
_____ Deputy Clerk

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

In Re SRBA

Case No. 39576

ORDER OF PARTIAL DECREES

Subcases: 22-13953 & 22-13954
(Norvue Farms)

On July 12, 2010, a *Special Master's Report and Recommendation* was filed for the above-captioned water rights. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

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

DATED August 31, 2010.


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 22-13953

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

AUG 31 2010

By

Clerk
Deputy Clerk

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

SOURCE: GROUND WATER

QUANTITY: 4.81 CFS
1751.00 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 herein.

PRIORITY DATE: 12/24/1981

POINT OF DIVERSION: T06N R41E S25 SWNWNE Within Madison County
NWNWNW
NWNWNW
SWSWNW
S26 NWNWNE
SESENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	4.81 CFS 1751.00 AFY

The use of water for irrigation under this right may begin as
early as April 1 and may continue to as late of 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	Within Madison County
	T05N R42E S05 LOT 3 (NENW) 37.0	LOT 4 (NWNW) 48.0
	NESW 30.0	NWSW 40.0
	SWSW 40.0	SESW 37.0
	S06 LOT 1 (NENE) 48.0	LOT 2 (NWNE) 48.0
	LOT 3 (NENW) 44.0	NESW 6.6
	NESE 40.0	NWSE 33.0
	SESE 10.0	
	S07 NENE 0.6	
	S08 NENW 0.4	NWNW 16.0
	T06N R41E S25 NENE 36.0	NWNE 32.0
	SWNE 39.0	SENE 25.0
	NENW 34.0	NWNW 32.0
	SWNW 40.0	SENW 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0

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

PLACE OF USE (continued)

S26	NENE 36.0	NWNE 40.0
	SWNE 40.0	SENE 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0
S35	NWNE 32.0	
S36	NENE 40.0	NWNE 40.0
	SWNE 40.0	SENE 36.0
	NENW 40.0	NWNW 40.0
	SWNW 40.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 36.0	SESE 40.0
	NESE 33.0	NWSE 40.0
	SWSE 38.0	SESE 37.0
R42E S30 LOT 2	(SWNW)17.0	NESW 10.0
LOT 3	(NWSW)39.0	LOT 4 (SWSW)39.0
	SESE 31.0	SWSE 17.0
S31	NENE 1.0	NWNE 28.0
	SWNE 39.0	SENE 12.0
	NENW 40.0	LOT 1 (NWNW)39.0
LOT 2	(SWNW)39.0	SENE 40.0
	NESW 40.0	LOT 3 (NWSW)37.0
LOT 4	(SWSW)30.0	SESE 40.0
	NESE 27.0	NWSE 40.0
	SWSE 40.0	SESE 35.0

2724.6 Acres Total

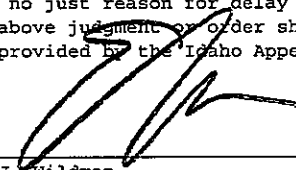
This right is limited to the irrigation of 2034 acres within the place of use described above in a single irrigation season. The rights listed below are limited to the irrigation of a combined total of 2724.6 acres in a single irrigation season. Combined Right Nos.: 22-13945, 22-13947, 22-13949, 22-13951 and 22-13953. Place of use does not include State lands.

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. 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

In Re SRBA) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 22-13954

PAGE 1
Jul-09-2010

PLACE OF USE (continued)

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.

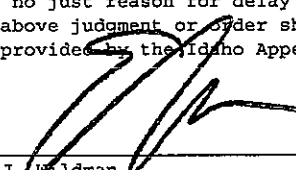
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

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


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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on August 31, 2010, with sufficient first-class postage to the following:

STATE OF IDAHO

Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

NORVUE FARMS GENERAL

Represented by:
ROBERT H WOOD
RIGBY ANDRUS RIGBY CHARTERED
25 NORTH 2ND EAST
REXBURG, ID 83340
Phone: 208-356-3633

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098