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APR 07 2010

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
APR - 5 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	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	Subcase No. 22-07349
	)	(Hibbert Farms Inc.)
_____	)	

On February 10, 2010, 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 April 5, 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 22-07349

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

APR - 5 2010

By

Clerk

Deputy Clerk

NAME AND ADDRESS: HIBBERT FARMS INC
1108 N 700 W
DRIGGS, ID 83422

SOURCE: TETON RIVER TRIBUTARY: HENRYS FORK

QUANTITY: 1.29 CFS
512.00 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands herein.

PRIORITY DATE: 03/12/1981

POINT OF DIVERSION: T06N R44E S03 LOT 2 (NWNE) Within Teton County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE:
Irrigation

PERIOD OF USE
04-15 TO 10-31

QUANTITY
1.29 CFS
512.00 AFY

PLACE OF USE:

Irrigation

T06N R44E S02 LOT 1

(NENE) 38.0

LOT 2

(NWNE) 38.0

SWNE 39.0

SENE 34.0

LOT 3

(NENW) 38.0

LOT 4

(NWNW) 38.0

SWNW 39.0

SENW 39.0

NESW 40.0

NWSW 39.0

NESE 36.0

NWSE 39.0

T07N R44E S33

SWNE 3.0

SENE 20.0

NESE 40.0

NWSE 6.0

SESE 20.0

S34

SWNE 16.0

SENE 19.0

SWNW 20.0

SENW 19.0

NESW 39.0

NWSW 40.0

SWSW 15.0

SESW 13.0

NESE 39.0

NWSE 35.0

SWSE 19.0

SESE 37.0

857.0 Acres Total

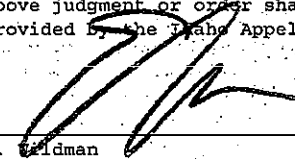
Right Nos. 22-7373 and 22-7349 are limited to the irrigation of a combined total of 861 acres in a single irrigation season.

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. 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 Utah Appellate Rules.


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

2010 APR 05 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)

Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 22-07349

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 22-07349 was mailed
on April 05, 2010, with sufficient first-class postage prepaid
to the following:

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

HIBBERT FARMS INC
1108 N 700 W
DRIGGS, ID 83422
Phone: 208-354-3699

JULIE MURPHY
Chief Deputy Clerk