

RECEIVED
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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
DEC 31 2009	
By _____	Clerk _____
_____	Dep. 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: 47-02547, 47-02549,
47-07534, 47-07539 & 47-07541
(Farmland Reserve Inc.)

On November 25, 2009, 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 November 31, 2009.


JOHN M. MELANSON
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 47-02547

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

DEC 31 2009

By _____

Clerk
Deputy Clerk

NAME AND ADDRESS: FARMLAND RESERVE INC
139 E SOUTH TEMPLE STE 110
SALT LAKE CITY, UT 84111

SOURCE: GROUND WATER

QUANTITY: 2.00 CFS
400.00 AFY

Use of this right with rights listed below is limited to a total
combined diversion rate of 7.92 cfs and to a total combined
annual diversion volume of 3848.8 AF. Combined Right Nos.:
47-7541, 47-7539, 47-7534, 47-2549, 47-2547

PRIORITY DATE: 10/16/1951

POINT OF DIVERSION: T11S R19E S08 NWSWSW Within Twin Falls County
SWSWSW
SWSESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	2.00 CFS 400.00 AFY

PLACE OF USE:	Irrigation		Within Twin Falls County
	T11S R19E S08	NENW 40.0	SENE 40.0
		NESW 40.0	NWSW 40.0
		SWSW 37.0	SESW 40.0
		NESE 40.0	NWSE 40.0
		SWSE 40.0	SESE 40.0
	S17	NENE 40.0	NWNE 40.0
		SWNE 40.0	SENE 40.0
		NENW 40.0	NWNW 40.0
		SWNW 40.0	SENE 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
	1037.0 Acres Total		

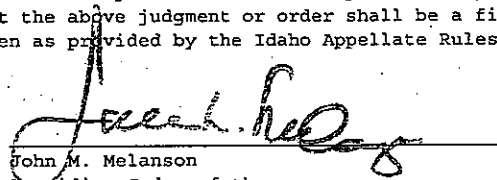
This right is limited to the irrigation of 100 acres within the
place of use described above in a single irrigation season.

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

RULE 54(b) CERTIFICATE

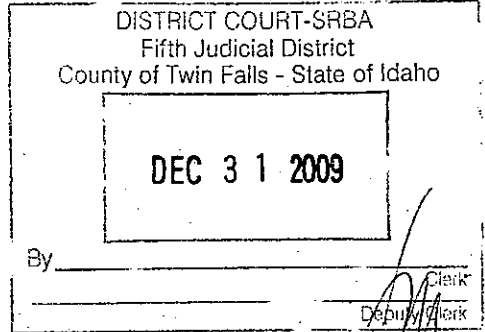
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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.


John M. Melanson
Presiding Judge of the
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 47-02549



NAME AND ADDRESS: FARMLAND RESERVE INC
139 E SOUTH TEMPLE STE 110
SALT LAKE CITY, UT 84111

SOURCE: GROUND WATER

QUANTITY: 0.36 CFS
175.70 AFY

Use of this right with rights listed below is limited to a total
combined diversion rate of 7.92 cfs and to a total combined
annual diversion volume of 3848.8 AF. Combined Right Nos.:
47-2549, 47-2547, 47-7534, 47-7539, 47-7541

PRIORITY DATE: 02/01/1952

POINT OF DIVERSION: T11S R19E S08 NWSWSW Within Twin Falls County
SWSWSW
SWSESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.36 CFS 175.70 AFY

PLACE OF USE:	Irrigation		Within Twin Falls County
	T11S R19E S08	NENW 40.0	SENW 40.0
		NESW 40.0	NWSW 40.0
		SWSW 37.0	SESW 40.0
		NESE 40.0	NWSE 40.0
		SWSE 40.0	SESE 40.0
	S17	NENE 40.0	NWNE 40.0
		SWNE 40.0	SENE 40.0
		NENW 40.0	NWNW 40.0
		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
	1037.0 Acres Total		

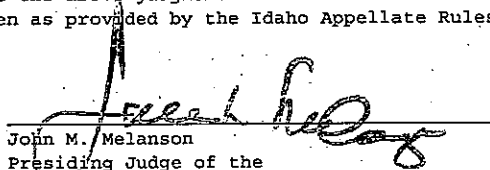
This right is limited to the irrigation of 80 acres within the
place of use described above in a single irrigation season.

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. 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.


John M. Melanson
Presiding Judge of the
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 47-07534

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

DEC 31 2009

NAME AND ADDRESS: FARMLAND RESERVE INC
139 E SOUTH TEMPLE STE 110
SALT LAKE CITY, UT 84111

SOURCE: GROUND WATER

QUANTITY: 4.20 CFS
1680.00 AFY

Use of this right with rights listed below is limited to a total combined diversion rate of 7.92 cfs and to a total combined annual diversion volume of 3848.8 AF. Combined Right Nos.: 47-7541, 47-7539, 47-7534, 47-2549, 47-2547
Use of this right with Right No. 47-7541 is limited to a total combined diversion rate of 5.47 cfs.
This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands herein.

PRIORITY DATE: 01/10/1974

POINT OF DIVERSION: T11S R19E S08 NWSWSW Within Twin Falls County
SWSWSW
SWSESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	4.20 CFS 1680.00 AFY

PLACE OF USE:	Irrigation		Within Twin Falls County
	T11S R19E S08	NENW 40.0	SENW 40.0
		NESW 40.0	NWSW 40.0
		SWSW 37.0	SESW 40.0
		NESE 40.0	NWSE 40.0
		SWSE 40.0	SESE 40.0
	S17	NENE 40.0	NWNE 40.0
		SWNE 40.0	SENE 40.0
		NENW 40.0	NWNW 40.0
		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
	1037.0 Acres Total		

This right is limited to the irrigation of 520 acres within the place of use described above in a single irrigation season.
Use of this right with the rights listed below is limited to the irrigation of a combined total of 520 acres in a single irrigation season. Combined Right Nos.: 47-7541

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

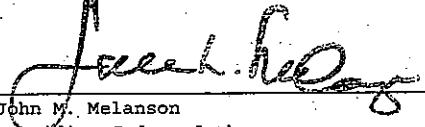
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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.

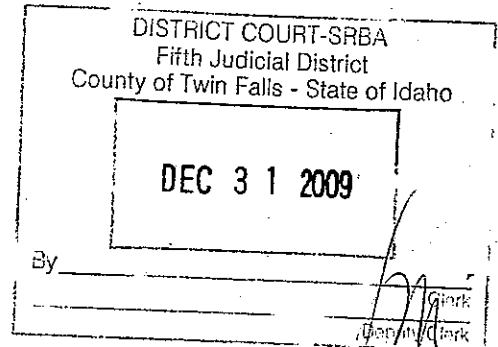


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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 47-07539



NAME AND ADDRESS: FARMLAND RESERVE INC
139 E SOUTH TEMPLE STE 110
SALT LAKE CITY, UT 84111

SOURCE: GROUND WATER

QUANTITY: 7.00 CFS
2064.00 AFY

Use of this right with rights listed below is limited to a total
combined diversion rate of 7.92 cfs and to a total combined
annual diversion volume of 3848.8 AF. Combined Right Nos.:
47-7539, 47-7534, 47-7541, 47-2547, 47-2549

PRIORITY DATE: 01/06/1975

POINT OF DIVERSION: T11S R19E S08 NWSWSW Within Twin Falls County
SWSWSW
SWSESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	7.00 CFS 2064.00 AFY

PLACE OF USE:	Irrigation	Within Twin Falls County	
	T11S R19E S08	NENW 40.0 NESW 40.0 SWSW 37.0 NESE 40.0 SWSE 40.0	SENW 40.0 NWSW 40.0 SESW 40.0 NWSE 40.0 SESE 40.0
	S17	NENE 40.0 SWNE 40.0 NENW 40.0 SWNW 40.0 NESW 40.0 SWSW 40.0 NESE 40.0 SWSE 40.0	NWNE 40.0 SENE 40.0 NWNW 40.0 SENW 40.0 NWSW 40.0 SESW 40.0 NWSE 40.0 SESE 40.0
	1037.0 Acres Total		

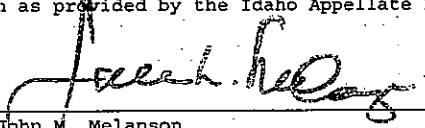
This right is limited to the irrigation of 516 acres within the
place of use described above in a single irrigation season.

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. 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.

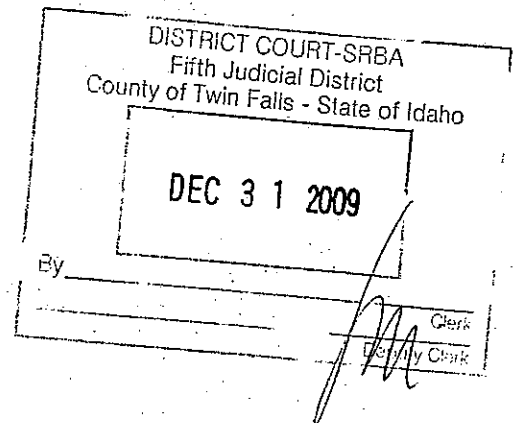


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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 47-07541



NAME AND ADDRESS: FARMLAND RESERVE INC
139 E SOUTH TEMPLE STE 110
SALT LAKE CITY, UT 84111

SOURCE: GROUND WATER

QUANTITY: 1.27 CFS
617.20 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands herein.

Use of this right with rights listed below is limited to a total combined diversion rate of 7.92 cfs and to a total combined annual diversion volume of 3848.8 AF. Combined Right Nos.: 47-7541, 47-7539, 47-7534, 47-2549, 47-2547

Use of this right with Right No. 47-7534 is limited to a total combined diversion rate of 5.47 cfs.

PRIORITY DATE: 07/07/1976

POINT OF DIVERSION: T11S R19E S08 SWSWSW Within Twin Falls County
NWSWSW
SWSESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.27 CFS 617.20 AFY

PLACE OF USE:	Irrigation	Within Twin Falls County	
	T11S R19E S08	NENW 40.0 SENW 40.0 NESW 40.0 NWSW 40.0 SWSW 37.0 SESW 40.0 NESE 40.0 NWSE 40.0 SWSE 40.0 SESE 40.0 S17	NENE 40.0 NWNE 40.0 SWNE 40.0 SENE 40.0 NENW 40.0 NWNW 40.0 SENW 40.0 NWSW 40.0 SESW 40.0 NWSE 40.0 SESE 40.0 SWSE 40.0
	1037.0 Acres Total		

Use of this right with the rights listed below is limited to the irrigation of a combined total of 520 acres in a single irrigation season. Combined Right Nos.: 47-7534
This right is limited to the irrigation of 157 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

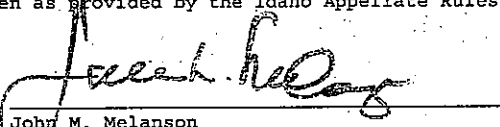
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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.


John M. Melanson
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 December 31, 2009, with sufficient first-class postage to the following:

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

FARMLAND RESERVE INC
139 E SOUTH TEMPLE STE 110
SALT LAKE CITY, UT 84111

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".