

DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO
FILED
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SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

		SWNW 30.0	SESW 26.0
		NESW 34.0	NWSW 28.0
		SWSW 27.0	SESW 30.0
		SWSE 33.0	SESE 30.0
	S24	NENE 7.0	SENE 9.0
	933.0 Acres Total		
Industrial			Within Canyon County
T04N R03W S07 LOT 6	(SWSW)	LOT 7	(SESW)
S17 LOT 7	(NESW)	LOT 6	(NWSW)
	SWSW		SESW
S18 LOT 3	(NWNE)	LOT 4	(NENW)
LOT 5	(NWNW)	LOT 6	(SWNW)
	SESW		NESW
	NESE		NWSE
	SESE		
S19	NENE		NWNE
	SWNE		SENE
	NENW	LOT 1	(NWNW)
LOT 2	(SWNW)		SESW
	NESE		NWSE
S20	NENW		NWNW
	SWNW		SESW
	NWSW		
R04W S12	NESE	LOT 10	(NESE)
	SESE	LOT 10	(SESE)
S13	NENE		NWNE
	SWNE		SENE
	SWNW		SESW
	NESW		NWSW
	SWSW		SESW
	SWSE		SESE
S24	NENE		NWNE
	SWNE		SENE

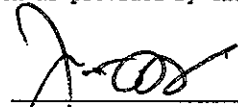
The place of industrial use authorized by this right includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this right for industrial purposes shall not be used for irrigation unless the water is first used in the industrial facility as authorized by this water right. This right is limited to the irrigation 89 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

DISTRICT COURT SRBA
TWIN FALLS CO. IDAHO
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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: See Attached Exhibit A
(J R Simplot Co)

On March 17, 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

June 4, 2009


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A - J R SIMPLOT CO

Subcase Nos:

63-02731
63-04968
63-05038
63-05039
63-21557
63-21598

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on June 03, 2009, with sufficient first-class postage to the following:

J R SIMPLOT COMPANY

Represented by:

GRAY A YOUNG

J R SIMPLOT COMPANY

999 MAIN ST STE 1300

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Phone: 208-336-2110

J R SIMPLOT COMPANY

Represented by:

TERRY T UHLING

J R SIMPLOT COMPANY

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