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MAR 25 2009

Department of Water Resources  
Adjudication Bureau

|                                                                                         |            |
|-----------------------------------------------------------------------------------------|------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |            |
| MAR 24 2009                                                                             |            |
| By                                                                                      | Clk        |
|                                                                                         | City 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

)  
) **Water Right: 63-15634**  
) **(LNB Farms of Idaho LLC)**  
)  
) **ORDER OF PARTIAL DECREE**  
)  
)

On December 19, 2006, the Idaho Department of Water Resources filed its *Director's Report for Basin 63, Part III, Reporting Area 13, for Irrigation and Other Water Rights*, which included recommendation for the above named water right.

On February 19, 2008, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Report* notifying the Court of a substitution of party for named water right. No objections were filed to the *Amended Director's Report* and the time period for filing objections has expired.

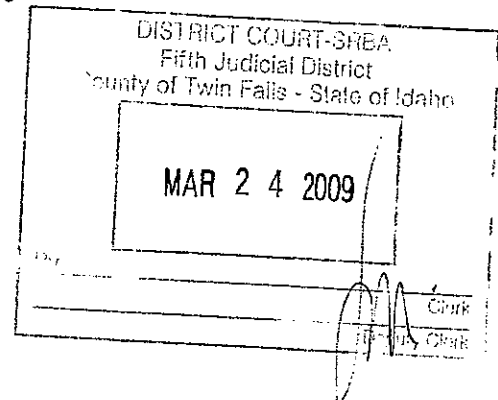
Therefore, IT IS ORDERED that the above-captioned water right be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED March 24, 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 63-15634



NAME AND ADDRESS: LNB FARMS OF IDAHO LLC  
3007 CAN ADA RD  
MELBA, ID 83641

SOURCE: GROUND WATER

QUANTITY: 6.97 CFS  
3037.50 AFY

PRIORITY DATE: 04/11/1960

POINT OF DIVERSION: T01N R01W S07 LOT 2 (SNNW ) Within Ada County

PURPOSE AND

| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------|----------------|----------------|----------|
|                | Irrigation     | 04-01 TO 10-31 | 6.97 CFS |

The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 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.

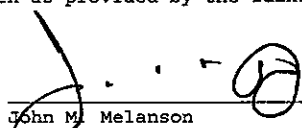
| PLACE OF USE: | Irrigation        |           | Within Ada County    |
|---------------|-------------------|-----------|----------------------|
|               | T01N R01W S18     | NENW 40.0 | NWNW 40.0            |
|               |                   | SNNW 40.0 | SENN 40.0            |
|               |                   |           | Within Canyon County |
|               | R02W S12          | NESW 35.0 | NWSW 30.0            |
|               |                   | SWSW 25.0 | SESW 25.0            |
|               |                   | NESE 40.0 | NWSE 40.0            |
|               |                   | SWSE 40.0 | SESE 40.0            |
|               | S13               | NENE 40.0 | NWNE 40.0            |
|               |                   | SWNE 35.0 | SENE 40.0            |
|               |                   | NENW 30.0 | NWNW 25.0            |
|               |                   | SNNW 10.0 | SENN 20.0            |
|               | 675.0 Acres Total |           |                      |

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

2009 MAR 24 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): 63-15634

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 63-15634 was mailed  
on March 24, 2009, with sufficient first-class postage prepaid  
to the following:

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

LNB FARMS OF IDAHO LLC  
3007 CAN ADA RD  
MELBA, ID 83641

JULIE MURPHY  
Chief Deputy Clerk