

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 22-13458

NAME AND ADDRESS: FRANKO FARMS INC
C/O BART WEBSTER
445 MILL HOLLOW RD
REXBURG, ID 83440

SOURCE: GROUND WATER

QUANTITY: 0.92 CFS
249.00 AFY

The rate of diversion for the well within the NENW, Section 19,
Twp. 5N, Rge. 41E is limited to 7.38 cfs.
The rights listed below are limited to a total combined
diversion rate of 18.27 cfs and to a total combined annual
diversion volume of 6,625.5 AF. Combined Right Nos.: 22-2247,
22-7071, 22-7156, and 22-13458.

PRIORITY DATE: 12/29/1982

POINT OF DIVERSION: T05N R40E S24 NWSNW Within Madison County
R41E S19 SWSNE
SENENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.92 CFS 249.00 AFY

PLACE OF USE:	Irrigation	Within Madison County
T05N R40E S13	NENE 27.0	NWNE 34.0
	SWNE 37.0	SENE 39.0
	NESE 40.0	NWSE 37.0
	SWSE 40.0	SESE 40.0
S14	NENE 14.0	NWNE 20.0
	SWNE 40.0	SENE 35.0
	SENW 20.0	NESW 14.0
	NESE 40.0	NWSE 40.0
	SWSE 28.0	SESE 40.0
S23	NENE 19.0	NWNE 7.0
S24	NENE 40.0	NWNE 40.0
	SWNE 40.0	SENE 40.0
	NENW 40.0	NWNW 19.0
	SWNW 18.0	SENW 40.0
R41E S17	SWSW 38.0	SESW 39.0
S18	NESW 37.0	LOT 3 (NWSW) 29.0
LOT 4	(SWSW) 40.0	SESW 39.0
S19	SWNE 40.0	SENE 40.0
	NENW 39.0	LOT 1 (NWNW) 40.0
LOT 2	(SWNW) 40.0	SENW 40.0
	NESW 40.0	LOT 3 (NWSW) 40.0
LOT 4	(SWSW) 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0
S20	NENW 40.0	NWNW 39.0
S30	NENE 40.0	NWNE 40.0
	NENW 33.0	LOT 1 (NWNW) 32.0
1893.0 Acres Total		

PLACE OF USE (continued)

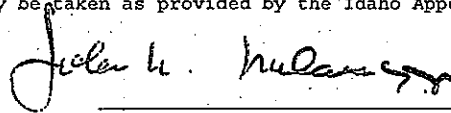
The rights listed below are limited to the irrigation of a combined total of 1893 acres in a single irrigation season. Combined Right Nos.: 22-2247, 22-7071, 22-7156, and 22-13458. This right is limited to the irrigation of 71 acres within the place of use described above in a single irrigation season.

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