

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 45-02381

NAME AND ADDRESS: FED AGRIBUSINESS LLC  
1650 S 568 W  
OAKLEY, ID 83346

SOURCE: GROUND WATER

QUANTITY: 4.14 CFS  
1280.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 3744.0 AF. COMBINED RIGHT NOS.:  
45-2380, 45-2381, 45-2589, 45-7201.

PRIORITY DATE: 06/05/1951

POINT OF DIVERSION: T12S R20E S11 SESWSW Within Cassia County  
SESWSW  
S12 SWSWSE  
SWSWSE  
S13 SWSWSW

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY                |
|-------------------------------|----------------|----------------|-------------------------|
|                               | Irrigation     | 03-15 TO 11-15 | 4.14 CFS<br>1280.00 AFY |

| PLACE OF USE: | Irrigation        |                                                  | Within Twin Falls County                         |
|---------------|-------------------|--------------------------------------------------|--------------------------------------------------|
|               | T11S R20E S34     | NESE 39.0<br>SWSE 39.0                           | NWSE 40.0<br>SESE 38.0                           |
|               |                   |                                                  | Within Cassia County                             |
|               | T12S R20E S11     | NESW 34.0<br>SWSW 32.0<br>NESE 33.0<br>SWSE 33.0 | NWSW 33.0<br>SESW 33.0<br>NWSE 34.0<br>SESE 32.0 |
|               | S12               | NENE 33.0<br>SWNE 33.0<br>NESE 33.0<br>SWSE 33.0 | NWNE 34.0<br>SENE 32.0<br>NWSE 33.0<br>SESE 32.0 |
|               | S13               | NENW 34.0<br>SOWN 33.0<br>NESW 32.0<br>SWSW 26.0 | NWNW 33.0<br>SENW 33.0<br>NWSW 31.0<br>SESW 31.0 |
|               | 936.0 Acres Total |                                                  |                                                  |

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF  
A COMBINED TOTAL OF 936 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 45-2380, 45-2381, 45-2589, 45-7201.  
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 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. Section 42-1412(6), Idaho  
Code.

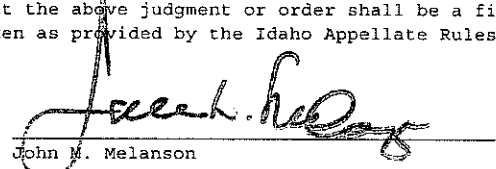
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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.

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