

RECEIVED

JUN 30 2005

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 29 2005	
By _____	Clerk
_____	Deputy 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	)	Water Right: 45-00425E, 45-00430A,
	)	45-00435C & 45-00443C
Case No. 39576	)	
_____	)	ORDER OF PARTIAL DECREE

On September 7, 2004, the Idaho Department of Water Resources filed its *Director's Report for Basin 45, Reporting Area 10, For Irrigation and Other Water Rights*, which included recommendations for the above named water rights. No objections were filed and the time period for filing objections has expired.

On May 5, 2005, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Report* in each of the above-named subcases, notifying the Court of a substitution of party in the above named water rights. No objections were filed to the *Amended Director's Reports* and the time period for filing objections has expired.

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

DATED June 28, 2005.

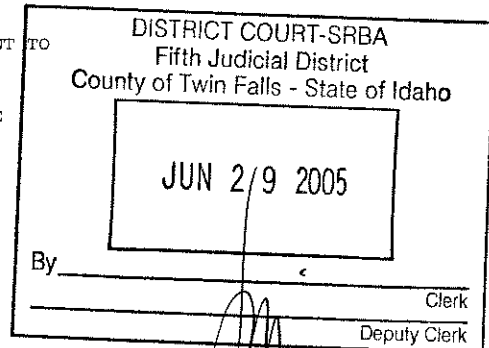


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

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 45-00425E



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

SOURCE: BIG COTTONWOOD CREEK TRIBUTARY: DRY CREEK

QUANTITY: 0.417 CFS

PRIORITY DATE: 04/12/1892

POINT OF DIVERSION: T13S R21E S08 SENESE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation		03-15 TO 11-15	0.417 CFS

PLACE OF USE:	Irrigation	Within Cassia County
	T13S R22E S06 NESW 40.0 LOT 6 (NWSW) 46.0	
	LOT 7 (SWSW) 46.0 SESW 40.0	
	172.0 Acres Total	

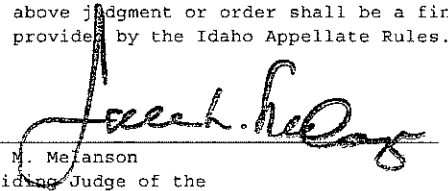
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 172 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-425E, 45-443C, 45-435C, 45-430A.

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).

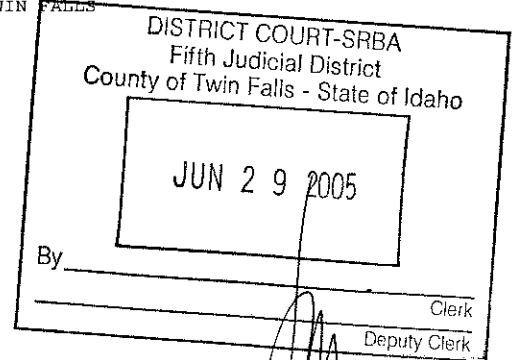
RULE 54(b) CERTIFICATE

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 45-00430A



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

SOURCE: BIG COTTONWOOD CREEK TRIBUTARY: DRY CREEK

QUANTITY: 0.14 CFS

PRIORITY DATE: 04/12/1892

POINT OF DIVERSION: T13S R21E S08 SENESE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.14 CFS

PLACE OF USE: Irrigation Within Cassia County

T13S R22E S06	NESW 40.0	LOT 6	(NWSW)46.0
	LOT 7	(SWSW)46.0	SESW 40.0
172.0 Acres Total			

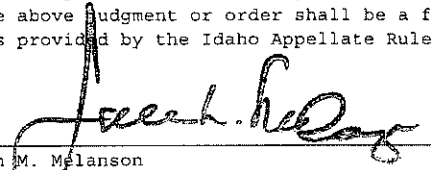
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COMBINED RIGHT NOS.: 45-425E, 45-443C, 45-435C, 45-430A.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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RULE 54(b) CERTIFICATE

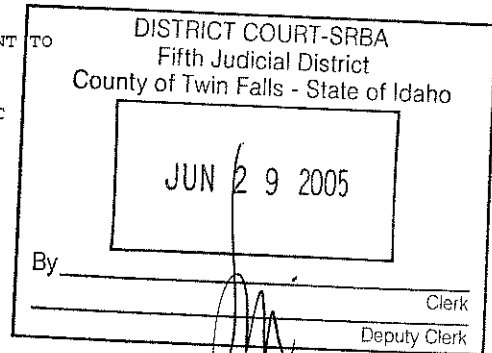
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In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 45-00435C



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

SOURCE: BIG COTTONWOOD CREEK TRIBUTARY: DRY CREEK

QUANTITY: 0.75 CFS

PRIORITY DATE: 04/12/1892

POINT OF DIVERSION: T13S R21E S08 SENESE Within Cassia County

PURPOSE AND	PURPOSE OF USE	PERIOD OF USE	QUANTITY
PERIOD OF USE:	Irrigation	03-15 TO 11-15	0.75 CFS

PLACE OF USE:	Irrigation	Within Cassia County
	T13S R22E S06 NESW 40.0 LOT 6 (NWSW) 46.0	
	LOT 7 (SWSW) 46.0 SESW 40.0	
	172.0 Acres Total	

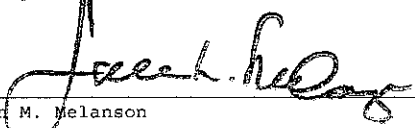
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COMBINED RIGHT NOS.: 45-425E, 45-430A, 45-435C, 45-443C.

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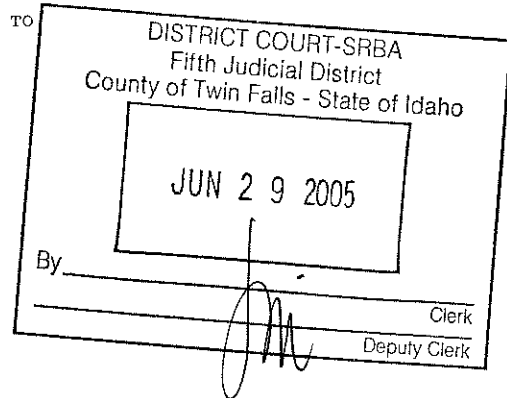
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In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 45-00443C



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

SOURCE: BIG COTTONWOOD CREEK TRIBUTARY: DRY CREEK

QUANTITY: 0.117 CFS

PRIORITY DATE: 08/31/1882

POINT OF DIVERSION: T13S R21E S08 SENESE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.117 CFS

PLACE OF USE:	Irrigation	Within Cassia County
	T13S R22E S06 NESW 40.0 LOT 6 (NWSW)46.0	
	LOT 7 (SWSW)46.0 SESE 40.0	
	172.0 Acres Total	

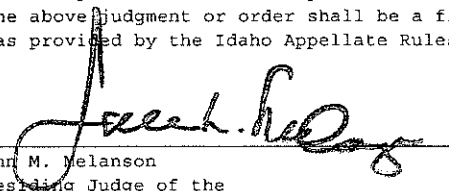
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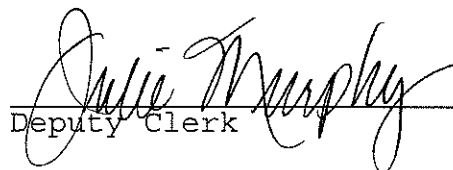

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE was mailed on June 29, 2005, with sufficient first-class postage to the following:

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

FED AGRIBUSINESS LLC
1650 S 568 W
OAKLEY, ID 83346

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".