

11/02/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 21-108

NAME AND ADDRESS: NATURAL GUARDIAN LTD PARTNERSHIP
2880 N 55 W
IDAHO FALLS ID 83402

SOURCE: SHERIDAN CREEK

TRIBUTARY: HENRYS FORK

QUANTITY: 25.560 CFS

The rights listed below are limited to a total combined diversion rate of 91.86 cfs. Combined Right Nos.: 21-30, 21-108, 21-116, 21-2017, 21-2054A, 21-2158, 21-12843

PRIORITY DATE: 08/12/1889

POINT OF DIVERSION:

T13N R40E S13 NESENE Within CLARK County
T13N R40E S13 SESENE Within CLARK County
T13N R40E S13 NESE Within CLARK County
T13N R41E S7 SWSW Within CLARK County
T13N R41E S18 NWNW Within CLARK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/15	25.560 CFS

PLACE OF USE: IRRIGATION Within CLARK County

T13N R40E S12	SWNE	15.0	T13N R40E S12	SENE	14.0
T13N R40E S12	NESW	21.0	T13N R40E S12	SESW	11.0
T13N R40E S12	NESE	39.0	T13N R40E S12	NWSE	40.0
T13N R40E S12	SWSE	36.0	T13N R40E S12	SESE	39.0
T13N R40E S13	NENE	34.0	T13N R40E S13	NWNE	5.3
T13N R40E S13	SENE	12.0	T13N R40E S13	NESE	35.0
T13N R40E S24 Lot 1	NENE	22.0	T13N R40E S24	SENE	9.4
T13N R40E S24	NESE	31.0	T13N R40E S24	NWSE	3.4
T13N R40E S24	SWSE	0.5	T13N R40E S24	SESE	35.0
T13N R41E S07 Lot 2	SWNW	7.5	T13N R41E S07	SENW	8.2
T13N R41E S07	NESW	40.0	T13N R41E S07 Lot 3	NWSW	38.0
T13N R41E S07 Lot 4	SWSW	39.0	T13N R41E S07	SESW	40.0
T13N R41E S07	SWSE	0.1	T13N R41E S08	SWSE	14.0
T13N R41E S08	SESE	0.3	T13N R41E S09	NESW	39.0
T13N R41E S09	NWSW	40.0	T13N R41E S09	SWSW	40.0
T13N R41E S09	SESW	39.0	T13N R41E S15	SWNW	0.3
T13N R41E S15	NWSW	0.5	T13N R41E S15	SWSW	0.7
T13N R41E S16	NENE	40.0	T13N R41E S16	NWNE	40.0
T13N R41E S16	SWNE	40.0	T13N R41E S16	SENE	40.0
T13N R41E S16	NENW	40.0	T13N R41E S16	NWNW	40.0
T13N R41E S16	SWNW	40.0	T13N R41E S16	SENW	40.0
T13N R41E S16	NESW	40.0	T13N R41E S16	NWSW	40.0

T13N R41E S16	SWSW	40.0	T13N R41E S16	SESW	40.0
T13N R41E S16	NESE	40.0	T13N R41E S16	NWSE	40.0
T13N R41E S16	SWSE	40.0	T13N R41E S16	SESE	40.0
T13N R41E S17	NENE	28.0	T13N R41E S17	NWNE	40.0
T13N R41E S17	SWNE	40.0	T13N R41E S17	SENE	40.0
T13N R41E S17	NENW	40.0	T13N R41E S17	NWNW	40.0
T13N R41E S17	SWNW	40.0	T13N R41E S17	SENW	40.0
T13N R41E S17	NESW	40.0	T13N R41E S17	NWSW	41.0
T13N R41E S17	SWSW	41.0	T13N R41E S17	SESW	41.0
T13N R41E S17	NESE	40.0	T13N R41E S17	NWSE	40.0
T13N R41E S17	SWSE	40.0	T13N R41E S17	SESE	40.0
T13N R41E S18	NENE	40.0	T13N R41E S18	NWNE	41.0
T13N R41E S18	SWNE	41.0	T13N R41E S18	SENE	41.0
T13N R41E S18	NENW	41.0	T13N R41E S18 Lot 1	NWNW	39.0
T13N R41E S18 Lot 2	SWNW	40.0	T13N R41E S18	SENW	41.0
T13N R41E S18	NESW	41.0	T13N R41E S18 Lot 3	NWSW	40.0
T13N R41E S18 Lot 4	SWSW	40.0	T13N R41E S18	SESW	41.0
T13N R41E S18	NESE	41.0	T13N R41E S18	NWSE	41.0
T13N R41E S18	SWSE	41.0	T13N R41E S18	SESE	41.0
T13N R41E S19	NENE	40.0	T13N R41E S19	NWNE	40.0
T13N R41E S19	SWNE	40.0	T13N R41E S19	SENE	40.0
T13N R41E S19	NENW	40.0	T13N R41E S19 Lot 1	NWNW	40.0
T13N R41E S19 Lot 2	SWNW	40.0	T13N R41E S19	SENW	40.0
T13N R41E S19	NESW	40.0	T13N R41E S19 Lot 3	NWSW	40.0
T13N R41E S19 Lot 4	SWSW	40.0	T13N R41E S19	SESW	40.0
T13N R41E S19	NESE	40.0	T13N R41E S19	NWSE	40.0
T13N R41E S19	SWSE	40.0	T13N R41E S19	SESE	40.0
T13N R41E S20	NENE	40.0	T13N R41E S20	NWNE	40.0
T13N R41E S20	SWNE	40.0	T13N R41E S20	SENE	40.0
T13N R41E S20	NENW	40.0	T13N R41E S20	NWNW	40.0
T13N R41E S20	SWNW	40.0	T13N R41E S20	SENW	40.0
T13N R41E S20	NESW	40.0	T13N R41E S20	NWSW	40.0
T13N R41E S20	SWSW	40.0	T13N R41E S20	SESW	40.0
T13N R41E S20	NESE	40.0	T13N R41E S20	NWSE	40.0
T13N R41E S20	SWSE	40.0	T13N R41E S20	SESE	40.0
T13N R41E S21	NENE	40.0	T13N R41E S21	NWNE	40.0
T13N R41E S21	SWNE	40.0	T13N R41E S21	SENE	40.0
T13N R41E S21	NENW	40.0	T13N R41E S21	NWNW	40.0
T13N R41E S21	SWNW	40.0	T13N R41E S21	SENW	40.0
T13N R41E S21	NESW	40.0	T13N R41E S21	NWSW	40.0
T13N R41E S21	SWSW	40.0	T13N R41E S21	SESW	40.0
T13N R41E S21	NESE	40.0	T13N R41E S21	NWSE	40.0
T13N R41E S21	SWSE	40.0	T13N R41E S21	SESE	40.0
T13N R41E S22	NWNW	0.7	T13N R41E S22	SWNW	0.5
T13N R41E S22	NWSW	0.3	T13N R41E S28	NWNE	0.1
T13N R41E S28	NENW	0.2	T13N R41E S28	NWNW	0.3
T13N R41E S29	NENE	0.3	T13N R41E S29	NWNE	0.2
T13N R41E S29	NENW	0.1			

4592.9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 4592.9 acres in a single irrigation season. Combined Right Nos.: 21-30, 21-108, 21-116, 21-2017, 21-2054A, 21-2158, 21-12843

This right is limited to the irrigation of 1470 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 21-108
Date Received: 6/23/1988
Receipt No: E000490
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

NATURAL GUARDIAN LTD PARTNERSHIP Phone: (208)528-6635
2880 N 55 W
IDAHO FALLS ID USA 83402

2. Date of Priority: 08/12/1889

3. Source: SHERIDAN CREEK , SHERIDAN CREEK , SHERIDAN CREEK , SHERIDAN CREEK ,
SHERIDAN CREEK Trib. to: HENRYS FORK , HENRYS FORK , HENRYS FORK , HENRYS FORK ,
HENRYS FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
13N	40E	13	SE	SE	NE	CLARK	
13N	40E	13		NE	SE	CLARK	
13N	41E	18		NW	NW	CLARK	
13N	41E	7		SW	SW	CLARK	
13N	40E	13	NE	SE	NE	CLARK	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	25.56	

7. Total Quantity Appropriated is:
25.56 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
13N	40E	12	SW	NE		IRRIGATION	15
			SE	NE		IRRIGATION	15
			NE	SW		IRRIGATION	35
			SE	SW		IRRIGATION	20
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	245
13N	40E	13	NE	NE		IRRIGATION	35
			NW	NE		IRRIGATION	5
			SE	NE		IRRIGATION	10
			NE	SE		IRRIGATION	40
						Section Acres	90
13N	41E	7	SW	NW		IRRIGATION	10
			SE	NW		IRRIGATION	5
			NE	SW		IRRIGATION	40
			NW	SW	3	IRRIGATION	40
			SW	SW	4	IRRIGATION	40
			SE	SW		IRRIGATION	40
						Section Acres	175
13N	41E	17	NE	NW		IRRIGATION	40
			NW	NW		IRRIGATION	40
			SW	NW		IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
						Section Acres	320
13N	41E	18	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW		IRRIGATION	40
			NW	NW	1	IRRIGATION	40
			SW	NW	2	IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
			NW	SW	3	IRRIGATION	40
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
						Section Acres	640
						Total Acres	1470

11. Place of use in counties: CLARK

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed