

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 21-59

Date Received \_\_\_\_\_

Receipt Number \_\_\_\_\_

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

1. Name of Claimant(s) Natural Guardian Ltd. Partnership Phone (208) 528-6635

Mailing Address 2880 N. 55 W, Idaho Falls, ID Zip 83402

2. Date of Priority (Only (1) per claim) March 19, 1902

3. Source of water supply (a) Sheridan Creek

which is tributary to (b) Henry's Fork of the Snake River (Island Park Reservoir)

4.a. Location of existing points of diversion is:

Township 13N., Range 41E., Section 7, NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, "Quakie Knoll Canal"

Township 13N., Range 41E., Section 7, NE $\frac{1}{4}$ , SW $\frac{1}{4}$ , NW $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, "Sheridan Reservoir Feeder"

Township 13N., Range 40E., Section 13, SW $\frac{1}{4}$ , NE $\frac{1}{4}$ , NE $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, "Sheridan Reservoir Outlet"

Township 13N., Range 41E., Section 7, SW $\frac{1}{4}$ , SW $\frac{1}{4}$ , SW $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, "Sheridan #1"

Township 13N., Range 41E., Section 18, SW $\frac{1}{4}$ , NW $\frac{1}{4}$ , NW $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, "Sheridan #2"

Township 13N., Range 40E., Section 13, NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , NE $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, "Sheridan #3"

Township 13N., Range 40E., Section 13, SW $\frac{1}{4}$ , NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, "Sheridan #4 East"

Township 13N., Range 40E., Section 13, SW $\frac{1}{4}$ , NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, "Sheridan #4 West"

Township 13N., Range 40E., Section 24, SE $\frac{1}{4}$ , SE $\frac{1}{4}$ , NE $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, "Sheridan #5"

Township 13N., Range 40E., Section 13, SW $\frac{1}{4}$ , NE $\frac{1}{4}$ , NE $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, "Sheridan West" (ditch off of Sheridan Reservoir Outlet channel)

County of Clark

Additional points of diversion if any: \_\_\_\_\_

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Headgates into ditches for flood irrigation.

6. Water is claimed for the following purposes: \_\_\_\_\_ (Both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 04/15 to 10/15 amount 3.2 cfs or \_\_\_\_\_

7. Total quantity claimed (a) 3.2 (cfs) and/or (b) \_\_\_\_ (acre feet)
8. Non-Irrigation uses; describe fully (eg. Domestic: give number of households served; stockwater: type and number of livestock, etc.) None
9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
  - If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

**SEE ATTACHED SPREADSHEET FOR PLACE OF USE**  
**WATER RIGHT NO. 21-59 IS FOR THE IRRIGATION OF 160 ACRES WITHIN THE PLACE OF USE**

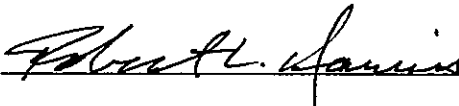
10. In which county(ies) are lands listed above as place of use located? Clark
11. Do you own the property listed above as place of use? Yes ☒ No \_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.
12. Describe any other water rights used at the same place and for the same purposes as described above.  
21-108, 21-116, 21-2017, 21-2054A, and 21-2158.  
\_\_\_\_ or None ( )

13. Remarks:

All water rights listed above are used on the Sheridan Ranch and are diverted through the listed points of diversion. Water from Willow Creek, Schneider Creek, Myers Creek, and Taylor Creek is also used on the property. There has been an accomplished transfer of this water right from its original decree as to the points of diversion and place of use.

14. Basis of Claim (Check one) Beneficial Use \_\_\_\_ Posted Notice \_\_\_\_ Permit \_\_\_\_ Decree ☒ License \_\_\_\_  
If applicable provide IDWR Water Right Number 21-59  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date Dec. 16, 1910  
Plaintiff vs Defendant Rexburg Irrigation Co. v. Teton Irrigation Canal Co.

15. For Organizations: I do solemnly swear or affirm that I am the attorney of Natural Guardian Ltd. Partnership, that I have signed the foregoing document in the space below as attorney of Natural Guardian Ltd. Partnership and that the statements contained in the foregoing document are true and correct.

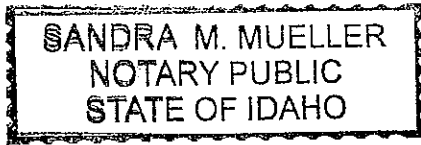
Signature of Authorized Agent 

Title and Organization: Attorney, Natural Guardian Ltd. Partnership Date: March 27, 2009

Last Name Natural Guardian Ltd. Partnership Ident. Number \_\_\_\_\_

State of Idaho )  
 ) SS.  
County of Bonneville )

Subscribed and sworn (or affirmed) before me this 27<sup>th</sup> day of March, 2009.



Sandra M. Mueller  
Notary Public for Idaho  
Residing at: Idaho Falls, Idaho  
My Commission Expires: ~~July 7, 2009~~  
June 7, 2010

17. Notice of Appearance:

Notice is hereby given that I, Robert L. Harris, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature Robert L. Harris  
Address: PO Box 50130, Idaho Falls, ID 83405-0130  
Date: March 27<sup>th</sup>, 2009

NATURAL GUARDIAN WATER RIGHTS PLACE OF USE DESCRIPTION: SHERIDAN CREEK WATER RIGHTS

| TWP | RGE | SEC | NE 1/4 |     |     |    | NW 1/4 |    |     |     | SW 1/4 |    |    |     | SE 1/4 |     |     |     | TOTALS |
|-----|-----|-----|--------|-----|-----|----|--------|----|-----|-----|--------|----|----|-----|--------|-----|-----|-----|--------|
|     |     |     | NE     | NW  | SW  | SE | NE     | NW | SW  | SE  | NE     | NW | SW | SE  | NE     | NW  | SW  | SE  |        |
| 13N | 40E | 12  |        |     |     |    |        |    |     |     | 19     |    |    | 5.7 | 40     | 40  | 33  | 40  | 177.7  |
|     |     | 13  | 36     | 5.1 | 0.2 | 36 |        |    |     |     |        |    |    |     | 40     | 4.4 | 4.7 | 40  | 166.4  |
|     |     | 24  | 40     | 12  | 13  | 40 |        |    |     |     |        |    |    |     | 40     | 8.4 | 0.8 | 38  | 192.2  |
| 13N | 41E | 7   |        |     |     |    |        |    | 9.6 | 5.6 | 40     | 40 | 40 | 40  |        |     |     |     | 175.2  |
|     |     | 8   |        |     |     |    |        |    |     |     |        |    | 25 | 23  |        |     | 15  | 0.4 | 63.4   |
|     |     | 16  |        |     |     |    |        | 11 | 40  | 9.5 | 34     | 40 | 40 | 40  |        | 9.6 | 7.8 |     | 231.9  |
|     |     | 17  | 29     | 40  | 40  | 40 | 40     | 40 | 40  | 40  | 40     | 40 | 40 | 40  | 40     | 40  | 40  | 40  | 629    |
|     |     | 18  | 40     | 40  | 40  | 40 | 40     | 40 | 40  | 40  | 40     | 40 | 40 | 40  | 40     | 40  | 40  | 40  | 640    |
|     |     | 19  | 40     | 40  | 40  | 40 | 40     | 40 | 40  | 40  | 40     | 40 | 40 | 40  | 40     | 40  | 40  | 40  | 640    |
|     |     | 20  | 40     | 40  | 40  | 40 | 40     | 40 | 40  | 40  | 40     | 40 | 40 | 40  | 40     | 40  | 40  | 40  | 640    |
|     |     | 21  |        | 5   | 0.4 |    | 40     | 40 | 40  | 39  | 35     | 40 | 40 | 33  |        |     |     |     | 312.4  |
|     |     |     |        |     |     |    |        |    |     |     |        |    |    |     |        |     |     |     |        |
|     |     |     |        |     |     |    |        |    |     |     |        |    |    |     | TOTAL  |     |     |     | 3868.2 |