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DEPARTMENT OF
WATER RESOURCES

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	)	Subcase No. 27-12006
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described as per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT/OBJECTOR:

Natural Guardian, LLC

OBJECTOR:

Bureau of Land Management

Robert L. Harris 5/14/2012
Robert L. Harris Date
Attorney for Claimant/Objector

David L. Negri 5/16/12
David L. Negri Date
Attorney for Objector

IDWR Concurrence:



Michael Holliday
Water Rights Supervisor

5/16/2012

Date



Andrea L. Courtney
Deputy Attorney General
Attorney for IDWR

5/16/12

Date

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-12006

NAME AND ADDRESS:

NATURAL GUARDIAN LLC
2880 N 55 W
IDAHO FALLS ID 83402

SOURCE:

Source:
WOLVERINE CREEK

Tributary:

BLACKFOOT RIVER

QUANTITY:

2.560 CFS

PRIORITY DATE:

07/01/1873
~~04/01/1873~~

Pursuant to a call in times of scarcity on Wolverine Creek, this right has a priority date of April 1, 1980.

POINT OF DIVERSION:

T02S R38E S10 SWSW
Within BINGHAM County

~~T02S R38E S10 NESWSW~~
~~Within BINGHAM County~~

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

IRRIGATION

04/01 10/31
~~04/01 11/01~~

2.560 CFS

PLACE OF USE:

IRRIGATION within BINGHAM County

T02S R38E S17 SWNE 32.0
T02S R38E S17 SENE 14.0
T02S R38E S17 Lot 1 NENW 22.0
T02S R38E S17 Lot 2 SENW 32.0
T02S R38E S17 Lot 3 NESW 33.0
T02S R38E S17 Lot 4 SESW 4.1
T02S R38E S17 NWSE 37.0
T02S R38E S17 Lot 5 SWSE 10.2

~~T02S R38E S17 NWNE 0.0~~
~~T02S R38E S17 SWNE 35.0~~
~~T02S R38E S17 SENE 13.0~~
~~T02S R38E S17 Lot 1 NENW 25.0~~
~~T02S R38E S17 Lot 2 SENW 29.0~~
~~T02S R38E S17 Lot 3 NESW 21.0~~
~~T02S R38E S17 Lot 4 SESW 1.0~~
~~T02S R38E S17 NWSE 40.0~~
~~T02S R38E S17 Lot 5 SWSE 9.4~~

184.3 ACRES TOTAL

Use of the rights listed below is limited to the irrigation of a combined total of 184.3 acres in a single irrigation season. Combined Right Nos.: 27-12006 and 27-50.

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. The accomplished change occurred in 1980.

This right is former right no. 27-16C.

MCH

*OK
DN*

CERTIFICATE OF MAILING

I certify that on 5-17, 2012, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

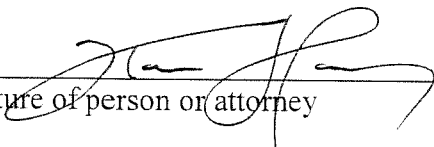
CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

NATURAL GUARDIAN, LLC
Represented by:
ROBERT L. HARRIS
LUKE H. MARCHANT
1000 RIVERWALK DR., STE. 200
P.O. BOX 50130
IDAHO FALLS, ID 83405

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATURAL RESOURCES
550 WEST FORT STREET, MSC O33
BOISE, ID 83724

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098



Signature of person or attorney