

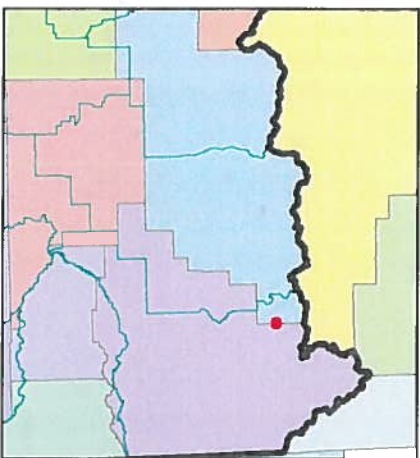


Idaho Department of Water Resources

Adjudication Recommendation
21-30C and 21-10011A
(IRRIGATION)

Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters

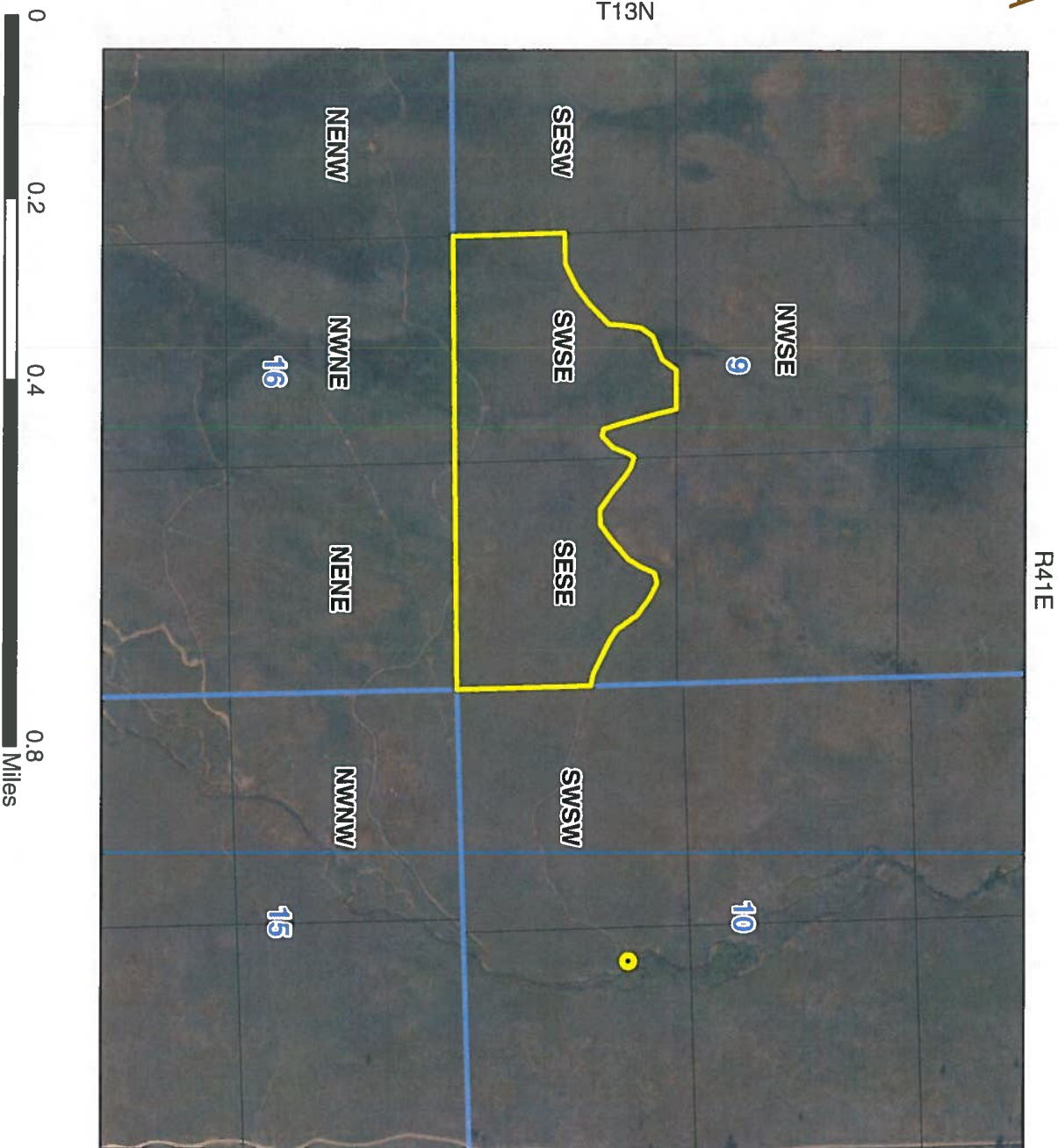


Clark County
IDWR Basin 21

Prepared by Denise Kidman
On March 30, 2010
2004 Aerial Photography



T13N



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 Rights: 21-30B
(Split into 21-30B and 21-30C)

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

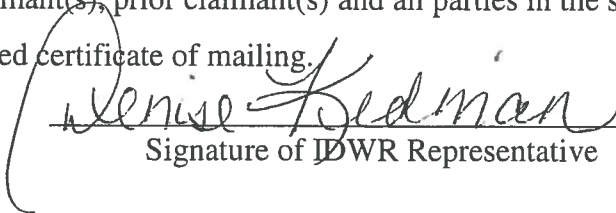
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party Natural Guardian – Natural Guardian and State of Idaho
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 10-1-10


Signature of IDWR Representative

SCANNED

DEC 20 2010

CERTIFICATE OF MAILING

I certify that on October 4, 2010, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
NATURAL GUARDIAN LTD PARTNERSHIP
2880 N 55 W
IDAHO FALLS, ID 83402

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:	
NATURAL GUARDIAN LTD	STATE OF IDAHO
2880 N 55 W	DEPARTMENT OF LANDS
IDAHO FALLS, ID 83402	PO BOX 83720
	BOISE, ID 83720-0050

4. One copy to:

Each party in the subcase, or attorney of record
ROBERT L HARRIS
1000 RIVERWALK DR, STE 200
PO BOX 50130
IDAHO FALLS, ID 83405

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

SCANNED

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

RIGHT NUMBER: 21-30B

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

SOURCE: WILLOW CREEK

TRIBUTARY: SHERIDAN CREEK

QUANTITY: 3.880 CFS ~~4.27 CFS~~

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 09/15/1898

POINT OF
DIVERSION:

T13N R41E S10 NWSESW Within FREMONT County
T13N R41E S10 SWSESW Within FREMONT County
T13N R41E S15 SWNNW Within FREMONT County
T13N R41E S16 NESENE Within CLARK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	<u>3.880 CFS</u> 4.270 CFS
STOCKWATER	05/01 10/31	0.090 CFS

PLACE OF USE: IRRIGATION in CLARK County and FREMONT County

T13N R41E S09	SWSW	15.00	T13N R41E S09	SESW	19.00
T13N R41E S10 Lot 4	SWSW	19.00	T13N R41E S10	SESW	5.00
T13N R41E S15	NENW	0.50	T13N R41E S15	NWNW	31.00
T13N R41E S15	SWNW	6.20	T13N R41E S16	NENE	40.00
T13N R41E S16	NWNE	40.00	T13N R41E S16	SWNE	40.00
T13N R41E S16	SENE	37.00	T13N R41E S16	NENW	40.00
T13N R41E S16	NWNW	29.00	T13N R41E S16	SWNW	0.40
T13N R41E S16	SENE	30.00	T13N R41E S16	NESW	28.00
T13N R41E S16	SESW	36.00	T13N R41E S16	NESE	20.00
T13N R41E S16	NWSE	40.00	T13N R41E S16	SWSE	40.00
T13N R41E S16	SESE	31.00	T13N R41E S21	NENE	39.00
T13N R41E S21	NWNE	40.00	T13N R41E S21	SWNE	40.00
T13N R41E S21	SENE	40.00	T13N R41E S21	NENW	40.00
T13N R41E S21	NWNW	1.20	T13N R41E S21	SWNW	4.60
T13N R41E S21	SENE	40.00	T13N R41E S21	NESW	40.00
T13N R41E S21	NWSW	4.30	T13N R41E S21	SWSW	1.10
T13N R41E S21	SESW	39.00	T13N R41E S21	NESE	40.00
T13N R41E S21	NWSE	40.00	T13N R41E S21	SWSE	40.00
T13N R41E S21	SESE	40.00			

STOCKWATER same as IRRIGATION

1036.3 ACRES TOTAL

SCANNED

DEC 20 2010

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

RIGHT NUMBER: 21-30C

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF LANDS
300 N 6TH ST, STE 103
PO BOX 83720
BOISE ID 83720-0050

NATURAL GUARDIAN LTD PARTNERSHIP
2880 N 55 W
IDAHO FALLS ID 83402

SOURCE: WILLOW CREEK

TRIBUTARY: SHERIDAN CREEK

QUANTITY: 0.390 CFS

PRIORITY DATE: 09/15/1898

POINT OF
DIVERSION:

T13N R41E S10 NWSESW Within FREMONT County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	05/01 10/31	0.390 CFS
PLACE OF USE:	<u>IRRIGATION in CLARK County</u>		
	T13N R41E S09 SWSE 29.00	T13N R41E S09 SESE	29.00
	58 ACRES TOTAL		

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.

The ownership of this water right is governed by a settlement agreement executed by the Idaho Department of Lands and Natural Guardian Limited Partnership dated September 24, 2010.

Access to the place of this water right is governed by a settlement agreement executed by the Idaho Department of Lands and Natural Guardian Limited Partnership dated September 24, 2010.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

SCANNED

DEC 20 2010

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 21-30C
Date Received: 1/25/2010
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

STATE OF IDAHO Phone: (208)334-0200

DEPT OF LANDS
300 N 6TH ST, STE 103
PO BOX 83720
BOISE ID USA 83720-0050

NATURAL GUARDIAN LTD PARTNERSHIP Phone: (208) 528-6635

2880 N 55 W
IDAHO FALLS ID USA 83402

2. Date of Priority: 09/15/1898

3. Source: WILLOW CREEK Trib. to: SHERIDAN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
13N	41E	10	NW SE SW	FREMONT	

5. Description of diverting works:

Headgates into ditches for flood irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	10/31	0.39	

7. Total Quantity Appropriated is:
0.39 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	41E	9	SW	SE	IRRIGATION	29
			SE	SE	IRRIGATION	29
					Section Acres	58
					Total Acres	58

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:

Claim was created to reflect an agreement between Natural Guardian and State of Idaho. Natural Guardian has been historically irrigating State land and wants to continue. Natural Guardian claimed the 58 acres on 21-30B but it was not recommended because it was state land.

21-30C was created with State of Idaho and Natural Guardian as owners based on an objection resolution agreement.

15. Basis of Claim: Decreed

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization

Date

State of Idaho)
County of _____) SS.
_____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____