

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED 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: ISLAND PARK RESERVOIR

QUANTITY: 25.560 CFS

The rights listed below are limited to a total combined diversion rate of 77.15 cfs. Combined Right Nos.: 21-59, 21-108, 21-116, 21-2017, 21-2054A and 21-2158

PRIORITY DATE: 08/12/1889

POINT OF
DIVERSION:

T13N R40E S13 NESENE Injection Within CLARK County
T13N R40E S13 NESENE Within CLARK County
T13N R40E S13 SWNESE Within CLARK County
T13N R40E S13 SWNESE Within CLARK County
T13N R40E S24 SESENE Within CLARK County
T13N R41E S6 SWSESW Within CLARK County
T13N R41E S7 NESWNW Lot 2 Within CLARK County
T13N R41E S7 SWSWSW Lot 4 Within CLARK County
T13N R41E S18 SWNNW Lot 1 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	25.560 CFS

PLACE OF USE:

IRRIGATION in CLARK County

T13N R40E S12	NESW	19.00	T13N R40E S12	SESW	5.70
T13N R40E S12	NESE	40.00	T13N R40E S12	NWSE	40.00
T13N R40E S12	SWSE	33.00	T13N R40E S12	SESE	40.00
T13N R40E S13	NENE	36.00	T13N R40E S13	NWNE	5.10
T13N R40E S13	SWNE	0.20	T13N R40E S13	SENE	36.00
T13N R40E S13	NESE	40.00	T13N R40E S13	NWSE	4.40
T13N R40E S13	SWSE	4.70	T13N R40E S13	SESE	40.00
T13N R40E S24 Lot 1	NENE	40.00	T13N R40E S24 Lot 2	NWNE	12.00
T13N R40E S24	SWNE	13.00	T13N R40E S24	SENE	40.00
T13N R40E S24	NESE	40.00	T13N R40E S24	NWSE	8.40
T13N R40E S24	SWSE	0.80	T13N R40E S24	SESE	38.20
T13N R41E S07 Lot 2	SWNW	9.60	T13N R41E S07	SENW	5.60
T13N R41E S07	NESW	33.00	T13N R41E S07 Lot 3	NWSW	40.00
T13N R41E S07 Lot 4	SWSW	40.00	T13N R41E S07	SESW	38.00
T13N R41E S08	SWSW	24.80	T13N R41E S08	SESW	22.80
T13N R41E S08	SWSE	15.10	T13N R41E S08	SESE	0.40
T13N R41E S16	NWNW	11.00	T13N R41E S16	SWNW	40.00
T13N R41E S16	SENW	9.50	T13N R41E S16	NESW	34.00
T13N R41E S16	NWSW	40.00	T13N R41E S16	SWSW	40.00
T13N R41E S16	SESW	40.00	T13N R41E S16	NWSE	9.60

T13N R41E S16	SWSE	7.80	T13N R41E S17	NENE	29.00
T13N R41E S17	NWNE	40.00	T13N R41E S17	SWNE	40.00
T13N R41E S17	SENE	40.00	T13N R41E S17	NENW	40.00
T13N R41E S17	NWNW	40.00	T13N R41E S17	SWNW	40.00
T13N R41E S17	SENW	40.00	T13N R41E S17	NESW	40.00
T13N R41E S17	NWSW	40.00	T13N R41E S17	SWSW	40.00
T13N R41E S17	SESW	40.00	T13N R41E S17	NESE	40.00
T13N R41E S17	NWSE	40.00	T13N R41E S17	SWSE	40.00
T13N R41E S17	SESE	40.00	T13N R41E S18	NENE	40.00
T13N R41E S18	NWNE	40.00	T13N R41E S18	SWNE	40.00
T13N R41E S18	SENE	40.00	T13N R41E S18	NENW	40.00
T13N R41E S18 Lot 1	NWNW	40.00	T13N R41E S18 Lot 2	SWNW	40.00
T13N R41E S18	SENW	40.00	T13N R41E S18	NESW	40.00
T13N R41E S18 Lot 3	NWSW	40.00	T13N R41E S18 Lot 4	SWSW	40.00
T13N R41E S18	SESW	40.00	T13N R41E S18	NESE	40.00
T13N R41E S18	NWSE	40.00	T13N R41E S18	SWSE	40.00
T13N R41E S18	SESE	40.00	T13N R41E S19	NENE	40.00
T13N R41E S19	NWNE	40.00	T13N R41E S19	SWNE	40.00
T13N R41E S19	SENE	40.00	T13N R41E S19	NENW	40.00
T13N R41E S19 Lot 1	NWNW	40.00	T13N R41E S19 Lot 2	SWNW	40.00
T13N R41E S19	SENW	40.00	T13N R41E S19	NESW	40.00
T13N R41E S19 Lot 3	NWSW	40.00	T13N R41E S19 Lot 4	SWSW	40.00
T13N R41E S19	SESW	40.00	T13N R41E S19	NESE	40.00
T13N R41E S19	NWSE	40.00	T13N R41E S19	SWSE	40.00
T13N R41E S19	SESE	40.00	T13N R41E S20	NENE	40.00
T13N R41E S20	NWNE	40.00	T13N R41E S20	SWNE	40.00
T13N R41E S20	SENE	40.00	T13N R41E S20	NENW	40.00
T13N R41E S20	NWNW	40.00	T13N R41E S20	SWNW	40.00
T13N R41E S20	SENW	40.00	T13N R41E S20	NESW	40.00
T13N R41E S20	NWSW	40.00	T13N R41E S20	SWSW	40.00
T13N R41E S20	SESW	40.00	T13N R41E S20	NESE	40.00
T13N R41E S20	NWSE	40.00	T13N R41E S20	SWSE	40.00
T13N R41E S20	SESE	40.00	T13N R41E S21	NWNE	5.00
T13N R41E S21	SWNE	0.40	T13N R41E S21	NENW	40.00
T13N R41E S21	NWNW	40.00	T13N R41E S21	SWNW	40.00
T13N R41E S21	SENW	38.60	T13N R41E S21	NESW	35.00
T13N R41E S21	NWSW	40.00	T13N R41E S21	SWSW	39.00
T13N R41E S21	SESW	33.00			

3857.7 ACRES TOTAL

This right is limited to the irrigation of 1257 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 3857.7 acres in a single irrigation season. Combined Right Nos.: 21-59, 21-108, 21-116, 21-2017, 21-2054A and 21-2158

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.

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

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PRIORITY DATE: 08/12/1889

POINT OF
DIVERSION:

~~T13N R40E S13 SWNESE Within CLARK County~~
~~T13N R40E S13 SWNESE Within CLARK County~~
T13N R40E S13 NESENE Within CLARK County
T13N R40E S13 SWNESE Within CLARK County
T13N R40E S13 SWNESE Within CLARK County
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T13N R41E S18 SWNWNW Lot 1 Within CLARK County

add inj

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	25.560 CFS

PLACE OF USE: IRRIGATION in CLARK County

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T13N R40E S12	SWSE	33.00	T13N R40E S12	SESE	40.00
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T13N R40E S24	SWNE	13.00	T13N R40E S24	SENE	40.00
T13N R40E S24	NESE	40.00	T13N R40E S24	NWSE	8.40
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T13N R41E S16	SENW	9.50	T13N R41E S16	NESW	34.00
T13N R41E S16	NWSW	40.00	T13N R41E S16	SWSW	40.00

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T13N R41E S17	SESE	40.00	T13N R41E S18	NENE	40.00
T13N R41E S18	NWNE	40.00	T13N R41E S18	SWNE	40.00
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T13N R41E S21	NWNW	40.00	T13N R41E S21	SWNW	40.00
T13N R41E S21	SENW	38.60	T13N R41E S21	NESW	35.00
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EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

RECEIVED

DEC 09 2009

DEPARTMENT OF
WATER RESOURCES

Robert L. Harris, Esq. (ISB # 7018)
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.
1000 Riverwalk Dr., Ste. 200
P.O. Box 50130
Idaho Falls, Idaho 83405
Telephone: (208) 523-0620
Facsimile: (208) 523-9518

COPY

COPY

hearing: 1-6-2010
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

Subcase Nos.: 21-59, 21-108,
21-116, 21-2017 AND 21-2054A.

**MOTION TO FILE LATE OBJECTION
AND AMENDED NOTICES OF CLAIM**

Natural Guardian Limited Partnership, by and through counsel of record Robert L. Harris of the law firm Holden, Kidwell, Hahn & Crapo, P.L.L.C., hereby files this Motion to File Late Objection and Amended Notices of Claim to the above numbered subcases. The motion is necessary as described below.

Despite extensive efforts to document accurately the elements of the above water rights, counsel for Natural Guardian misidentified a canal heading for what is commonly known as the "Quakie Knoll Canal" that eventually is used to irrigate the Sheridan Ranch under the above numbered water rights. The enclosed map attached at Exhibit A shows the currently claimed and recommended heading of the Quakie Knoll Canal. After notice of the Amended Water Right Recommendations were filed, counsel for Natural Guardian was contacted by the predecessors in interest to the Sheridan Ranch, the Hagenbarth family, informing them that the Quakie Knoll Canal

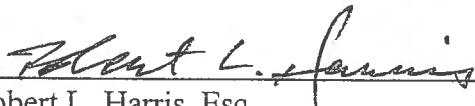
heading was actually located further north on Forest Service property. The Hagenbarths were positive that the canal heading was located north on Forest Service property, and after an opportunity to review the aerial photo, it is now clear that the canal heading is located further north than originally claimed. The map attached at Exhibit A shows the correct location of the Quakie Knoll Canal heading.

In light of the incorrect location of the Quakie Knoll Canal heading, it is now necessary to file a late objection, and request the Court to allow the filing of Amended Notices of Claim. Agents at the Eastern Region Office of the Idaho Department of Water Resources are aware of the error, and assisted Natural Guardian in preparing the enclosed Amended Notices of Claim. Additionally, counsel for Natural Guardian has contacted the Forest Service, through its water rights specialist, Steve Spencer, who sent a Forest Service representative to document the actual location of the canal heading. The Forest Service official confirmed its location on Forest Service property. Attached at Exhibit B is a copy of an email counsel for Natural Guardian received from Mr. Spencer wherein he does not object to the change in location of the canal heading description, with the qualification that Natural Guardian will obtain a special use permit consistent with Forest Service Policy.

We apologize for this error, and the further delay this may cause in the final processing of these water rights. Nevertheless, it is critical that the water rights are described accurately, and we believe with this correction, the water rights will be in a position to then be decreed.

For the reasons set forth above, Natural Guardian requests that the above motion to file late objection and motion to file amended notices of claims be granted. The original Amended Notices of Claim are attached hereto at Exhibit C, and we request they be filed with IDWR if the Court grants our motion as set forth above.

Dated this 7th day of December, 2009.



Robert L. Harris, Esq.
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

CERTIFICATE OF MAILING

I certify that on this 7th day of December, 2009, 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, ID 83303-2707

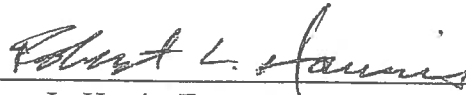
2. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Steve Spencer
Water User Specialist
USDA Forest Service
1805 Highway 16, Rm. 5
Emmett, ID 83617

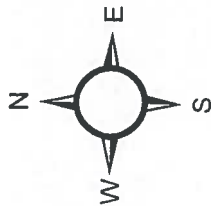


Robert L. Harris, Esq.

HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

Exhibit A

NATURAL GUARDIAN SHERIDAN WATER RIGHTS



- Legend**
- gcdb_qq_Clip3
 - Taylor_Claimed_POU
 - counties
 - Schneider_PODs
 - Schnieder_POU
 - Willow_PODs
 - Sheridan_Ranch_Boundary
 - BLM_Land
 - State_Land
 - State_WR_POU
 - Sheridan_PODs
 - Willow_POU
 - Sheridan_POU
 - Section_Lines
 - Quarter-quarters

Prepared by:
Robert L. Harris
2004 NAIP Aerial Photo

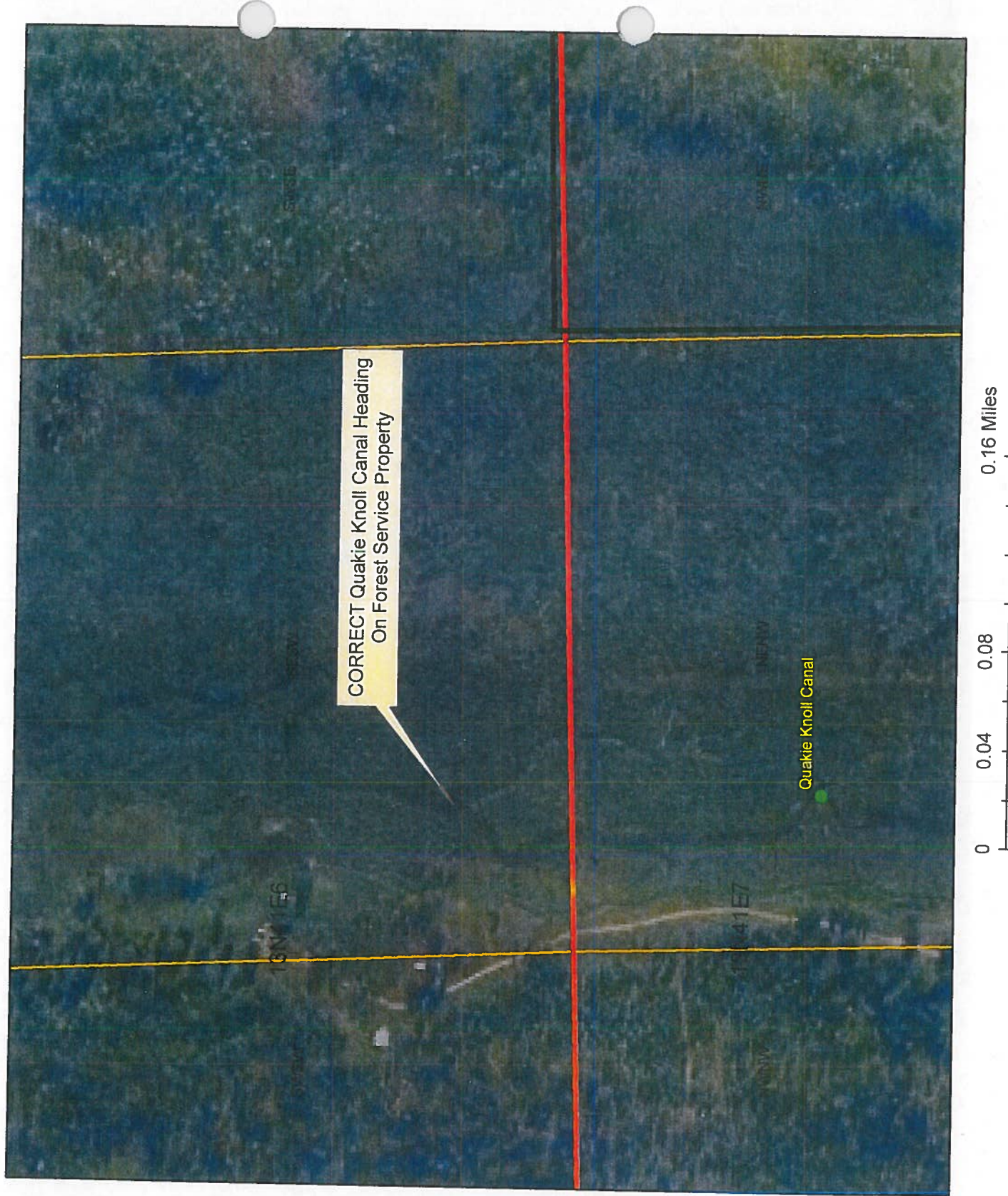


Exhibit B

Rob Harris

From: Steven M Spencer [sspencer@fs.fed.us]
Sent: Friday, November 06, 2009 9:00 AM
To: Rob Harris
Cc: David.Negri@usdoj.gov
Subject: RE: Discovery of Error on Natural Guardian Water Rights (21-59 et al).

Rob,
A Forest Service person checked it out yesterday. He verifies that it is there, on NFS land, like you discovered. He'll work with Natural Guardian on the special use permit for this and it sounds like at least two more. It would be OK to proceed with your settlement. Although the FS is not a party to the subcases I'd appreciate seeing the water right descriptions, just another set of eyes, and so that I can let my guy in Ashton know the water right numbers and details of the water right as he works on the special use permit.

If you have any questions about this, please let me know. Thank you.

Steve Spencer
Water Use Specialist (208) 365-7055
USDA Forest Service (208) 365-7037 FAX
1805 Highway 16, Room 5 e-mail: sspencer@fs.fed.us
Emmett, ID 83617

"Rob Harris" <rharris@holdenlegal.com>

To "Steven M Spencer" <sspencer@fs.fed.us>

cc

11/04/2009 03:50 PM

Subject RE: Discovery of Error on Natural Guardian Water Rights (21-59 et al).

Steve:

I actually viewed the diversion works at my site visit, and it is functioning, and was functioning in 1987. I had the ranch manager who managed the property then explain it to me. My problem is that I simply put the dot on the wrong spot. With the budget issues IDWR has, I'm not sure they would do a site visit. I'm wondering if one of your folks in that area may take a look. Let me know if that is a possibility. I've attached a photo we took when I did my field visit.

Regarding the POD, I think IDWR would move it provided that there is not an major issue with the Forest Service. The Hagenbarth family has provided a lot of information in this area, and they are reliable.

Robert L. Harris
Holden, Kidwell, Hahn & Crapo, PLLC
1000 Riverwalk Drive, Suite 200
P.O. Box 50130
Idaho Falls, ID 83405-0130
Phone: (208) 523-0620
Fax: (208) 523-9518
E-Mail: rharris@holdenlegal.com
!DSPAM:1090,4af447f380381398295019!

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:

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

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 , SHERIDAN CREEK , SHERIDAN CREEK , SHERIDAN CREEK ,
SHERIDAN CREEK Trib. to: HENRYS FORK , HENRYS FORK , HENRYS FORK , HENRYS FORK ,
HENRYS FORK , 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	41E	7	NE SW NW	CLARK	
13N	40E	13	SW NE NE	CLARK	
13N	40E	13	NE SE NE	CLARK	
13N	40E	13	SW NE SE	CLARK	
13N	41E	7	SW SW SW	CLARK	
13N	41E	18	SW NW NW	CLARK	
13N	40E	13	SW NE SE	CLARK	
13N	40E	13	SW NE NE	CLARK	
13N	40E	24	SE SE NE	CLARK	
13N	41E	6	SW SE SW	CLARK	

5. Description of diverting works:

Headgates into ditches for flood irrigation.

6. Water is used for the following purposes:

Purpose
IRRIGATION

From To C.F.S.
4/15 10/15 25.56

(or) A.F.A

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	NE SE NE NW SW SE	SW SW SE SE SE SE	IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION	19 5.7 40 40 33 40
13N	40E	13	NE NW SW SE NE NW SW SE	NE NE NE SE SE SE SE SE	Section Acres IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION	177.7 36 5.1 0.2 36 40 4.4 4.7 40
13N	40E	24	NE NW SW SE NE NW SW SE	NE NE NE SE SE SE SE SE	Section Acres IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION	166.4 40 12 13 40 40 8.4 0.8 38
13N	41E	7	SW NE NW SW SE SE	NW SW SW SW SW NW	Section Acres IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION IRRIGATION	192.2 9.6 40 40 40 40 5.6
13N	41E	8	SW SE SW SE	SW SW SE SE	Section Acres IRRIGATION IRRIGATION IRRIGATION IRRIGATION	175.2 25 23 15 0.4
					Section Acres	63.4

13N	41E	16	NW	NW		IRRIGATION	11
			SW	NW		IRRIGATION	40
			SE	NW		IRRIGATION	9.5
			NE	SW		IRRIGATION	34
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
			NW	SE		IRRIGATION	9.6
			SW	SE		IRRIGATION	7.8
						Section Acres	231.9
13N	41E	17	NE	NE		IRRIGATION	29
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW		IRRIGATION	40
			NW	NW		IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
			SW	NW		IRRIGATION	40
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
						Section Acres	629
13N	41E	18	NW	NW	1	IRRIGATION	40
			SW	NW	2	IRRIGATION	40
			NW	SW	3	IRRIGATION	40
			SW	SW	4	IRRIGATION	40
			NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW		IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	640
13N	41E	19	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
			SW	SW	4	IRRIGATION	40
			SE	SW		IRRIGATION	40
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40

			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
			NE	NE	IRRIGATION	40
					Section Acres	640
13N	41E	20	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			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
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	640
13N	41E	21	NW	NE	IRRIGATION	5
			SW	NE	IRRIGATION	0.4
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	39
			NE	SW	IRRIGATION	35
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	33
					Section Acres	312.4
					Total Acres	3868.2

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

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 the Attorney of
Title
Natural Guardian Ltd. Pship. that I have signed the foregoing
Organization
document in the space below as Attorney of
Title
Natural Guardian Ltd. Pship. and that the statements contained in the
Organization
foregoing document are true and correct. Robert L. Harris
Signature of Authorized Agent

Attorney Natural Guardian Ltd. Pship.
Title and Organization

Dec. 7, 2009
Date

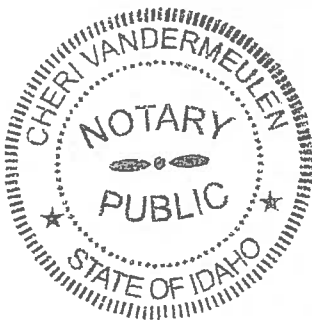
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 7th day
of December 2009 Cheri Vandermeulen

Notary Public

Residing at aldaho Falls, ID

My commission Expires July 7, 2015



IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED 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: ISLAND PARK RESERVOIR

QUANTITY: 25.560 CFS

The rights listed below are limited to a total combined diversion rate of 77.15 cfs. Combined Right Nos.: 21-59, 21-108, 21-116, 21-2017, 21-2054A and 21-2158

PRIORITY DATE: 08/12/1889

POINT OF
DIVERSION:

T13N R40E S13 SWNE Within CLARK County
T13N R40E S13 SWNE Within CLARK County
T13N R40E S13 NESE Within CLARK County
T13N R40E S13 SWNE Within CLARK County
T13N R40E S13 SWNE Within CLARK County
T13N R40E S24 SESE Within CLARK County
T13N R41E S7 NWNENW Within CLARK County
T13N R41E S7 NESWNW Lot 2 Within CLARK County
T13N R41E S7 SWSWSW Lot 4 Within CLARK County
T13N R41E S18 SWNWNW Lot 1 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	25.560 CFS

PLACE OF USE: IRRIGATION in CLARK County

T13N R40E S12	NESW	19.00	T13N R40E S12	SESW	5.70
T13N R40E S12	NESE	40.00	T13N R40E S12	NWSE	40.00
T13N R40E S12	SWSE	33.00	T13N R40E S12	SESE	40.00
T13N R40E S13	NENE	36.00	T13N R40E S13	NWNE	5.10
T13N R40E S13	SWNE	0.20	T13N R40E S13	SENE	36.00
T13N R40E S13	NESE	40.00	T13N R40E S13	NWSE	4.40
T13N R40E S13	SWSE	4.70	T13N R40E S13	SESE	40.00
T13N R40E S24 Lot 1	NENE	40.00	T13N R40E S24 Lot 2	NWNE	12.00
T13N R40E S24	SWNE	13.00	T13N R40E S24	SENE	40.00
T13N R40E S24	NESE	40.00	T13N R40E S24	NWSE	8.40
T13N R40E S24	SWSE	0.80	T13N R40E S24	SESE	38.20
T13N R41E S07 Lot 2	SWNW	9.60	T13N R41E S07	SENW	5.60
T13N R41E S07	NESW	33.00	T13N R41E S07 Lot 3	NWSW	40.00
T13N R41E S07 Lot 4	SWSW	40.00	T13N R41E S07	SESW	38.00
T13N R41E S08	SWSW	24.80	T13N R41E S08	SESW	22.80
T13N R41E S08	SWSE	15.10	T13N R41E S08	SESE	0.40
T13N R41E S16	NWNW	11.00	T13N R41E S16	SWNW	40.00
T13N R41E S16	SENW	9.50	T13N R41E S16	NESW	34.00
T13N R41E S16	NWSW	40.00	T13N R41E S16	SWSW	40.00

T13N R41E S16	SESW	40.00	T13N R41E S16	NWSE	9.60
T13N R41E S16	SWSE	7.80	T13N R41E S17	NENE	29.00
T13N R41E S17	NWNE	40.00	T13N R41E S17	SWNE	40.00
T13N R41E S17	SENE	40.00	T13N R41E S17	NENW	40.00
T13N R41E S17	NWNW	40.00	T13N R41E S17	SWNW	40.00
T13N R41E S17	SENW	40.00	T13N R41E S17	NESW	40.00
T13N R41E S17	NWSW	40.00	T13N R41E S17	SWSW	40.00
T13N R41E S17	SESW	40.00	T13N R41E S17	NESE	40.00
T13N R41E S17	NWSE	40.00	T13N R41E S17	SWSE	40.00
T13N R41E S17	SESE	40.00	T13N R41E S18	NENE	40.00
T13N R41E S18	NWNE	40.00	T13N R41E S18	SWNE	40.00
T13N R41E S18	SENE	40.00	T13N R41E S18	NENW	40.00
T13N R41E S18 Lot 1	NWNW	40.00	T13N R41E S18 Lot 2	SWNW	40.00
T13N R41E S18	SENW	40.00	T13N R41E S18	NESW	40.00
T13N R41E S18 Lot 3	NWSW	40.00	T13N R41E S18 Lot 4	SWSW	40.00
T13N R41E S18	SESW	40.00	T13N R41E S18	NESE	40.00
T13N R41E S18	NWSE	40.00	T13N R41E S18	SWSE	40.00
T13N R41E S18	SESE	40.00	T13N R41E S19	NENE	40.00
T13N R41E S19	NWNE	40.00	T13N R41E S19	SWNE	40.00
T13N R41E S19	SENE	40.00	T13N R41E S19	NENW	40.00
T13N R41E S19 Lot 1	NWNW	40.00	T13N R41E S19 Lot 2	SWNW	40.00
T13N R41E S19	SENW	40.00	T13N R41E S19	NESW	40.00
T13N R41E S19 Lot 3	NWSW	40.00	T13N R41E S19 Lot 4	SWSW	40.00
T13N R41E S19	SESW	40.00	T13N R41E S19	NESE	40.00
T13N R41E S19	NWSE	40.00	T13N R41E S19	SWSE	40.00
T13N R41E S19	SESE	40.00	T13N R41E S20	NENE	40.00
T13N R41E S20	NWNE	40.00	T13N R41E S20	SWNE	40.00
T13N R41E S20	SENE	40.00	T13N R41E S20	NENW	40.00
T13N R41E S20	NWNW	40.00	T13N R41E S20	SWNW	40.00
T13N R41E S20	SENW	40.00	T13N R41E S20	NESW	40.00
T13N R41E S20	NWSW	40.00	T13N R41E S20	SWSW	40.00
T13N R41E S20	SESW	40.00	T13N R41E S20	NESE	40.00
T13N R41E S20	NWSE	40.00	T13N R41E S20	SWSE	40.00
T13N R41E S20	SESE	40.00	T13N R41E S21	NWNE	5.00
T13N R41E S21	SWNE	0.40	T13N R41E S21	NENW	40.00
T13N R41E S21	NWNW	40.00	T13N R41E S21	SWNW	40.00
T13N R41E S21	SENW	38.60	T13N R41E S21	NESW	35.00
T13N R41E S21	NWSW	40.00	T13N R41E S21	SWSW	39.00
T13N R41E S21	SESW	33.00			

3857.7 ACRES TOTAL

This right is limited to the irrigation of 1257 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 3857.7 acres in a single irrigation season. Combined Right Nos.: 21-59, 21-108, 21-116, 21-2017, 21-2054A and 21-2158

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.



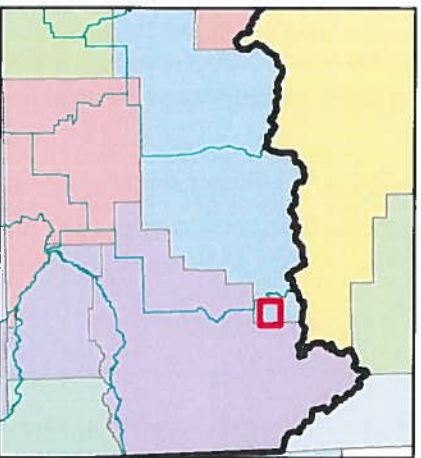
Idaho Department of Water Resources

Adjudication Recommendation

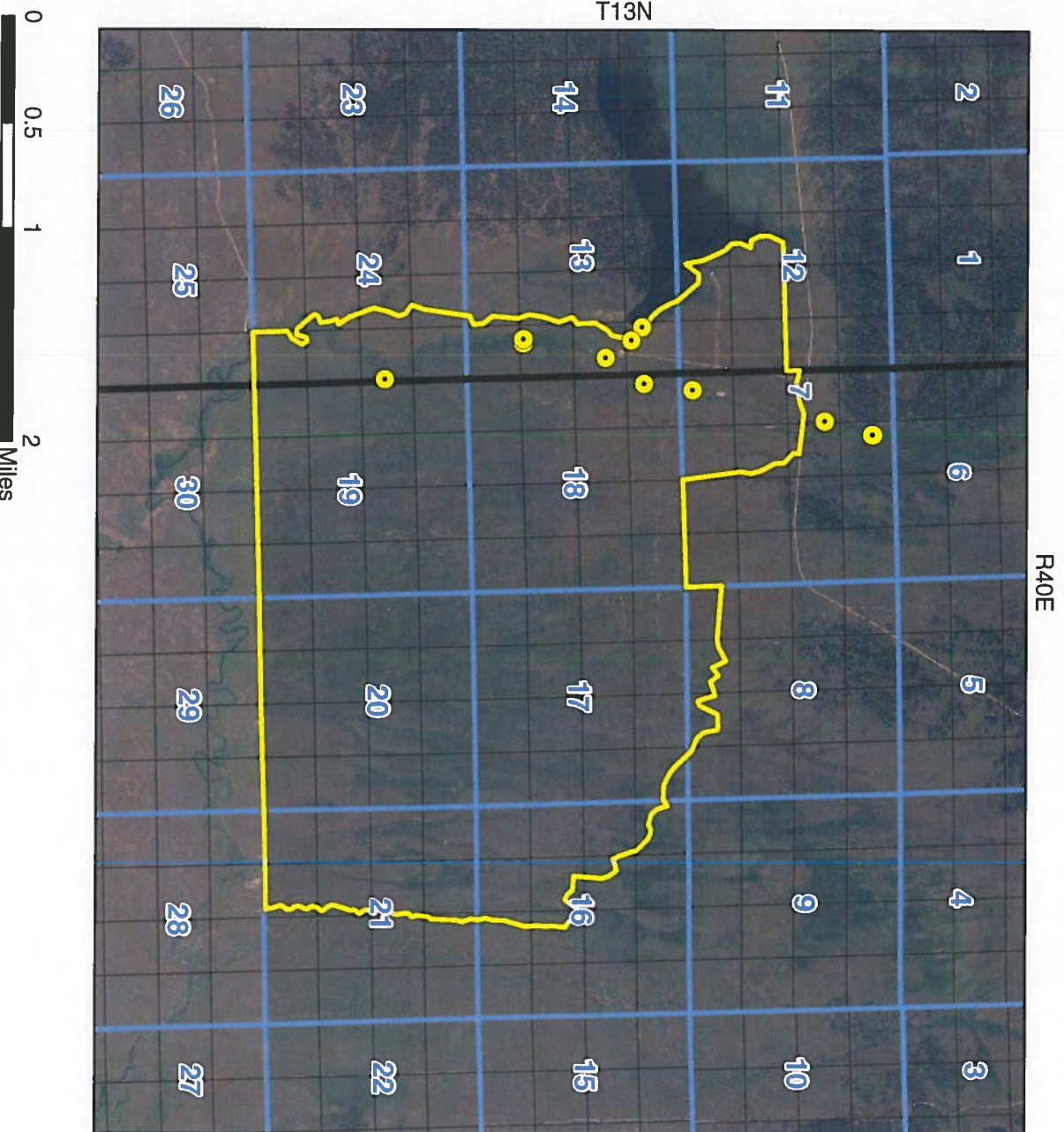
21-59, 21-108, 21-116,
21-2017, 21-2054A
and 21-2158
(IRRIGATION)

Legend

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



Clark County
IDWR Basin 21



Prepared by Denise Kidman
On April 29, 2009
2004 Aerial Photography

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

RECEIVED
APR 01 2009
DEPARTMENT OF
WATER RESOURCES

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 _____
Receipt Number _____

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

RECEIVED
APR 06 2009
Department of Water Resources
Eastern Region

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) August 12, 1889

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 25.56 cfs or ____

SCANNED
APR - 1 2009

7. Total quantity claimed (a) 25.56 (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. 21-108 IS FOR THE IRRIGATION OF 1242.9 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.
21-59, 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 21-108
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, 2007

Last Name Natural Guardian Ltd. Partnership Ident. Number _____

State of Idaho)
) SS.
County of Bonneville)

Subscribed and sworn (or affirmed) before me this 27th 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.

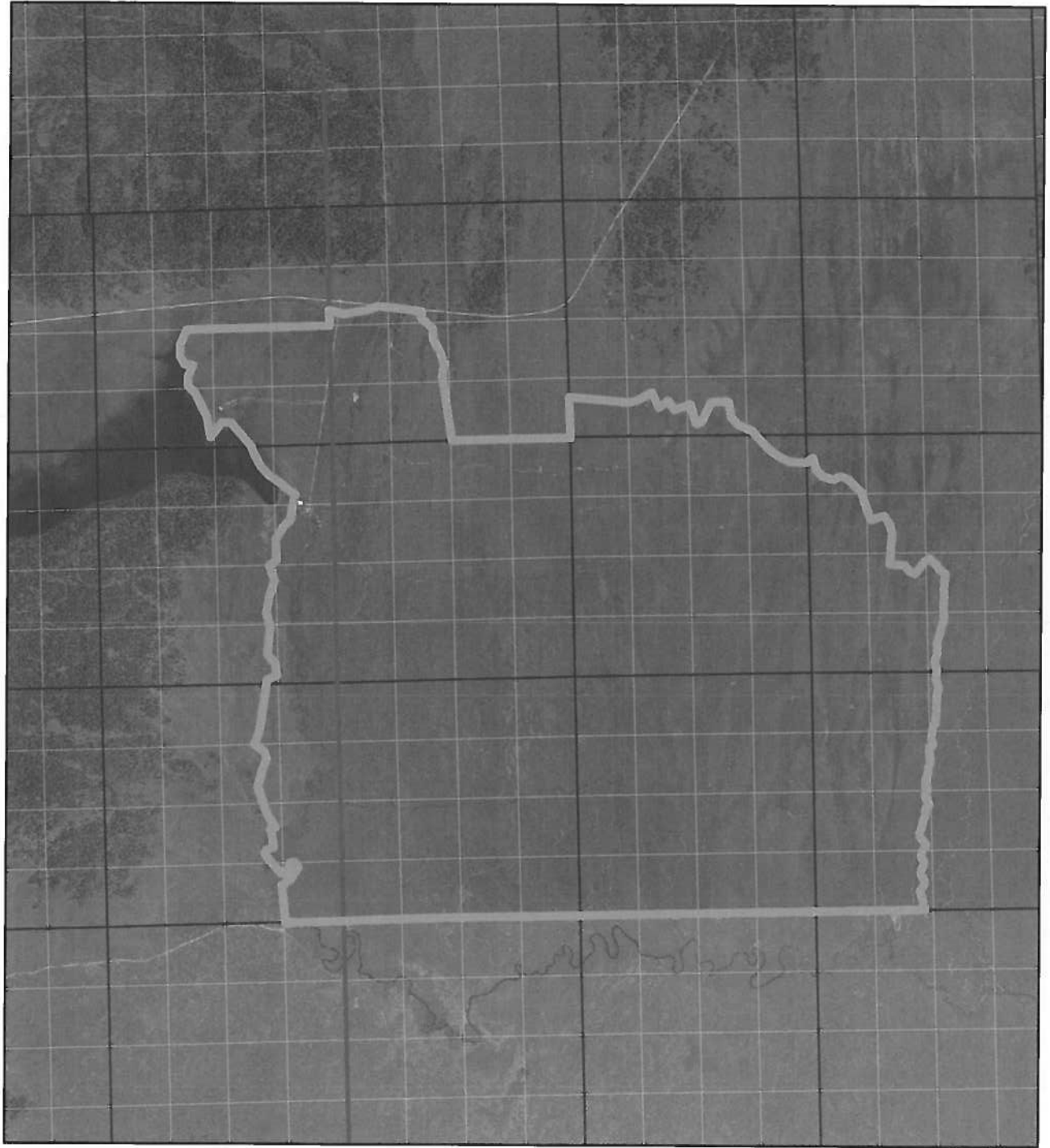
Signature Robert L. Harris
Address: PO Box 50130, Idaho Falls, ID 83405-0130
Date: March 27th, 2009

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

[illegible]

Natural Guardian Water Rights

21-59, 21-108, 21-116, 21-2017, 21-2054A, 21-2158

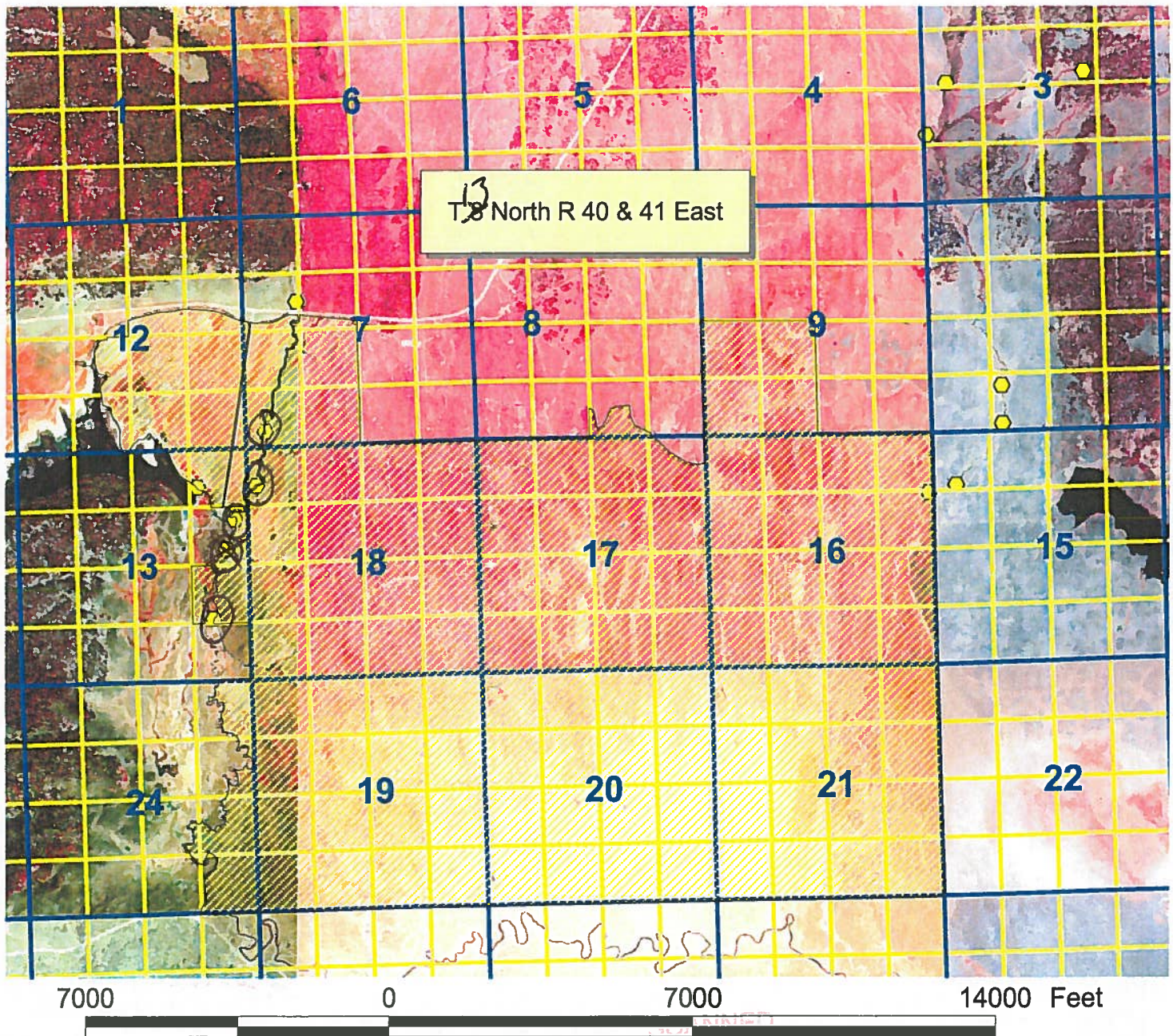




State of Idaho
Department of Water Resources
Eastern Region



Claim No.(s): 21-30, 21-108, 21-116,
21-2017, 21-2054A, 21-2158, 21-12843



- Natural_guardian.shp
- Sections
- Quarter Quarter
- Points Of Diversion

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by T. Galbraith
Date: Nov. 2005

MAR 24 2006



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

ES 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:

Delete T13N R40E S13 NESENE Within CLARK County - *Sheridan #3*
Delete T13N R40E S13 SESENE Within CLARK County - *not good*
T13N R40E S13 NESE Within CLARK County - *Sheridan #4 east/west*
Delete T13N R41E S7 SWSW Within CLARK County - *not good*
T13N R41E S18 NWNW Within CLARK County *Sheridan #2*
13N R41E S18 SWNW - *Not actual PoD*

PURPOSE AND PERIOD OF USE:

T13N R40E S24 SWSE NE → *Sheridan #5*

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

*- Decreased
Don't chg w/
chg average*

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

Remove state land

- State Land 2130A

$$\frac{25.56}{4592.9} = 0.0055$$

$$4592.9 - 29 = 4563.9$$

$$4563.9 \times 0.0055 = 25.10 \text{ cfs}$$

accomplished transfer

SCANNED
MAR 24 2005

PROFILED

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

Spencer, Charles

E $\frac{1}{2}$ of NE $\frac{1}{4}$ and E $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 9. ~~N.~~ T.
3 N., R., 45 E., B. M., containing 160
acres.

Spencer Clawson
& Company, a
corporation

SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 35, T. 6 N., R., 45 E., B.
M., Lot 3, and part of Lot 2, Sec.....
5 N., R., 45 E. B. M., containing 127 acre
Also, W $\frac{1}{2}$ of SE $\frac{1}{4}$, SW $\frac{1}{4}$ of NE $\frac{1}{4}$, and SE $\frac{1}{4}$
of NW $\frac{1}{4}$ of Sec. 26, NW $\frac{1}{4}$ of SE $\frac{1}{4}$, the
NW $\frac{1}{4}$, and N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 25, NE $\frac{1}{4}$
of SE $\frac{1}{4}$, and E $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 26,
SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 23, S $\frac{1}{2}$ of SW $\frac{1}{4}$,
and NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 23, T. 6 N., R.
44 E., B. M., containing 800 acres.
Also, S $\frac{1}{2}$ of SE $\frac{1}{4}$, and S $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec.
34, T. 6 N. R., 45 E., B. M., and Lots 1,
2, 3 and 4, S $\frac{1}{2}$ of NE $\frac{1}{4}$, S $\frac{1}{2}$ of NW $\frac{1}{4}$, N $\frac{1}{2}$ of
SE $\frac{1}{4}$, and N $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 3, T. 5 N. R.,
45 E., B. M., containing 640 acres.
Also, Lots 1, 2, 3 and 4 of Sec. 1, T. 5 N.
44 E. B. M containing 160 acres.

Spencer Harwood
& Company,
Limited, a
corporation

W $\frac{1}{2}$ of Sec. 17, E $\frac{1}{2}$ of Sec. 18, and E $\frac{1}{2}$ of
SW $\frac{1}{4}$, and Lots 3 and 4 of Sec. 7, E $\frac{1}{2}$ and
Lots 1 and 2 of the NW $\frac{1}{4}$ of Sec. 18, NE $\frac{1}{4}$
and Lot 3 of the SW $\frac{1}{4}$ of Sec. 18, all in
T. 13, N., R., 41 E., B. M.

Also, E $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 12, and E $\frac{1}{2}$ and
NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 13, and NE $\frac{1}{4}$ of SE $\frac{1}{4}$
of Sec. 13, T. 13, N., R., 40 E., B.M.,

Squibb, Joseph

SW $\frac{1}{4}$ of Sec. 1, T. 1 N. R., 37 E., B. M.,
containing 160 acres.

1040 acres

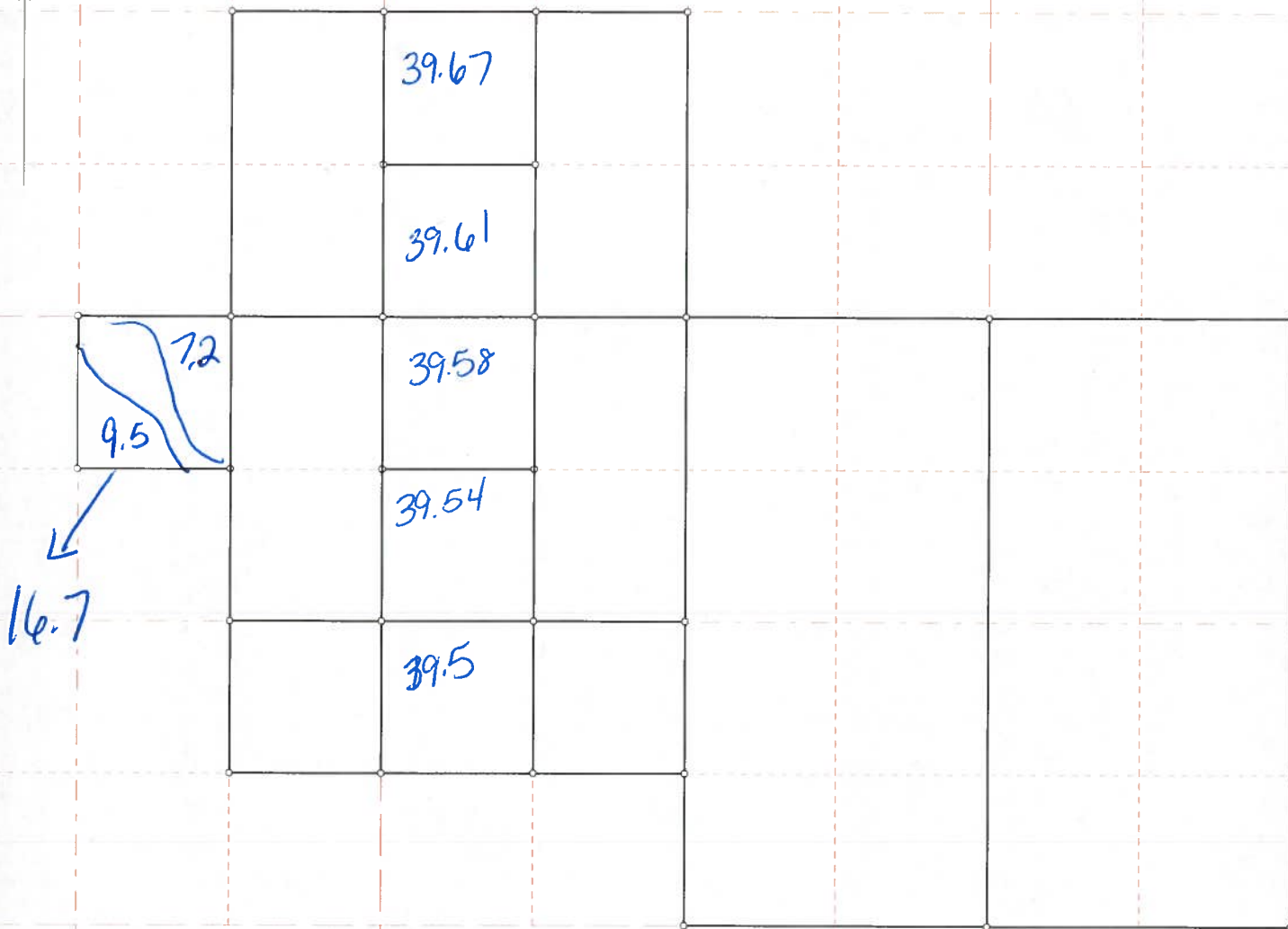
1280.

see dead plotter
Sheet.

Data and Deed Call Listing of File:

Tract 1: 320.000 Acres: 13939200 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 15840 Feet
Tract 2: 320.000 Acres: 13939200 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 15840 Feet
Tract 3: 80.000 Acres: 3484800 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 7920 Feet
Tract 4: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 5: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 6: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 7: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 8: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 9: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 10: 80.000 Acres: 3484800 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 7920 Feet
Tract 11: 80.000 Acres: 3484800 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 7920 Feet
Tract 12: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 13: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 14: 80.000 Acres: 3484800 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 7920 Feet

001=/SE,SE,SE,17,13N,41E	046=N00E 1320.00	091=/N90W 1320.00
002=/N00E 5280.00	047=N90E 1320.00	092=S00W 1320.00
003=/N90W 2640.00	048=@0 sw,nw,18,13n,41e	093=N90W 1320.00
004=S00W 5280.00	049=/SE,SE,SE,18,13N,41E	094=N00E 1320.00
005=N90W 2640.00	050=/N00E 3960.00	095=N90E 1320.00
006=N00E 5280.00	051=/N90W 3960.00	096=@0 ne,se,13,13n,40e
007=N90E 2640.00	052=S00W 1320.00	097=/SE,SE,SE,13,13N,40E
008=@0 e,18,13n,41e	053=N90W 1320.00	098=/N00E 2640.00
009=/SE,SE,SE,18,13N,41E	054=N00E 1320.00	099=/N90W 0.00
010=/N00E 5280.00	055=N90E 1320.00	100=S00W 1320.00
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012=S00W 5280.00	057=/SE,SE,SE,18,13N,41E	102=N00E 1320.00
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014=N00E 5280.00	059=/N90W 2640.00	104=@0 e,ne,13,13n,40e
015=N90E 2640.00	060=S00W 1320.00	105=/SE,SE,SE,13,13N,40E
016=@0 e,sw,7,13n,41e	061=N90W 1320.00	106=/N00E 5280.00
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019=/N90W 2640.00	064=@0 nw,sw,18,13n,41e	109=N90W 1320.00
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026=/N00E 2640.00	071=N90E 1320.00	
027=/N90W 3960.00	072=@0 e,nw,18,13n,41e	
028=S00W 1320.00	073=/SE,SE,SE,18,13N,41E	
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030=N00E 1320.00	075=/N90W 2640.00	
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035=/N90W 3960.00	080=@0 e,se,12,13n,40e	
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045=N90W 1320.00	090=/N00E 5280.00	



Title:

Date: 04-23-2009

Scale: 1 inch = 1500 feet

File:

240 —
-40

214.60

1280
-40

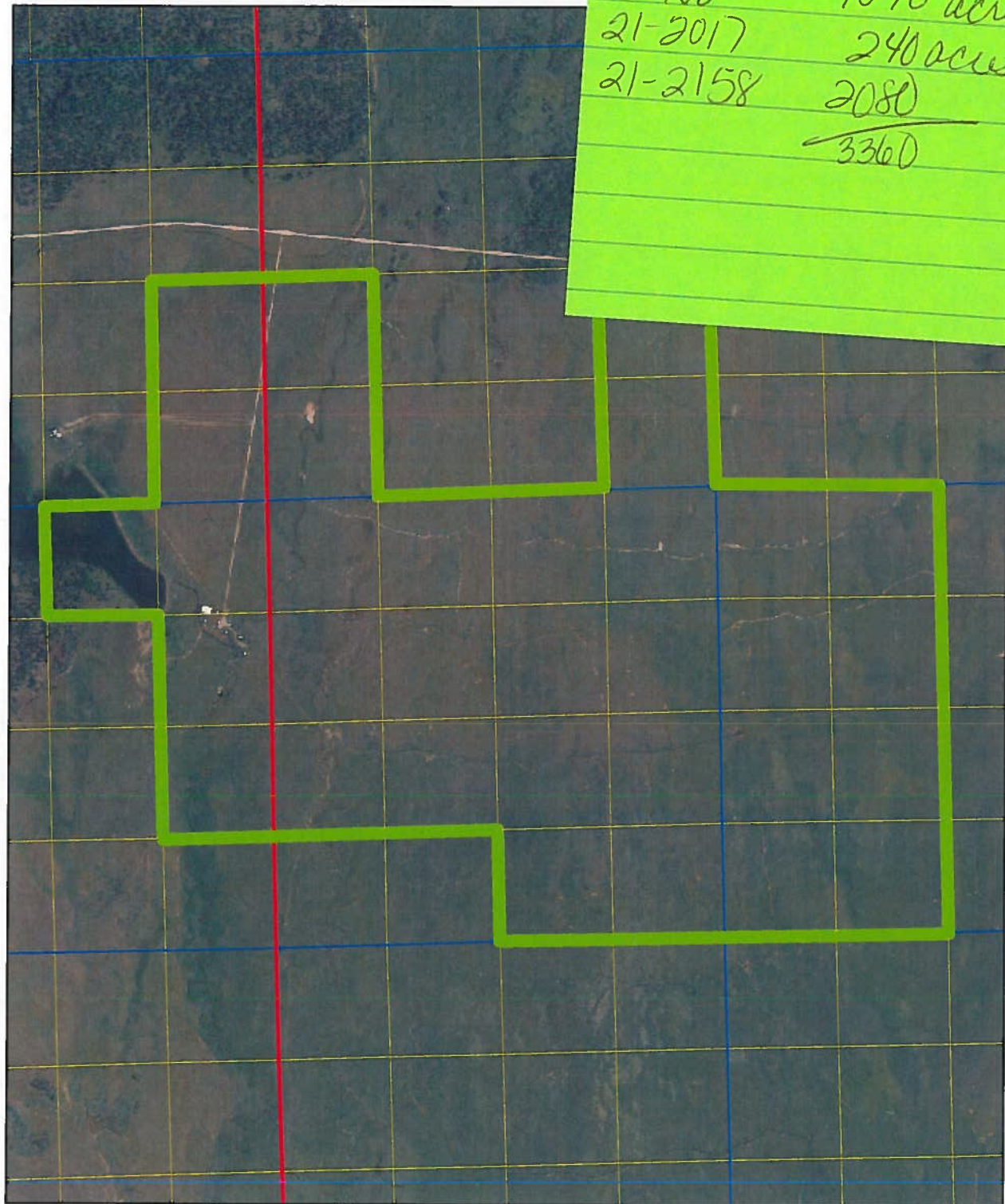
1240
16.7

1256.7

Natural Guar 21-108 Rexburg

21-108 1040 acres
21-2017 240 acres
21-2158 2080

3360



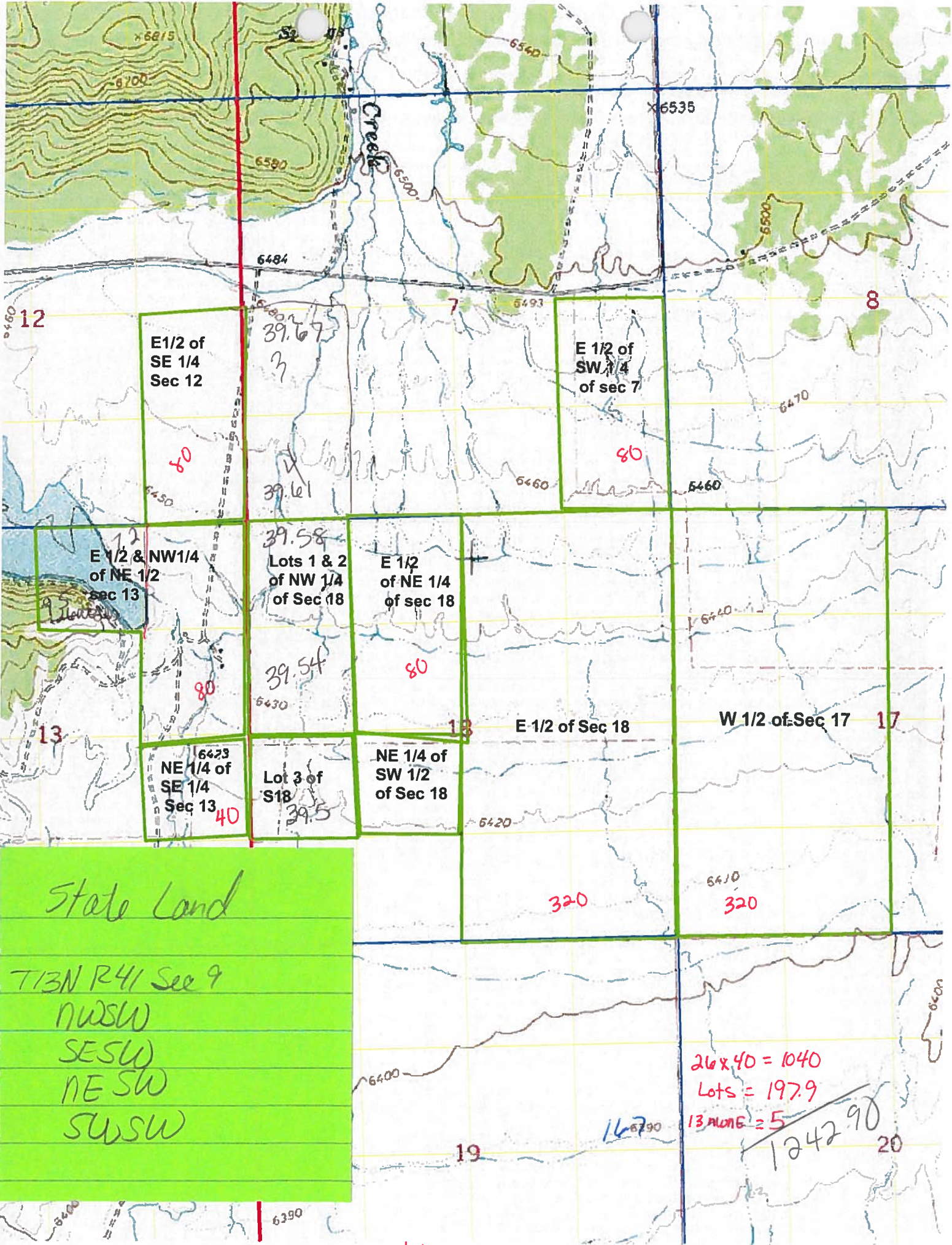
Legend

-  21-108 decree
-  Township/Range
-  Sections
-  QQ

Decreed Irrigated Agerage 1242.9
Decreed 1278 Inches

Prepared by Denise Kidman
IDWR Water Resouce Agent
2004 Aerial Photograph
August 26, 2008





State Land

T13N R41 Sec 9

NWSW

SESW

NESW

SWSW

$26 \times 40 = 1040$
Lots = 197.9
13 along = 5
1242.90

*1254.10 1242.9

Kidman, Denise

From: Carlsen, Ernie
Sent: Wednesday, April 30, 2008 8:47 AM
To: Spencer, Nick; Ridgeway, Renea
Cc: Kidman, Denise
Subject: RE: Vandersloot and Natural Guardian

Attachments: 21-07133.pdf

Nick, Denise and I spent several hours over the last couple of days working on resolution of the state's objection to Natural Guardian's water rights from Sheridan and Willow Creeks. Rather than splitting all these rights I suggested to Rob Harris and David Barber that we modify the recommendations so only 21-2054A is appurtenant to the State's land. Rob agreed with the idea and David indicated he needed to speak with Allen Ruberry at IDL before agreeing. Hopefully he will have an update for today's status conference. Yesterday Rob Harris came to office and we reviewed available the maps, aerial photos. We concluded the location of a few PODs is in question there is some state land being irrigated for which there is no claim and we are not certain how some of the land is irrigated. Rob indicated to me he will ask the Special Master for additional time to conduct a field visit and collect the missing information.

Also I received an SF5 from David Barber this morning and I am sending it to you for your review.



21-07133.pdf (21 KB)

Thanks
Ernie Carlsen
Water Resource Program Manager
(208) 525-7161

No POD listed
on decree -
No accomplished
transfer for POD

I am

Rob Harris has created a shapefile.

COPY

RECEIVED
MAY 26 2005
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)
Case No. 39576)
A. Subcase Number: 21-108
(Insert water right number)
STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: State of Idaho,
Department of Lands
Address: 954 W. Jefferson
P. O. Box 83720
Boise, Idaho 83720-0050
Daytime Phone: (208) 334-0200

Name and Address of Attorney, if any:

Attorney Name: LAWRENCE G. WASDEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID J. BARBER (ISB # 2597)
Deputy Attorney General
Attorney Address: Office of the Attorney General
700 W. Jefferson, Room 210
P.O. Box 44449
Boise, ID 83711-4449
Attorney Phone No. (208) 334-2400

SCANNED
MAY 25 2005

PROFILED

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Natural Guardian Ltd Partnership
Address: 2880 N 55 W
Idaho Falls, ID 83402

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Points of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: Not applicable.
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: The place of use should exclude lands owned by the State of Idaho, Department of Lands.

SCANNED

MAY 25 2006

PROFILED

#49

~~0778~~ 22 0529 ✓ Smith, Ellington	80 inches. June 1, 1899.	Spring Creek, Darby Creek and Grendall Springs.
Smith, George and Robert		The Farmers' Friend Canal Company.
~~0778~~ 21 0106 ^{Trans. #2269} Smith, Henry	100 inches. July 16, 1902.	Fall River.
Smith, James F.	Sept. 1, 1900.	Joint appropriation with A. Anderson and Carl T. Lund. (See John A. Anderson.)
Smith, Octavius		Wyoming & Darby Bench Canal Company.
~~0778~~ 21 0107 ^{Trans. #2157} Smith, T. C.	100 inches. June 1, 1893.	Conant Creek.
~~0778~~ 1 171 ✓ Snake River Valley Canal Company.	20,000 inches. July 9, 1896.	Snake River. T 1678
~~0778~~ 1 172 ✓ Snake River Valley Canal Company	3,000 inches. Sept. 1, 1903.	Snake River. T 1672
Sorensen, C. H.		Trego Ditch Company.
Sorensen, J. E.		Trego Ditch Company.
Sorensen, Elsie C.		Parsons Ditch Company.
~~0778~~ 22 0530 ✓ Soulcey, C. V.	60 inches. June 1, 1899.	Darby Creek.
~~0778~~ 22 0531 ✓ Soulcey, C. V.	100 inches. June 1, 1906.	Darby Creek.
~~0778~~ 23 0049 ✓ Spockman, Charles A.	100 inches. June 30, 1898.	Garden Creek, and water from small ditches.
~~0778~~ 22 0532 ✓ Spencer, Charles	160 inches. June 15, 1895.	Trail Creek.
~~0778~~ 22 0533 ✓ Spencer Clawson & Company, a corporation	2,500 inches. Jan. 18, 1905.	North Leigh Creek or Spring Creek.
~~0778~~ 21 0108 ✓ Spender Harwood & Company, Limited.	1,278 inches. Aug. 12, 1889.	Shoridan Creek.
Square Top Grove Canal Company.		(Merged in, and rights decreed to, The Lennox Canal Company.)
Squires, Charles		The Sunny Dell Irrigation Canal Company.

Claim No. 21108

Document Checklist

☒ Copy License/Decree

Dexburg U Tenon

☐ Copy Transfer

☐ Copy Licensing Field Exam

☐ Check if Ownership/Address Change is Required

☐ Generate, mail and file "Evidence of Priority" letter

☐ Generate Arcview Map

— acres too large —

~~Spencer Harwood 160 acres March 19, 1902~~
~~3215~~

PROFILED

SCANNED

MAR 24 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 14, 2004

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

RE: CHANGE IN OWNERSHIP FOR 21-31, 21-59, ~~21-108~~, 21-116,
21-2017, 21-2047, 21-2069, 21-2054A, 21-2158, 21-10011, 21-12843

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Kristen Forsgren
Office Specialist 1

Enclosure: Notice(s) of Claim

PROFILED

SCANNED

JAN 03 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

OK JC
1-14-04
RECEIVED
DEC 24 2003
 Department of Water Resources
 Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>21-12434</u>	<u>21-2069</u>	<u> </u>	<u> </u>	<u>21-31</u>	<u> </u>
<u>21-12435</u>	<u>21-2054A</u>	<u> </u>	<u> </u>	<u>21-59</u>	<u> </u>
<u>21-12436</u>	<u>21-2158</u>	<u> </u>	<u> </u>	<u>~~21-108~~</u>	<u> </u>
<u> </u>	<u>21-10011</u>	<u> </u>	<u> </u>	<u>21-114</u>	<u> </u>
<u> </u>	<u>21-12843</u>	<u> </u>	<u> </u>	<u>21-2017</u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u>21-2047</u>	<u> </u>

The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$75 -
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

1. Name and Address of Former
Owner/Claimant(s)

Roger + Sybil Ferguson dba Sheridan /
Golden Eagle

2. New Owner/Claimant(s)

Natural Guardian Ltd Partnership
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

2880 N 55 West

City, State and ZIP Code

Idaho Falls, IDAHO 83402

New Telephone Number

() 208-552-1116 528-6635

5. Date you acquired the property

Nov 6, 2003

PROFILED

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67	Hubbard, Frank, and wife; June 1, 1889; North Leigh Creek	1,900
67	Swanner, Samuel; June 1, 1889; South Leigh Creek	150
67	Sunny Dell Irrigation Canal Co.; June 1, 1889; South Fork of Snake River	40
67	Shurtliff, William; June 1, 1889; Rainey Creek	1,000
67	Sherman, E. H., and Sarah E.; June 1, 1889; Duck Creek	150
67	Schneebley, Julius A.; June 1, 1889; Rainey Creek	160
67	Rudy Irrigation Canal Co., Ltd.; June 1, 1889; South Fork of Snake River	120
67	Walton, D. O.; June 1, 1889; Darby Creek	1,500
67	Lenroot Canal Co.; June 1, 1889; South Fork of Snake River	20
67	Jones, Benjamin; June 1, 1889; Trail Creek	300
67	Olive, O. H.; June 1, 1889; Bannock Jim Slough	20
68	Strepper, Howard; June 2, 1889; South Fork of Snake River	600
69	McPherson, Abner; June 10, 1889; North Leigh Creek	300
70	Hamilton, Harry; June 11, 1889; Hulls Slough, Boone Creek	160
70	Rice, Oscar F.; June 11, 1889; Hulls Slough, Boone Creek	200
70	Rice, J. M.; June 11, 1889; Hulls Slough, Boone Creek	250
70	Ward, Jessie N.; June 11, 1889; Hulls Slough, Boone Creek	250
71	Island Park Land & Cattle Co.; June 15, 1889; North Fork of Snake River	500
71	Parsons, F. W.; June 15, 1889; Trail Creek	160
72	Bernard, Alfred Joseph; June 20, 1889; Rainey Creek	80
73	Blackfoot Irrigation Co.; July 10, 1889; Snake River	20,000
74	Tonks, George M.; July 15, 1889; Trail Creek	95
74	Tonks, George M.; July 15, 1889; Fox Creek	55
75	Spencer, Howard & Co., Ltd.; Aug. 12, 1889; Sheridan Creek	1,278
76	Kirsley, Mary E.; Sept. 1, 1889; Warm Creek, Spring Creek and Deep Creek	80
76	McGibbon, John; Sept. 1, 1889; Rainey Creek	160
77	Bell, Joseph; Sept. 26, 1889; Fall River	260
78	Woodmansee-Johnson Ditch; Oct. 1, 1889; Teton River	620
78	Rexburg Milling Co.; Oct. 1, 1889; Teton River (Woodmansee-Johnson Ditch). For power purposes only, and subject to rights of users for agricultural purposes of water throughout ditch	3,000
79	Teton Irrigation & Manufacturing Co.; Oct. 2, 1889; Teton River. To be diverted at the Bird Head gate, near the Teton Mill	500
80	Brennan, D. J., and Evan Williams; Feb. 21, 1890; Snake River (Smith & Maxwell Ditch)	320
80	Smith, C. F.; Feb. 21, 1890; Snake River	320
80	Jarvis, J. O.; Feb. 21, 1890; Snake River (Smith & Maxwell Ditch)	250
81	Egin Irrigation Co.; Mar. 1, 1890; North Fork of Snake River	20,000

After July 1st of each year the above rights are to be reduced to 15,000 inches for 15 days; then restored to 20,000 inches for 15 days; then reduced to 15,000 inches after August 1st each year for balance of each season. This includes decree of

April 25th, 1885

82	Kirsley, Mary E.; Apr. 1, 1890; Warm Creek, Spring Creek and Deep Creek	11
82	Sinclair, D. R., adminr. Estate of Fred Sinclair (deceased); Apr. 1, 1890; Trail Creek	2
82	Wolf Ditch Co.; Apr. 1, 1890; Teton River	3
82	Robertson, A. I.; Apr. 1, 1890; Trail Creek	4
82	Rice, Ed.; Apr. 1, 1890; Trail Creek	
82	Curtis, Mohum; Apr. 1, 1890; Trail Creek	
82	Blanchard, John; Apr. 1, 1890; Trail Creek	
82	Eynon, John; Apr. 1, 1890; Pritchard Creek	
83	Wedekin, George; Apr. 7, 1890; Porcupine Creek	
84	Yeaman, M. D.; May 1, 1890; Snake River	
85	Nord, James O.; June 1, 1890; Springs on land	
85	Paul, John; June 1, 1890; Snake River	
85	Paul, William H.; June 1, 1890; Little Springs and Deep Creek	
85	Jenkins, William; June 1, 1890; Fox Creek	
85	Kimball, R. C., and A. L.; June 1, 1890; Fox Creek	
85	Lawson, B. G.; June 1, 1890; Spring Creek	
85	Murphy, G. M.; June 1, 1890; Darby Creek	
85	Bitton, W. S.; June 1, 1890; Spring Creek, near Menan	
85	Trego Ditch Co.; June 1, 1890; Snake River	
85	Silkey, J. R.; June 1, 1890; Fall River; also right bought from W. P. Drake	
85	Smith, C. M.; June 1, 1890; Darby Creek	
85	Walton, D. O.; June 1, 1890; Darby Creek	
85	Shaw, O. W.; June 1, 1890; North Leigh Creek or Spring Creek	
85	Sandburg, Z.; June 1, 1890; Fall River	
85	White, Henry T.; June 1, 1890; Fall River	
85	Yearsley, H. C.; June 1, 1890; Spring Creek	
85	McGarry, Henry; June 1, 1890; McMillan Slough	
85	McGarry, Peter (deceased), Estate of, by Henry McGarry, adminr.; June 1, 1890; McMillan Slough	
85	Hatfield, Frederick; June 1, 1890; Snake River	
85	Gold, Frank; June 1, 1890; McMillan Slough	
85	Hamilton, Harry; June 1, 1890; Hulls Slough, Boone Creek	
85	Consolidated Farmers Canal Co., Ltd.; June 1, 1890; North Fork of Snake River	
85	Drake, Richard; June 1, 1890; Patterson Creek	
85	Drake, Lavina; June 1, 1890; Boquet Creek and Drake Creek	
85	Chelsey, John P.; Paul Spring Creek, Grove Creek, Deep and Little Spring Creek	
85	Byrne, Michael; June 1, 1890; Fox Creek	
85	Buxton, Mary A.; June 1, 1890; Sloughs from Twin Creeks	
85	Beezley, Ebenezer, and J.; June 1, 1890; Fox Creek	
85	Andrews, L. W.; June 1, 1890; Grove Creek	
85	Blanchard, Alma; June 1, 1890; Fall River	
85	Darney, P. S.; June 1, 1890; Trail Creek	
85	Drake, W. P.; June 1, 1890; Fall River (sold to J. R. Silkey)	
85	Foot, Arthur L.; June 1, 1890; Mahogany Creek	
85	Ferguson, John; June 1, 1890; Grove Creek and Willow Springs Creek	
85	Farnsworth, A. S.; June 1, 1890; Fall River	
85	Eames, William; June 1, 1890; Spring Creek	

SCANNED

JAN 03 2005

PROFILED

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:

SCANNED
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PROFILED

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

SCANNED

AUG 10 - 2001

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: A21-00108
Date Received: 5/18/1988
Receipt No: 6000490
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHERIDAN GOLDEN EAGLE 208-662-5511
Address: BOX 247
HAMER, ID 83425

2. Date of Priority: AUG 12, 1889

3. Source: SHERIDAN CREEK Trib. to: SNAKE RIVER, HENRY'S

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	40E	13	NE	SE	NE		CLARK
			SE	SE	NE		CLARK
				NE	SE		CLARK
	41E	7		SW	SW		CLARK
		18		NW	NW		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	04/15	10/15	25.560		

7. Total Quantity Appropriated is:
25.560 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 1935.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

A2100108



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PROFILED

A21-00108

Page 1

Date: 06/22/88

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	40E	12	SW		NE		IRR	15.0
			SE		NE		IRR	15.0
			NE		SW		IRR	35.0
			SE		SW		IRR	20.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					245.0
		13	NE		NE		IRR	35.0
			NW		NE		IRR	5.0
			SE		NE		IRR	10.0
			NE		SE		IRR	40.0
			Section Acres					90.0
41E		7	SW		NW		IRR	10.0
			SE		NW		IRR	5.0
			NE		SW		IRR	40.0
			NW		SW	3	IRR	40.0
			SW		SW	4	IRR	40.0
			SE		SW		IRR	40.0
			Section Acres					175.0
		17	NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			Section Acres					320.0
		18	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW	1	IRR	40.0
			SW		NW	2	IRR	40.0
			SE		NW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	41E	18	NE		SW		IRR	40.0
			NW		SW	3	IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	640.0
							Total Acres	1470.0

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:
A21-02107/02158.

14. Remarks:

15. Basis of Claim: DECREED
Water Right Number:
Case Number:
Court : SIXTH
Decree date: 12/16/1910

REXBURG IRR. CO.
Decree Plaintiff

vs

TETON IRR. CANAL CO., ET. AL.
Decree Defendant

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: 1

For Organizations:

I do solemnly swear or affirm that I am Manager of
Shurda/Golden Eagle Title
Organization, that I have signed the foregoing
document in the space below as Manager of
Shurda/Golden Eagle Title
Organization and that the statements contained in the
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
Manager
Shurda/Golden Eagle
Title and Organization

6-22-88
Date

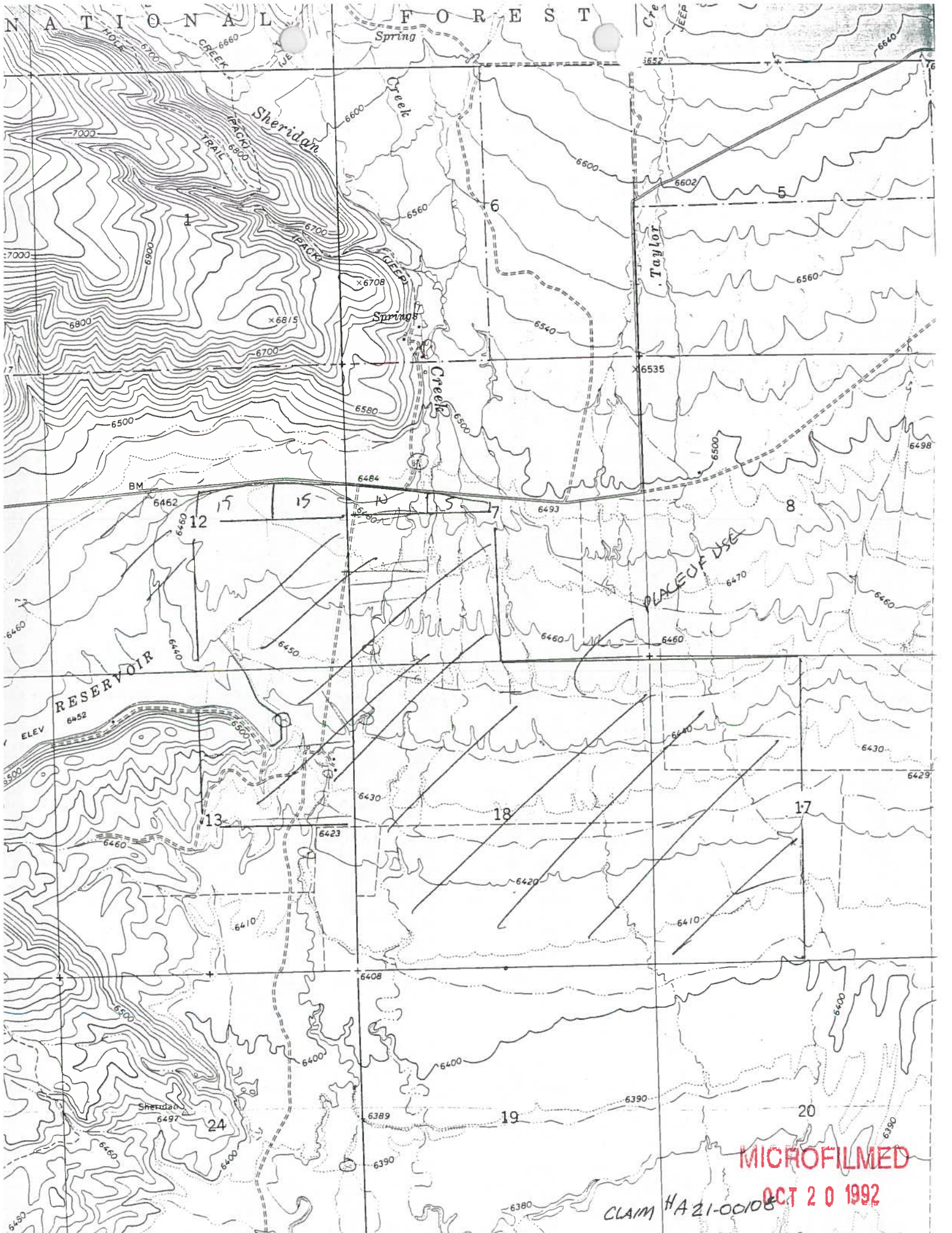
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 22 day
of June 19 88

Deana Green
Notary Public

Seal

Residing at Rigby
My Commission Expires 9/22/94



MICROFILMED
OCT 20 1992

CLAMP HA 21-00108