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MAY 04 2011

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAY - 3 2011

By _____

Clerk
Deputy Clerk

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

) ORDER OF PARTIAL DECREE
)

Case No. 39576

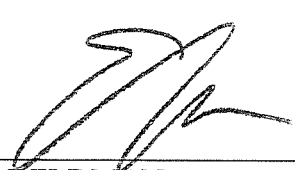
) Subcase No. 21-00108
) (Natural Guardian Ltd Partnership)
)

On March 15, 2011, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the above-captioned water right be **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED May 3, 2011.


ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 21-00108

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAY - 3 2011

By _____

Clerk
Deputy Clerk

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

SOURCE: SHERIDAN CREEK TRIBUTARY: ISLAND PARK RESERVOIR

QUANTITY: 25.56 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
NESENE
SWNESE
SWNESE
S24 SESENE
R41E S06 SWSESW
S07 LOT 2 (NESWNW)
LOT 4 (SWSWSW)
S18 LOT 1 (SWNWNW)

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 05-01 TO 10-31 25.56 CFS

PLACE OF USE: Irrigation Within Clark County
T13N R40E S12 NESW 19.0 SESW 5.7
NESE 40.0 NWSE 40.0
SWSE 33.0 SESE 40.0
S13 NENE 36.0 NWNE 5.1
SWNE 0.2 SENE 36.0
NESE 40.0 NWSE 4.4
SWSE 4.7 SESE 40.0
S24 LOT 1 (NENE) 40.0 LOT 2 (NWNE) 12.0
SWNE 13.0 SENE 40.0
NESE 40.0 NWSE 8.4
SWSE 0.8 SESE 38.2
R41E S07 LOT 2 (SWNW) 9.6 SENW 5.6
NESW 33.0 LOT 3 (NWSW) 40.0
LOT 4 (SWSW) 40.0 SESW 38.0
S08 SWSW 24.8 SESW 22.8
SWSE 15.1 SESE 0.4
S16 NWNW 11.0 SWNW 40.0
SENE 9.5 NESW 34.0
NWSW 40.0 SWSW 40.0
SESW 40.0 NWSE 9.6
SWSE 7.8
S17 NENE 29.0 NWNE 40.0
SWNE 40.0 SENE 40.0
NENW 40.0 NWNW 40.0
SWNW 40.0 SENW 40.0
NESW 40.0 NWSW 40.0
SWSW 40.0 SESW 40.0
NESE 40.0 NWSE 40.0

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

	SWSE 40.0	SESE 40.0
S18	NENE 40.0	NWNE 40.0
	SWNE 40.0	SENE 40.0
	NENW 40.0	LOT 1 (NWNW) 40.0
LOT 2	(SWNW) 40.0	SENW 40.0
	NESW 40.0	LOT 3 (NWSW) 40.0
LOT 4	(SWSW) 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0
S19	NENE 40.0	NWNE 40.0
	SWNE 40.0	SENE 40.0
	NENW 40.0	LOT 1 (NWNW) 40.0
LOT 2	(SWNW) 40.0	SENW 40.0
	NESW 40.0	LOT 3 (NWSW) 40.0
LOT 4	(SWSW) 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0
S20	NENE 40.0	NWNE 40.0
	SWNE 40.0	SENE 40.0
	NENW 40.0	NWNW 40.0
	SWNW 40.0	SENW 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0
S21	NWNE 5.0	SWNE 0.4
	NENW 40.0	NWNW 40.0
	SWNW 40.0	SENW 38.6
	NESW 35.0	NWSW 40.0
	SWSW 39.0	SESW 33.0

3857.7 Acres Total

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.

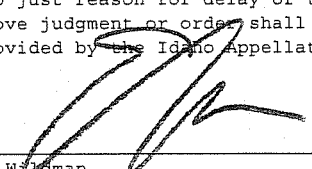
This right is limited to the irrigation of 1257 acres within the place of use described above in a single irrigation season.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Eric J. Wilkman
Presiding Judge of the
Snake River Basin Adjudication

2011 MAY 03 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 21-00108

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 21-00108 was mailed
on May 03, 2011, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

NATURAL GUARDIAN LTD
Represented by:
ROBERT L HARRIS
1000 RIVERWALK DR, STE 200
PO BOX 50130
IDAHO FALLS, ID 83405
Phone: 208-523-0620

STATE OF IDAHO DEPT OF LANDS
Represented by:
STATE OF IDAHO
JRW BUILDING, SECOND FLOOR
700 W STATE ST, PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

JULIE MURPHY
Chief Deputy Clerk