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Documents
In File

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

RECEIVED

APR - 7 2003

Department of Water Resources

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

1. 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
	35-7206 C		PD 155400 1/02	25 ⁰⁰	
	35-12638		PD 155460 11/97	25 ⁰⁰	

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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

FSA 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**.

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

H J Campbell Co Inc
 1990 N 65 W Idaho Falls ID 83402

4. New Owner/Claimant(s)

NATURAL Guardian

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) 528-6635

5. Date you acquired the property

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6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT

(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT

(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

[Signature] Secretary

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <u>JC</u>	Date <u>3/27/03</u>	Fee <u>\$50</u>
Receipted by <u>JC</u>	Date <u>3/27/03</u>	Receipt No. <u>E0 28610</u>
Processed by _____ AJ	Date _____	WR _____ Date _____

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QUITCLAIM DEED

THIS INDENTURE, made this 10 day of October, 2002, between CINDY I. ELROD, of Bonneville County, Idaho (hereafter called GRANTOR), and NATURAL GUARDIAN, hereafter called GRANTEES,

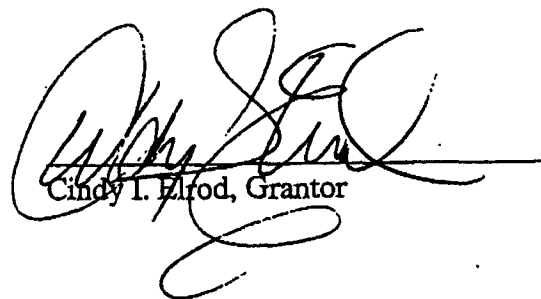
WITNESSETH:

FOR VALUE RECEIVED, the above named GRANTOR does hereby convey, release, remise and forever QUITCLAIM unto the above named GRANTEES, the real property described, together with the appurtenances, situate in Bonneville County, State of Idaho, bounded and more particularly described as follows, to-wit:

Beginning at the Southwest corner of Section 7, Township 2 North, Range 37 East, Boise Meridian; running thence North along the Section line 1131.33 feet; thence North 73° 48' 36" East 512.33 feet; thence North 78° 50' 20" East 73.16 feet; thence South 88° 30' 31" East 106.21 feet; thence South 89° 47' 34" East 205.02 feet; thence South 02° 02' 15" East 24.95 feet; thence North 88° 37' 10" East 165.38 feet; thence South 00° 57' 54" East 423.72 feet; thence South 00° 29' 06" East 517.91 feet; thence South 00° 25' 09" West 327.33 feet to the South line of said Section 7; thence North 89° 43' 42" West 327.33 feet to the South line of said Section 7; thence North 89° 43' 42" West 1050.33 feet to the point of beginning. Contains approximately 29.98 acres, more or less.
SUBJECT TO: Existing County road right-of-way and easements of records.

This Deed conveys all right, title and interest now owned by GRANTOR in the above described property, together with any and all right, title and interest therein acquired by GRANTOR hereafter, up to and including the date of recording of this Deed.

DATED This 10 day of October, 2002.


Cindy I. Elrod, Grantor

This Instrument filed for record by Idaho Title & Trust Co. as an accommodation only. It has not been searched as to its execution or as to its effect upon this title.

JUL 23 2003

EASEMENT DEED

H. J. CAMPBELL COMPANY, INC., an Idaho corporation, hereinafter referred to as "Grantor" does hereby grant, bargain, sell and convey unto **NATURAL GUARDIAN LIMITED PARTNERSHIP**, an Idaho limited partnership having as its general partner Tesamen Enterprises, Inc., hereinafter referred to as "Grantee", and his heirs, successors, assigns, invitees, and/or guests a perpetual easement or right-of-way for ingress and egress, including vehicular ingress and egress, over and across the existing paved access road which provides access from Cinder Butte Road over and across the hereinafter described "H. J. Campbell Property" to the hereinafter described "Natural Guardian Property".

The H. J. Campbell Property which is subject to the Easement granted herein and across which runs the above referred to paved access road is particularly described as follows, to-wit:

Beginning at the Southwest Corner of Section 7, Township 2 North, Range 37 East of the Boise Meridian; running thence North along the Section line 1131.33 feet; thence N.73°48'36"E. 512.33 feet; thence N.78°50'20"E. 73.16 feet; thence S.88°30'31"E. 106.21 feet; thence S.89°47'34"E. 205.02 feet; thence S.02°02'15"E. 24.95 feet; thence N.88°37'10"E. 165.38 feet; thence S.00°57'54"E. 423.72 feet; thence S.00°29'06"E. 517.91 feet; thence S.00°25'09"W. 327.33 feet to the South line of said Section 7; thence N.89°43'42"W. 1050.33 feet to the Point of Beginning.

The Easement granted herein shall provide ingress to and egress from and shall be for the benefit of and appurtenant to and shall pass with title to the following described property, to-wit (the "Natural Guardian Property"):

PARCEL ONE

Lots 3 and 4, the East Half of the Southwest Quarter, and the Southeast Quarter of Section 7, Township 2 North, Range 37, East of the Boise Meridian, Bonneville County, Idaho.

LESS AND EXCEPTING THE FOLLOWING: Beginning at a point that is North along the Section line 1232.40 feet, more or less, from the Southeast Corner of Section 7, Township 2 North, Range 37, East of the Boise Meridian, Bonneville County, Idaho, said point of beginning being 20.00 feet South of an existing sprinkling system pipeline; thence North 88 degrees 40' West 320.00 feet parallel to and 20.00 feet South of said pipeline; thence South

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JUL 23 2003

333.46 feet; thence South 88 degrees 40' East 320.00 feet to the East line of said Section 7; thence North along said Section line 333.46 feet to the point of beginning. Also, excepting therefrom the area presently being used as a County road.

ALSO LESS AND EXCEPTING THE FOLLOWING: Beginning at the Southwest Corner of Section 7, Township 2 North, Range 37 East of the Boise Meridian; running thence North along the Section line 1131.33 feet; thence N.73°48'36"E. 512.33 feet; thence N.78°50'20"E. 73.16 feet; thence S.88°30'31"E. 106.21 feet; thence S.89°47'34"E. 205.02 feet; thence S.02°02'15"E. 24.95 feet; thence N.88°37'10"E. 165.38 feet; thence S.00°57'54"E. 423.72 feet; thence S.00°29'06"E. 517.91 feet; thence S.00°25'09"W. 327.33 feet to the South line of said Section 7; thence N.89°43'42"W. 1050.33 feet to the Point of Beginning.

ALSO LESS AND EXCEPTING THE FOLLOWING: Beginning at the Southeast Corner of Section 7, Township 2 North, Range 37, East of the Boise Meridian, Bonneville County, Idaho; thence North along the Section line 668.80 feet; thence North 88 degrees 40' West 320.00 feet; thence South 668.80 feet; thence South 88 degrees 40' East 320.00 feet to the point of beginning. Also, excepting therefrom the existing County road right-of-way along the East side of said tract.

ALSO LESS AND EXCEPTING THE FOLLOWING: Beginning at a point that is North along the Section line 668.80 feet from the Southeast Corner of Section 7, Township 2 North, Range 37, East of the Boise Meridian, Bonneville County, Idaho; thence North 229.90 feet; thence North 88 degrees 40' West 320.00 feet; thence South 229.90 feet; thence South 88 degrees 40' East 320.00 feet to the point of beginning. Also, excepting therefrom the existing County road right-of-way along the East side of said tract.

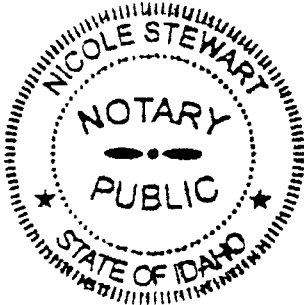
ALSO LESS AND EXCEPTING THE FOLLOWING: Beginning at a point that is South along the Section line 175.00 feet from the East Quarter Corner of Section 7, Township 2 North, Range 37, East of the Boise Meridian, Bonneville County, Idaho; thence South 1201.75 feet; thence North 88 degrees 40' West 320.00 feet; thence North 1195.83 feet; thence South 89 degrees 43'36" East 319.92 feet to the point of beginning. Also, excepting therefrom the existing County road right-of-way along the East side of said tract.

STATE OF IDAHO)
 : ss.
County of Bonneville)

On this 10 day of October, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared CINDY I. ELROD, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year hereinabove written.

(SEAL)



Nicole Stewart
NOTARY PUBLIC for Idaho
Residing at 1140 Fair, Idaho
My commission expires: 7-13-06

INSTRUMENT NO.	<u>1091445</u>
DATE	<u>10-15-02</u>
INST. CODE	<u>220</u>
IMAGED PGS	<u>2</u>
FEE	<u>6.00</u>
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss	
I hereby certify that the within instrument was recorded.	
Ronald L. Rogers, County Recorder	
By <u>[Signature]</u>	Deputy
Request of <u>[Signature]</u>	

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2002 JAN 31 PM 3:33

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

Case No. 39576

)
)
)
)

ORDER OF PARTIAL DECREE

For Water Right 35-07206C

On November 21, 2001, a *Special Master's Report and Recommendation* was filed for the above 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 wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 35-07206C is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED January 31, 2002.



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

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MAR 11 2003

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
I.R.C.P. 54(b) FOR

Water Right 35-07206C

2002 JAN 31 PM 12:40
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME AND ADDRESS: HJ CAMPBELL CO INC
1990 NORTH 65 WEST
IDAHO FALLS, ID 83402

SOURCE: GROUNDWATER

QUANTITY: 0.268 CFS
80.00 AFY

PRIORITY DATE: 02/16/1972

POINT OF DIVERSION: T02N R37E S07 NESW Within Bonneville County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.268 CFS 80.00 AFY

PLACE OF USE: Irrigation Within Bonneville County
T02N R37E S07 LOT 04 (SWSW)20.0
20.0 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. 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.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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MAR 11 2003

2002 JAN 31 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)
)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 35-07206C

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 35-07206C was mailed
on January 31, 2002, with sufficient first-class postage prepaid
to the following:

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

ABERDEEN-AMERICAN FALL GROUND
ABERDEEN-AMERICAN FALLS GROUND
BINGHAM GROUND WATER DIST.
BINGHAM GROUND WATER DISTRICT
UPPER VALLEY IRRIGATORS ASSOC
UPPER VALLEY IRRIGATORS ASSOC.

Represented by:
JEFFREY C. FEREDAY
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

FREMONT-MADISON IRR DIST
Represented by:
JERRY R. RIGBY
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

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MAR 11 2003

CERTIFICATE OF MAILING

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01/31/02

STATE OF IDAHO DLE
Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

HJ CAMPBELL CO INC
1990 NORTH 65 WEST
IDAHO FALLS, ID 83402

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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MAR 11 2003

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 16, 2003

NATURAL GUARDIAN
2880 N 55 W
IDAHO FALLS ID 83402

RE: Change of Ownership for Water Rights 36-7206C and 35-12638

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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JUL 23 2003