

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: **A29-02472**
Date Received: 5/ 1/1989
Receipt No: C006545
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: MARK L MULBERRY 208-524-5218
Address: 8251 S 25 W
IDAHO FALLS ID 83402
AND/OR
Name: KATHRYN S MULBERRY 208-524-5218
Address: 8251 S 25 W
IDAHO FALLS ID 83402

2. Date of Priority: MAR 29, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	33E	7	NE	SW			POWER

5. Description of diverting works:
WELL, PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.230		553.00

7. Total Quantity Appropriated is:
2.230 C.F.S. (and/or) 553.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	33E	7	NE	SW		IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	33E	7	NW	SW		IRR	39.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
Section Acres							158.0
Total Acres							158.0

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 30914

MICROFILMED

APR 12 1994

RECEIVED

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.

Department of Water Resources
CIVIL CASE NUMBER: 39576
Eastern District Office

Ident. Number: A29-02472
Date Received: 5/1/1989
Receipt No: C006545
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JOHN HANCOCK MUTUAL LIFE INS CO
Address: SO 176 STEVENS ST 2ND FL
SPOKANE WA 99204

2. Date of Priority: MAR 29, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	33E	7		NE	SW		POWER

5. Description of diverting works:
WELL, PUMP, SPRINKLERS

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2.230 C.F.S. (and/or) 553.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	33E	7	NE	SW		IRR	39.0
			NW	SW		IRR	39.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0

A29-02472

Page 1

Date: 06/16/92

MICROFILMED

NOV 13 1992

10. Place of Use: Continued

Section Acres 158.0

Total Acres 158.0

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
 NONE

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 30914

JUN 2 1989

Department of Water Resources

Southern Region Office

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: A29-02472

Date Received: 4/05/1989

Receipt No: C006545

Received By:

JUN 1 1989

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN HANCOCK MUTUAL INS. CO. 208-733-4327
Address: BOX 1087
TWIN FALLS, ID 83303

2. Date of Priority: MAR 29, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	33E	7		NE	SW		POWER

5. Description of diverting works:
WELL, PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.230		553.00

7. Total Quantity Appropriated is:
2.230 C.F.S. (and/or) 553.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	33E	7	NE	SW		IRR	39.0
			NW	SW		IRR	39.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0

Section Acres 158.0

A29-02472

Page 1

Date: 04/05/89

A2902472

MICROFILMED

NOV 13 1992

10. Place of Use: Continued

Total Acres 158.0

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 30914

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 AGRICULTURAL INVESTMENT OFFICER of Title
John Hancock Mut. Life Ins. Co. , that I have signed the foregoing
Organization
document in the space below as AGRICULTURAL INVESTMENT OFFICER of
Title
John Hancock Mut. Life Ins. Co. and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
AGRICULTURAL INVESTMENT OFFICER
John Hancock Mut. Life Ins. Co.
Title and Organization

4-6-89
Date

State of Idaho)
County of TWIN FALLS) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of April 1989

[Signature]
Notary Public

Seal

Residing at TWIN FALLS, IDAHO
My Commission Expires 6-1-93

Log for claim A29-02472

Spatial Dynamics AMH

7/14/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s33e	7	NESW	39	39	
06s33e	7	NWSW	39	38	
06s33e	7	SWSW	40	39	
06s33e	7	SESW	40	40	
Totals:			158	156	

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORTDATE: 05/23/00
PAGE: 16

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARK L MULBERRY	03/29/1963	IRRIGATION	04-01 10-31	2.230 CFS	553.00 AFA
C	KATHRYN S MULBERRY 8251 S 25 W IDAHO FALLS ID 83402 (208) 524-5218					
TOTAL DIVERSION:					2.230 CFS	553.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06S R33E S07 NESW

POWER County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
06S	33E	7	:					:					:					:						:		
								:					:	39	39	40	40	:					:	158.0		
								:					:					:	TOTAL ACRES				:	158.0		

POU County: POWER

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 04/05/89 WHITE 06/16/92 FRAZEE 05/03/93 THOMPSON 03/29/95 POST-STD

WATER LICENSE

Water License No. G-30914 Priority March 29, 1963 Amount 2.23 c.f.s.
(late proof)

THIS IS TO CERTIFY, that Akira Kawamura and Harry Watanabe
of Pocatello, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated January 18, 1963; that Permit G-30914 was issued pursuant
to said application; that the proposed works were completed on or about 1961
with a storage/or carrying capacity of 2.23 c.f.s., said works consisting of
well, pump, and motor; and that on April 6, 1968
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 553
acre feet per season, with a maximum rate of diversion of 2.23 cubic feet per second of the waters
of underground water, tributary of _____,
for the purpose of irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, T. 6 S, R. 33 E, B.M., and
other additional points _____, in the County of
Power; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 553 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>6 S</u>	<u>33 E</u>	<u>7</u>									<u>39</u>	<u>39</u>	<u>40</u>	<u>40</u>					<u>158</u>

Total number of acres irrigated 158

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of January, 19 69

R. Keith Higgins
State Reclamation Engineer

30914

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38993
Permit No. G- 30914
District No.

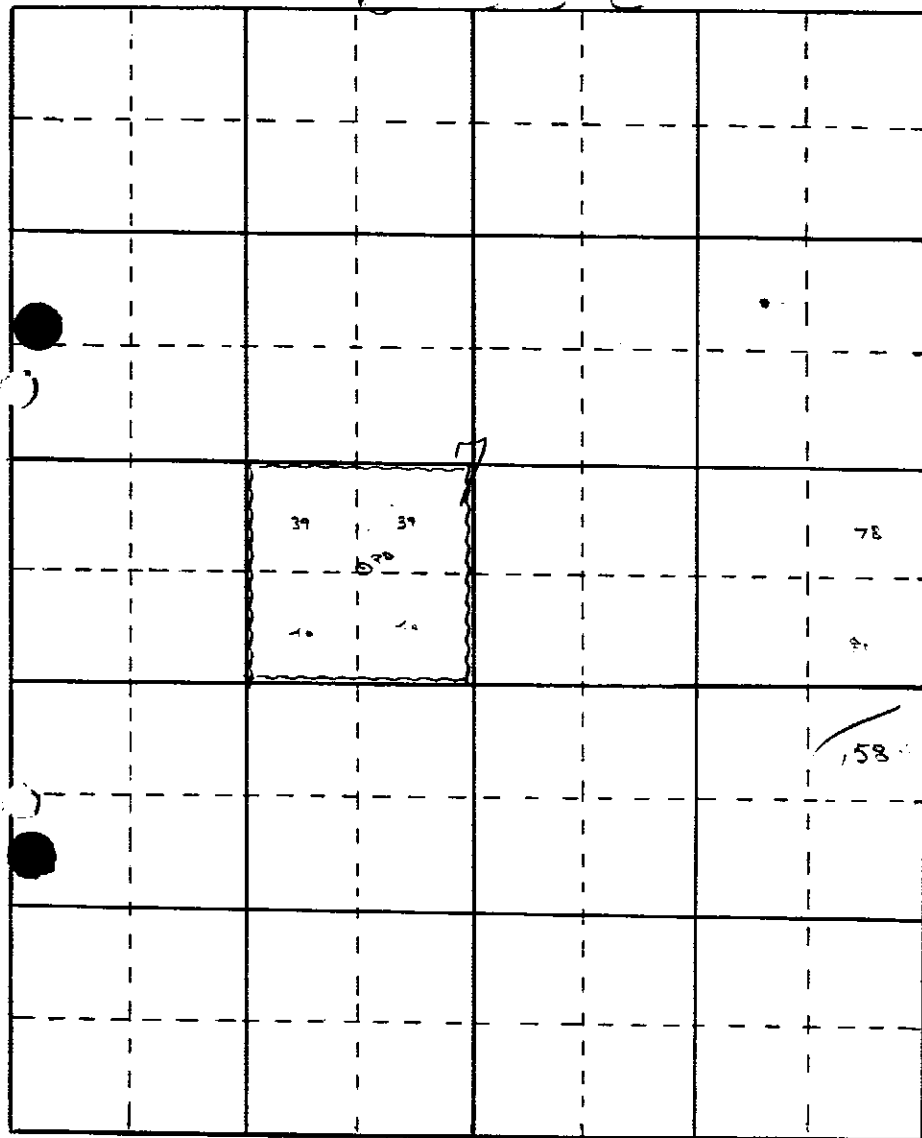
1. Name of Applicant: Akira Kawamura and Harry Watanabe
Postoffice address: Route 1 North, Box 45,
Pocatello County: Bannock State: Idaho
2. Quantity of water claimed: *Land and water owned by Kawamura & Watanabe at Pocatello, Idaho.*
(a) Rate of withdrawal in cubic feet per second 2.23 or Idaho
Miners' inches or gallons per minute 1000
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well in southwest corner of the Northeast Quarter of Southwest Quarter, Sec. 7, Twp. 6, So., R. 33, E.B.M.
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 7
Twp. 6 So., Rge. 33 E., B.M., County of Power
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge., B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp., Rge., B.M.
7. Kind of works: Well and sprinkler system
8. Estimated cost of works: \$21,446.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is five years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) 2.23 (cubic feet per second, inches or gallons per minute) is for new lands.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6 So.	33 E	7									40	38.73	38.77	40					157.50

LICENSE ISSUED FOR 2.23 SEC. FT.
 LICENSE PAGE NO. 309114

5272350

R 23 E



12421112 2.302

Permit No. G-30914

Name of Applicant Akira Kawamura and Harry Watanabe, Route 1 North,
Box 45, Pocatello, Idaho

Source of Water Well

a tributary of

Location of P.D. NE 1/4 Sec. 7, T. 6 S., R. 33 E., B.M., Power County

Water is used for Irrigation

Quantity of water claimed: Permit 2.23 c.f.s. Depositions 2.23 c.f.s.

Type of measuring device installed or method of measurement and general description
of diversion works well - 180' x 16" - H. 30' - Q. No Quantity
given 192 - 11/64 - 60 lb.

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
6 S	33 E	7	SW 1/4

Total acreage 157.50

Filed January 18, 1963

Made April 6, 1968

Due January 25, 1968

Priority: March 29, 1963
(late proof)

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and

acreage covered by subdivision; also show land covered on the map.

None

30914

Source of supply W. KAWAUNA RIVER

a tributary of _____

Location of P.D.(s) SW 1/4 Sec 7 T22N R22E

Water is used for _____

Quantity of water found 2.23 cfs

How was the measurement made? _____

Measurement calculations _____

Assume pressure is 40 psi $Q = \frac{(5.27 \text{ gpm})(102 \text{ noz})}{448.8 \text{ gpm}} = 2.277 \text{ cfs}$

Assume pressure is 45 psi $Q = \frac{(5.70 \text{ gpm})(192)}{448.8 \text{ gpm}} = 2.489$

Assume pressure is 50 psi $Q = \frac{(5.56 \text{ gpm})(200)}{448.8} = 2.48$

Diversion works description and diagram

MR. KAWAUNA CONTAINS 40 AC. STATES
THAT THE WELL IS EQUIPPED WITH A 75 HP
WASTING HOUSE FEE MOTOR ON A 3000
WELL TURBINE. HE STATES THAT
AGRICULTURAL TRUCK OF BLACK FOOT
MIGHT HAVE A RATING TURN, P-785-717
TO SERVICE. HE STATES THAT SERVICE
TESTED TWO WEEKS AGO @ 1045 gpm NOT LEAKING WATER

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated 153

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination? ATTORNEY TO SEARCH MR. KAWAUNA & MR. KAWAUNA. PHONE 50 PAGE, CALL TO MAIN.

Recommended allowance for licensing 223 cfs

Description of required amendments. Comments.

FOR 2000 EXAMINER OF THE BUREAU COUNTY
FEE OFFICE WAS CONTACTED FOR INFORMATION.
A PHOTO SHOWING THE SW 1/4 SEC 7 T22N R22E
IS TO BE ADDED TO THE RECORD. HE STATES
THAT THE SURFACE IS 3000 FT. HIGH
WITH THE EXISTENCE OF A COUNTY ROAD &
DRAIN TO PUMP (2 ACRES APPROX)

NOTE (REVISIONS)

IS NOTING REASONABLE THAT THE SURFACE TO WORK
CONVEY IN EXCESS OF 223 CFS. THIS WOULD
ALLOW FOR 7 ACRES MORE. REASON FOR
REASONABLE ALLOWANCE, 2 ACRES APPROX

Report checked? _____

Examination date _____

Signature _____

ADVANCE 5000 5000 5000
5000 = 5000
5000 = 5000
5000 = 5000
5000 = 5000

30914

Range 32 E

Range 33 E

$\frac{35}{2} \frac{36}{1}$

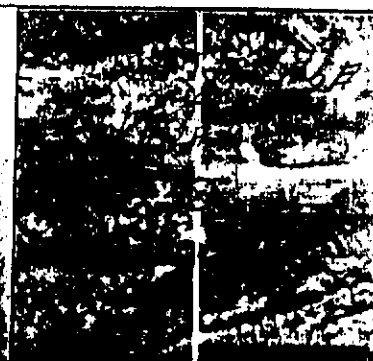
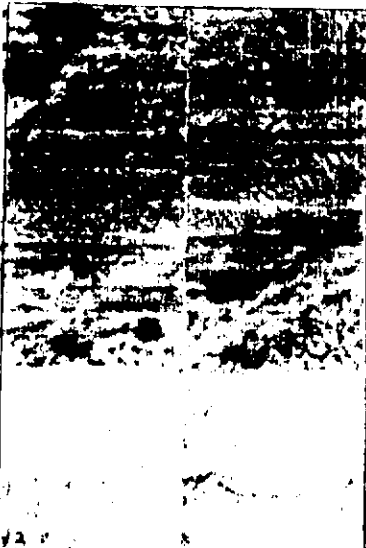
$\frac{36}{1} \frac{31}{6}$

Township

$\frac{2}{11} \frac{1}{12}$

$\frac{1}{12} \frac{6}{7}$

Paul
Evans



850m



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MAY 3, 1993

CHARLES A HOMER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

RE: CHANGE IN OWNERSHIP FOR A29-02472 AND A29-02520A
MARK AND KATHRYN MULBERRY

Dear Mr. Homer:

The request for Change in Ownership concerning your client's Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect your clients as the new owners.

Enclosed are typed Notices with your client's 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 these Notices for your client's records.

Respectfully submitted,

for *Jo Thompson*
Dave Carlson
Water Right Agent, Adjudications

DC:jt

Enclosure: Notices of Claim

cc: Mark Mulberry/copy of letter

MICROFILMED

APR 12 1994

LAW OFFICES

HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FALLS OFFICE

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS
MARIE T. TYLER
JOHN G. SIMMONS, P.A.
ROBERT M. FOLLETT
KUMEN L. TAYLOR
JAMES K. SLAVENS

WEST ONE BANK
P.O. BOX 50130
330 SHOUP AVENUE
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

KEY FINANCIAL CENTER
702 W. IDAHO SUITE 810
BOISE, IDAHO 83702

TELEPHONE (208) 343-0820
TELEFAX (208) 343-8078

BOISE OFFICE

WM. LYMAN BELNAP, P.A.
RANDALL B. REED
RONALD D. CHRISTIAN
FREDERICK J. HAHN III

ARTHUR W. HOLDEN
(1877-1967)
ROBERT B. HOLDEN
(1911-1971)
TERRY L. CRAPO
(1939-1982)
WILLIAM S. HOLDEN
(1907-1988)

April 28, 1993

Idaho Department of Water Resources
900 N. Skyline
Idaho Falls, ID 83401-1718

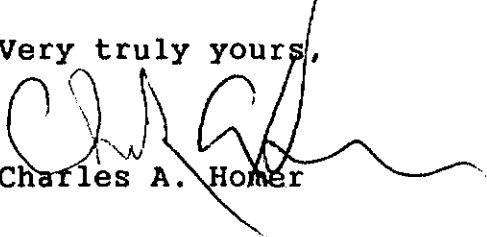
RE: Real Estate Sale from John Hancock Mutual Life
Insurance Co. to Mr. and Mrs. Mark Mulberry

Gentlemen:

Our office recently handled the closing of a real estate sale of property in Bannock County, Idaho, from John Hancock Mutual Life Insurance Company to Mr. and Mrs. Mark L. Mulberry. In connection with the transfer of the property we are enclosing for your records an original Assignment of Notice of Claim executed by John Hancock Mutual Life Insurance Company together with duplicate originals of a "Notice Concerning Water Rights for Property".

Thank you for your assistance on this matter.

Very truly yours,


Charles A. Homer

#4951
75691/mp

Enclosure

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APR 29 1993

Department of Water Resources
Eastern District Office

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APR 12 1994

RECEIVED
APR 29 1993
Department of Water Resources
Eastern District Office

NOTICE CONCERNING WATER RIGHTS FOR PROPERTY
(to be mailed to the Idaho Department of Water Resources)

DATE OF CLOSING: April 23 1993.

LEGAL DESCRIPTION OF PROPERTY: See description on attached
Special Warranty Deed.

[] Served Only by a Public Service Water Supply (domestic
water is received from a city or company who maintains
water supply system, owns the water right, and bills the
customer on a regular basis)

[X] Water Right Numbers: A29-02472 & A29-02520A

[X] Name and Address of Former
Owner/Claimant: John Hancock Mutual Life Ins. Co.
South 176 Stevens Street
Second Floor
Spokane, Washington 99204

[X] New Owner/Claimants: MARK L. MULBERRY and KATHRYN S.
MULBERRY

[X] New Mailing Address: 825 Mark Mulberry
8251 S 25 W
Idaho Falls, ID 83402

[] New Telephone Number: (208) 524-5218

[] Does the change in ownership result in a splitting of the
water right claimed? ____ yes ____ X no

If yes, then describe the portion of the water right that
is now claimed by the new owner:

MICROFILMED
APR 12 1994

[] Signature of New
Owner/Claimants:

Date:

Mark Mulberry
Mark Mulberry
4-23-93

[] Signature of Former
Owner/Claimant:

JOHN HANCOCK MUTUAL LIFE INSURANCE CO.

By: T. L. McKenna

Date:

4-26-93

[] Attach proof of
ownership, describe
proof attached:

(Proof of ownership must describe
either the property conveyed or
include the claim number. Proof of
ownership is not required if this form
is signed by the former claimant.

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Dated:

By:

Final Review and Data-Entry

Dated:

By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources

Copies for Former Owner and New Owner

CAH/82611/rfs

RECEIVED

APR 29 1993
Department of Water Resources
Eastern District Office

State of Idaho

Department of Water Resources

ASSIGNMENT OF NOTICE OF CLAIMS

The undersigned hereby assigns to Mark L. Mulberry and Kathryn S. Mulberry, husband and wife, of 8251 S 25 W, Idaho Falls, Idaho 83401

All its right, title, and interest in and to Notice of Claim Nos. A29-02472 and A29-02520A to a Water Right Acquired Under State Law.

Made this 26 day of April, 1993.

JOHN HANCOCK MUTUAL LIFE INSURANCE CO.

By: T.L. McKeirman

STATE OF WASHINGTON)
) ss.
County of Spokane)

On this 26th day of April, in the year 1993, before me the undersigned, a Notary Public in and for the State of Idaho, personally appeared T. L. McKeirman, known or identified to me to be the Senior Agricultural Investment Officer of JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY, the corporation that executed the foregoing instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

(Seal)

[Signature]
Notary Public for Washington
Residing at Spokane
My commission expires _____

CAH/82321/rfs

MICROFILMED

APR 12 1994

SPECIAL WARRANTY DEED

R.E. No. 16072

THIS INDENTURE, made this 22nd day of April, A.D., 1993, between JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY, a corporation duly organized under the laws of the Commonwealth of Massachusetts and having its principal place of business in Boston, in the County of Suffolk, and Commonwealth of Massachusetts, (Grantor), and MARK L. MULBERRY and KATHRYN S. MULBERRY, husband and wife, (Grantee), 8251 S. 25 W, Idaho Falls, ID 83402,

WITNESSETH, That the Grantor, for the sum of Ten and 00/100 (\$10.00) Dollars, and other good and valuable consideration, to it paid by the Grantee, the receipt of which is hereby acknowledged, has GRANTED, SOLD and CONVEYED, and by these presents does GRANT, SELL and CONVEY unto the said Grantee the following land and improvements thereon, (Premises), situated in the County of Power, and State of Idaho, and more particularly described as follows:

(SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF)

The Premises described hereunder are hereby conveyed "as is," by the tract and not by the acre, the acreage not being guaranteed by the Grantor, and are also conveyed subject to the rights of any tenants or lessees, any persons in possession; all outstanding mineral rights or reservations, oil, gas or mineral leases; water districts, water rights; restrictions or reservations; roadways, rights of way, easements; any contracts purporting to limit or regulate the use, occupancy or enjoyment of said Premises; and any matters which could be disclosed by an accurate, current survey or inspection of said Premises.

TO HAVE AND TO HOLD the above-described Premises, together with all and singular the rights and appurtenances thereto in anywise belonging, unto the said Grantee, their heirs and assigns, forever.

And Grantor does hereby warrant and forever defend all and singular the said Premises unto the Grantee, their heirs and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof by, through or under it, except as aforesaid, but against none other.

IN WITNESS WHEREOF, the Grantor has caused its corporate seal to be hereto affixed and these presents to be signed in its name and behalf by Ronald E. Poch, one of its Assistant Treasurers, on the day and year first-above written.

Signed, sealed and delivered in the presence of:

Catherine M. Bruce
Catherine M. Bruce

JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY
By Ronald E. Poch
Ronald E. Poch Assistant Treasurer

Laura V. Cullen
Laura V. Cullen

COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF SUFFOLK) ss.
)

On this 22nd day of April, 1993, before me, the undersigned, a Notary Public in and for said Commonwealth, residing therein, duly commissioned and sworn, personally appeared Ronald E. Poch, to me personally known, who by me duly sworn, did say he is an Assistant Treasurer of JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and as the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in said County the day and year in this certificate first above written.

Maria L. DeAndrade
Maria L. DeAndrade
Notary Public in and for said Commonwealth

My commission expires: October 4, 1996

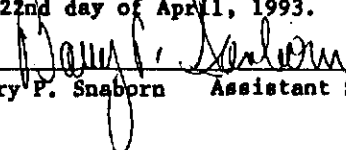
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APR 12 1994

At a meeting of the Board of Directors of JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY held March 8, 1993, a quorum being present it was

VOTED: The following officers of the Company (a) the Chairman of the Board, the President, the Vice Chairman of the Board, the Chief Financial Officer, the General Counsel, any Senior Executive Vice President, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, any Executive Managing Director, the Treasurer, any Assistant Treasurer, or any Treasury Officer, (b) any Senior Investment Officer, any Investment Officer, any Assistant Investment Officer or any other officer of the Agricultural Investment Department or the Bond and Corporate Finance Department holding a title or equivalent rank, or (c) any Senior Mortgage Investment Officer, any Mortgage Investment Officer, or any other officer of the Mortgage Investment Department holding a title of equivalent rank, or any one of them, are hereby authorized to execute and seal with the corporate seal, acknowledge, and deliver any and all instrument required in connection with any investment, sale or loan authorized by the Committee of Finance.

I hereby certify that the above is a true copy of a vote passed March 8, 1993, by the Board of Directors of JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY; that the same still remains in force, and that Ronald E. Poch is an Assistant Treasurer the Company, this 22nd day of April, 1993.


Barry P. Snaborn Assistant Secretary

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This instrument was prepared by:



EXHIBIT "A"

POO ORIGINAL

Township 6 South, Range 33 East of the Boise Meridian

Section 7:

Lots 3 and 4, the East half of the Southwest Quarter and the Southeast Quarter. Less and Except the following described parcel:

A tract of land in the NE 1/4 of the SE 1/4 described as follows:

Commencing at the Southeast corner of Section 7, thence North along the East line of said Section 1499.56 feet to a point, said point being the True Point of Beginning, thence West 612.57 feet to a point, thence North 426.67 feet to a point, thence East 612.57 feet to a point on the East line of said Section, thence South along the East line of said Section 426.67 feet to the True Point of Beginning.

Together with all water, water rights, ditches, aqueducts, appropriations and franchises upon, leading to, connected with or had and enjoyed in connection with said real estate and each and every part thereof.

Together with right of way easement, on, over, through and across the following described real property:

Township 6 South, Range 33 East of the Boise Meridian

Beginning at the quarter corner of Sections 7 and 8, and running thence West 1134.95 feet to the True Point of Beginning, thence running West 20.0 feet; thence running North 20.0 feet, thence running East 20.0 feet, thence running South 20.0 feet to the True Point of Beginning.

Said right of way easement is subject to any and all ownership claims or other rights held by the United States of America acting by and through the Bureau of Indian Affairs.

BEING a portion of the premises conveyed to Grantor by Deed dated December 15, 1988, recorded with the Office of the Recorder for Power County, Idaho, as Instrument No. 149382.

MICROFILMED

APR 12 1994

MEMORANDUM

RECEIVED

To: Adjudication Bureau
From: L. Glen Saxton *MS*
RE: UPDATED ADDRESS - A02-07291
Date: June 12, 1992

JUN 12 1992

Department of Water Resources

The new address for the above referenced adjudication claim is as follows:

John Hancock Mutual Life Ins. Co.
So. 176 Stevens St.
Second Floor
Spokane, Wa. 99204

6-15-92
Karen will FU on
how they rec'd
change notice.

6-16-92 per Glen Saxton - IDWR send them a
shutoff notice & they called & said
their ofc was closed & all must go
to Spokane ofc.

& in writing.

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NOV 13 1992

SD-33 Last Name: JOHN HANCOCK STATE

S E L	First. Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
X	JOHN HANCOCK MUTUAL INS. CO.						
		C	A29-02472	03/29/1963	GROUNDWATER	2.230	01 IRR
X	JOHN HANCOCK MUTUAL LIFE INS. CO.						
		C	A29-02520A	02/23/1966	GROUNDWATER	2.170	01 IRR
	JOHN HANCOCK MUTUAL LIFE INSURANCE CO.						
		O	A34-07291B	01/20/1981	GROUNDWATER	3.200	01 IRR
		O	A34-07291	01/20/1981	GROUNDWATER	6.440	01 IRR
					SPLIT CLAIM		43 DOMEST
		O	A34-07291A	01/20/1981	GROUNDWATER	3.200	01 IRR
		O	R31-07559A	05/01/1982	GROUNDWATER	2.590	01 IRR
		O	R31-07559B	05/01/1982	GROUNDWATER	2.520	01 IRR
		O	A35-02863	02/03/1967	GROUNDWATER	8.000	01 IRR
		O	A35-07521	07/31/1975	GROUNDWATER	5.790	01 IRR
		O	R34-07291A	05/01/1982	GROUNDWATER	2.590	01 IRR
					RENUMBERED		
		O	R34-07291B	05/01/1982	GROUNDWATER	2.520	01 IRR

(Enter=Continue) (GOLD7=This Query) (Menu _____)

A02-07291 = T.F.

change all 3 claims / DVS 6-16-92

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NOV 13 1992