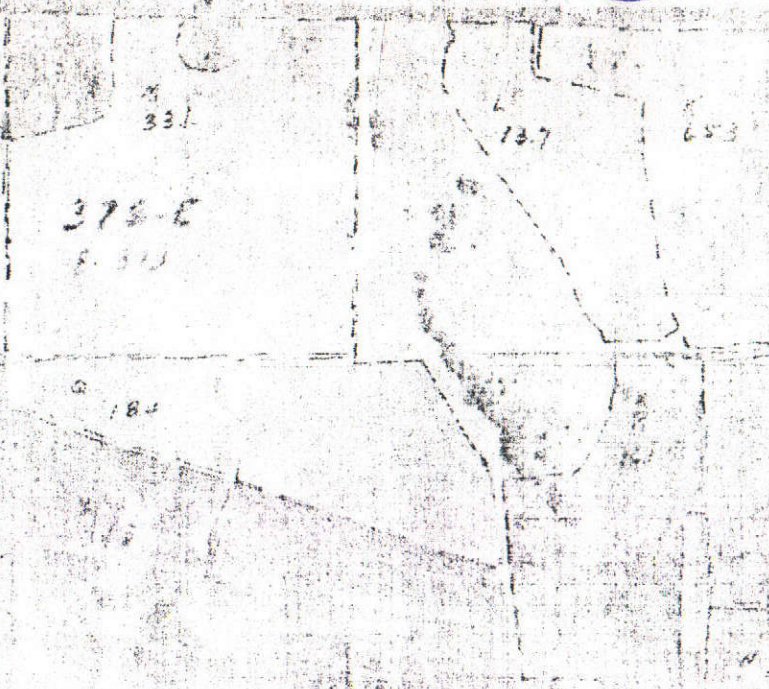
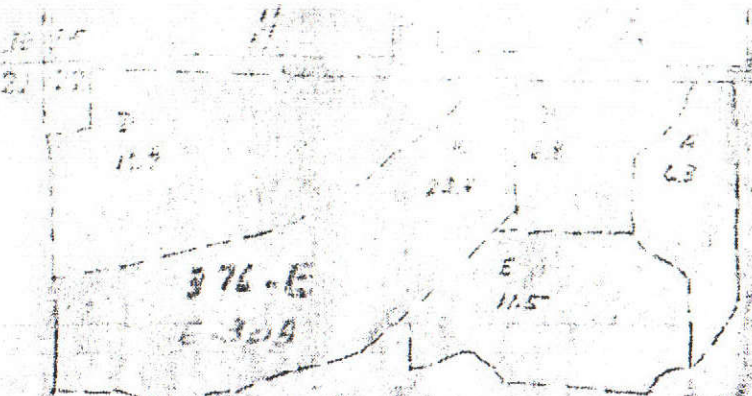
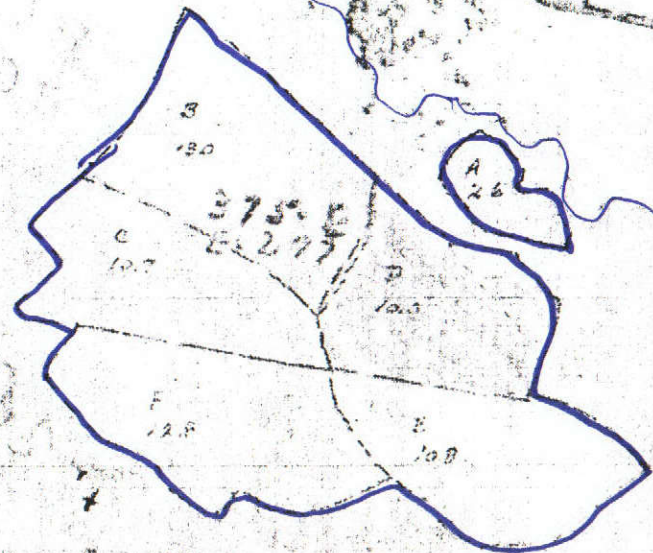


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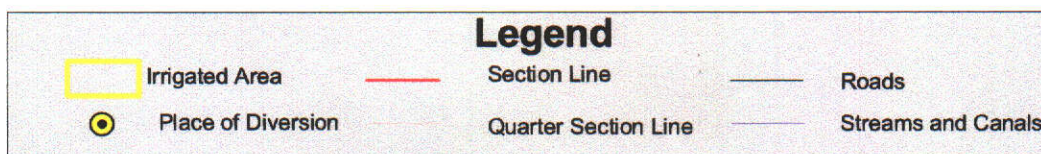
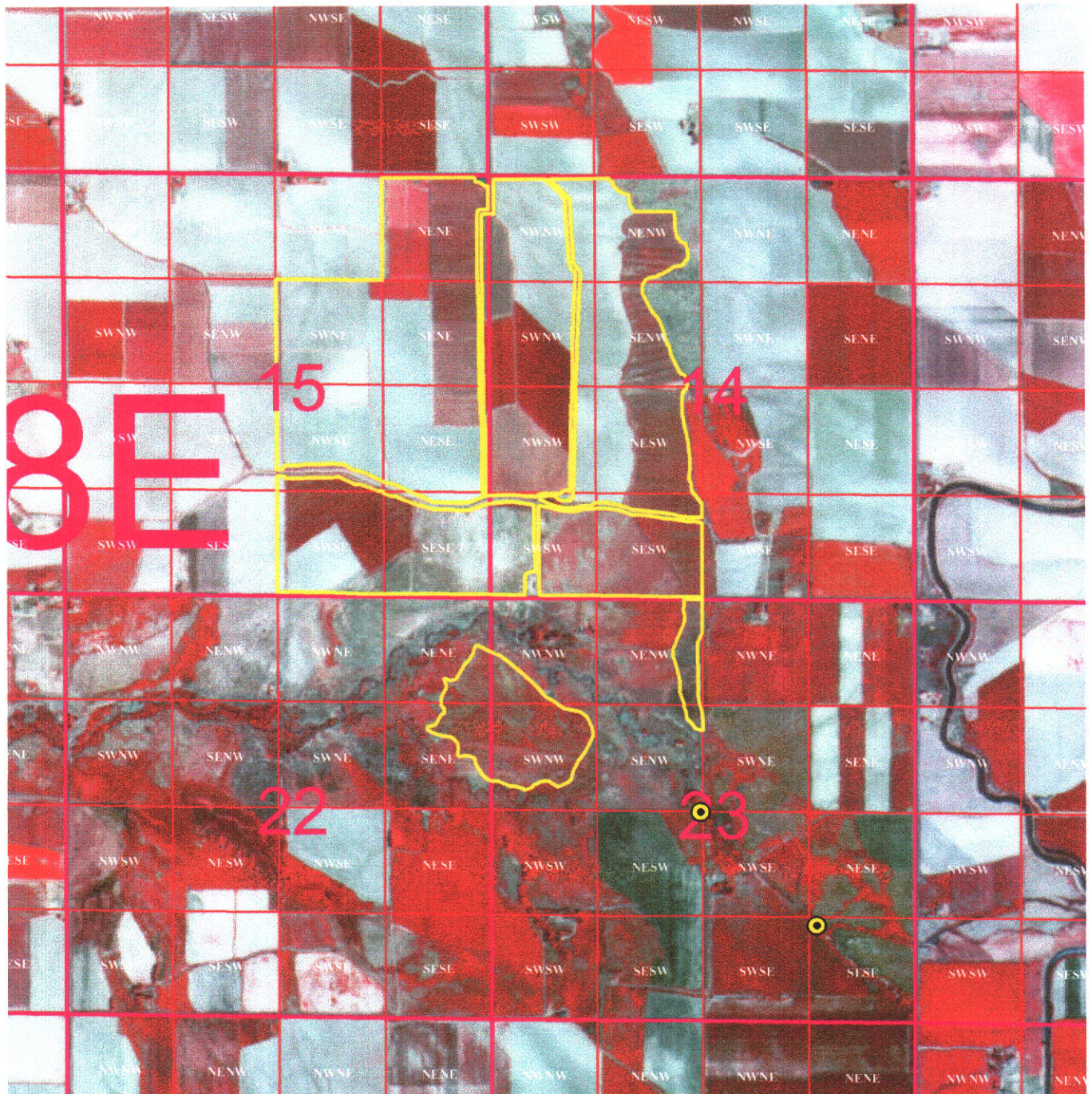


MAR 10 1993

MICROFILMED

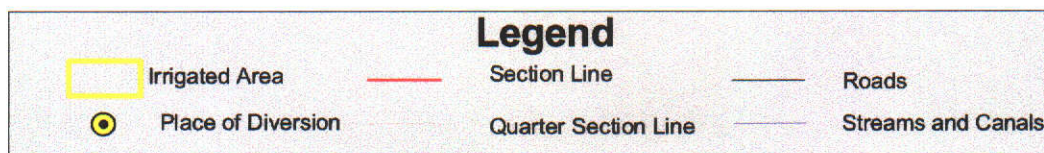
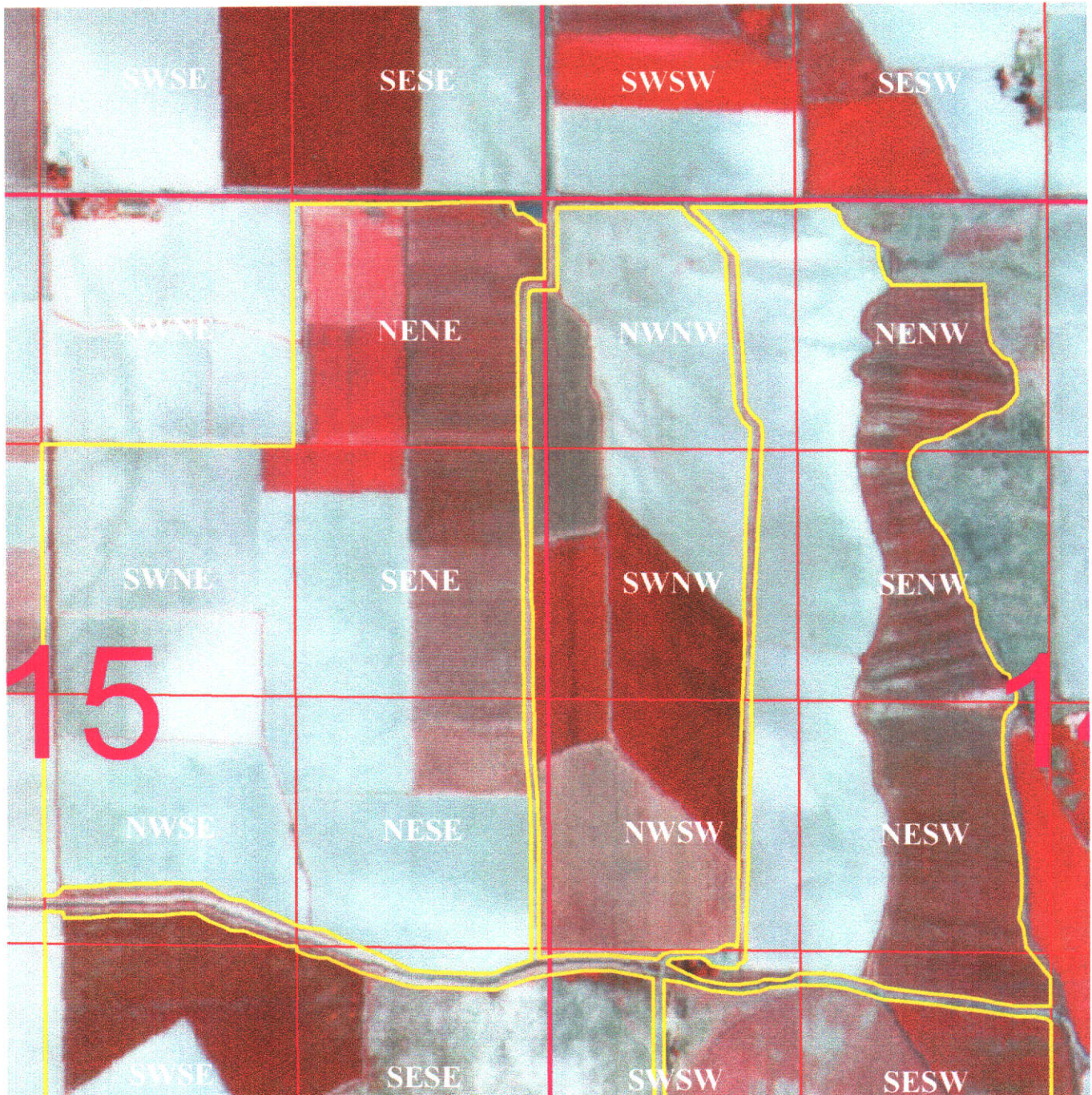
10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E



10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E

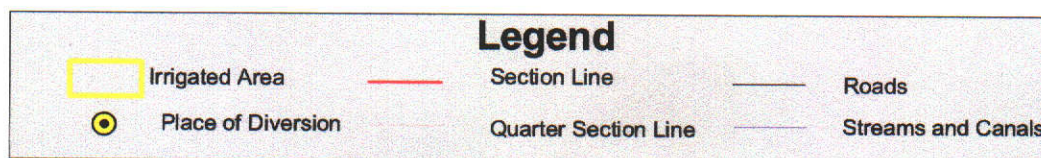
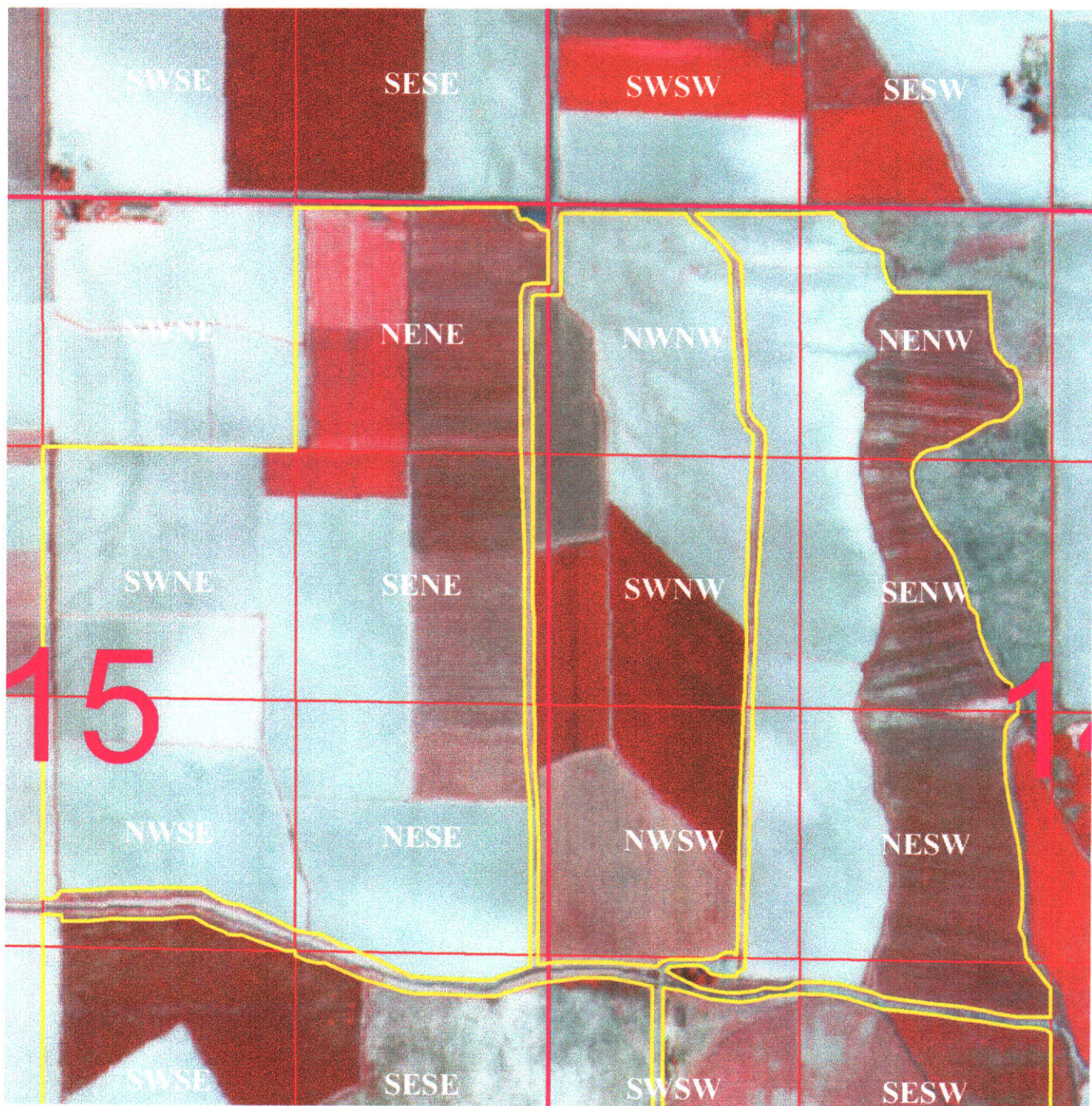


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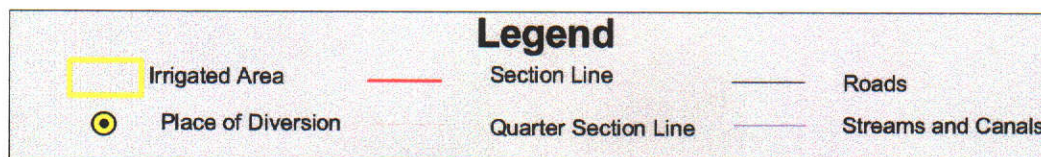
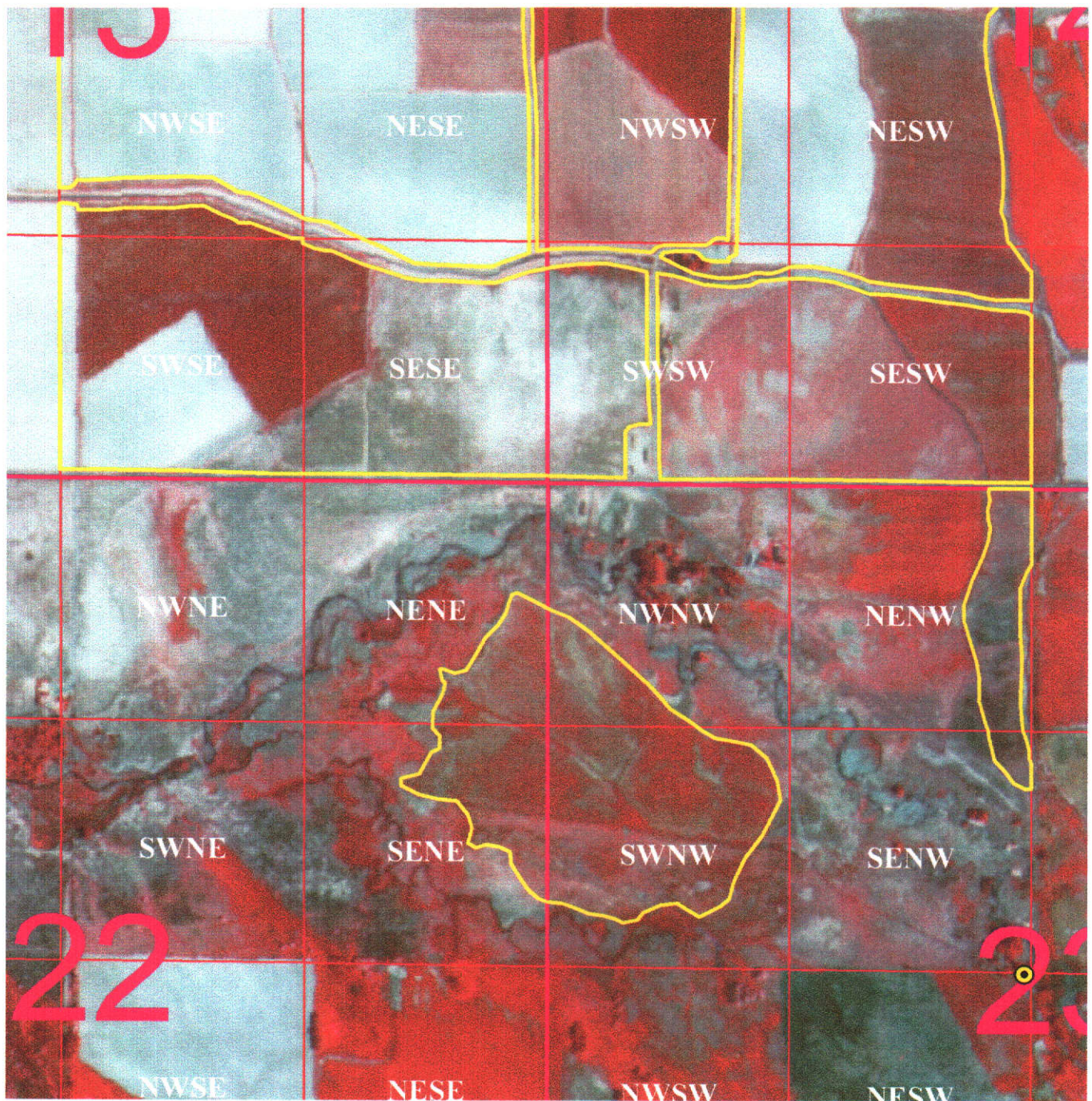
10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E



10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E

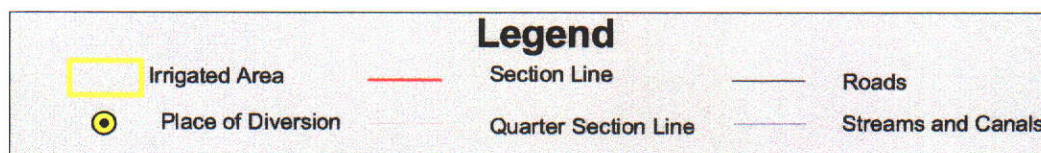
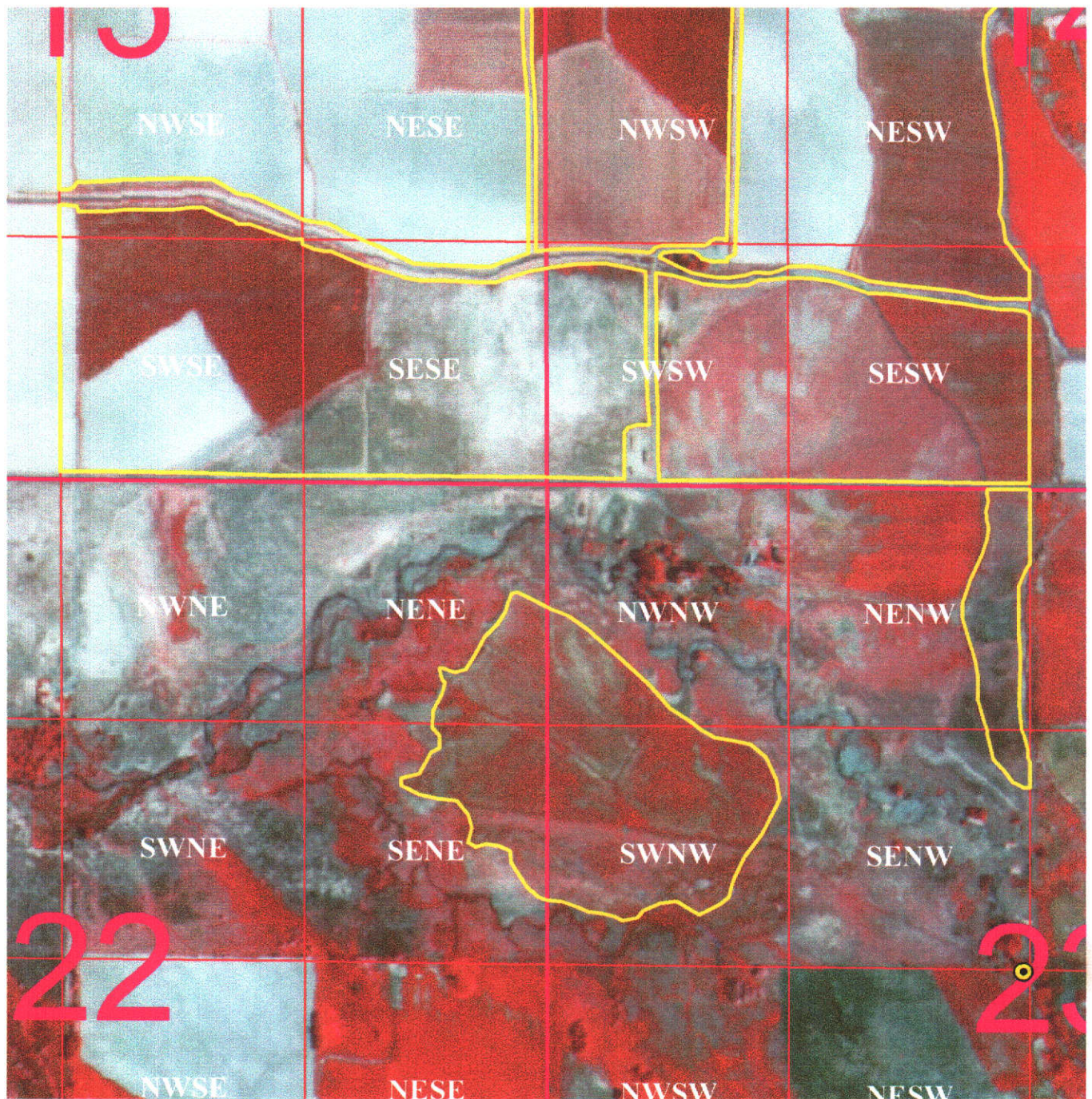


600 0 600 1200 Feet



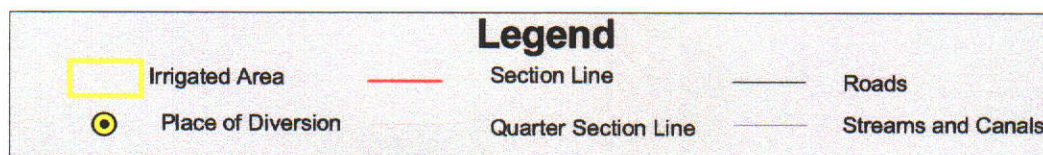
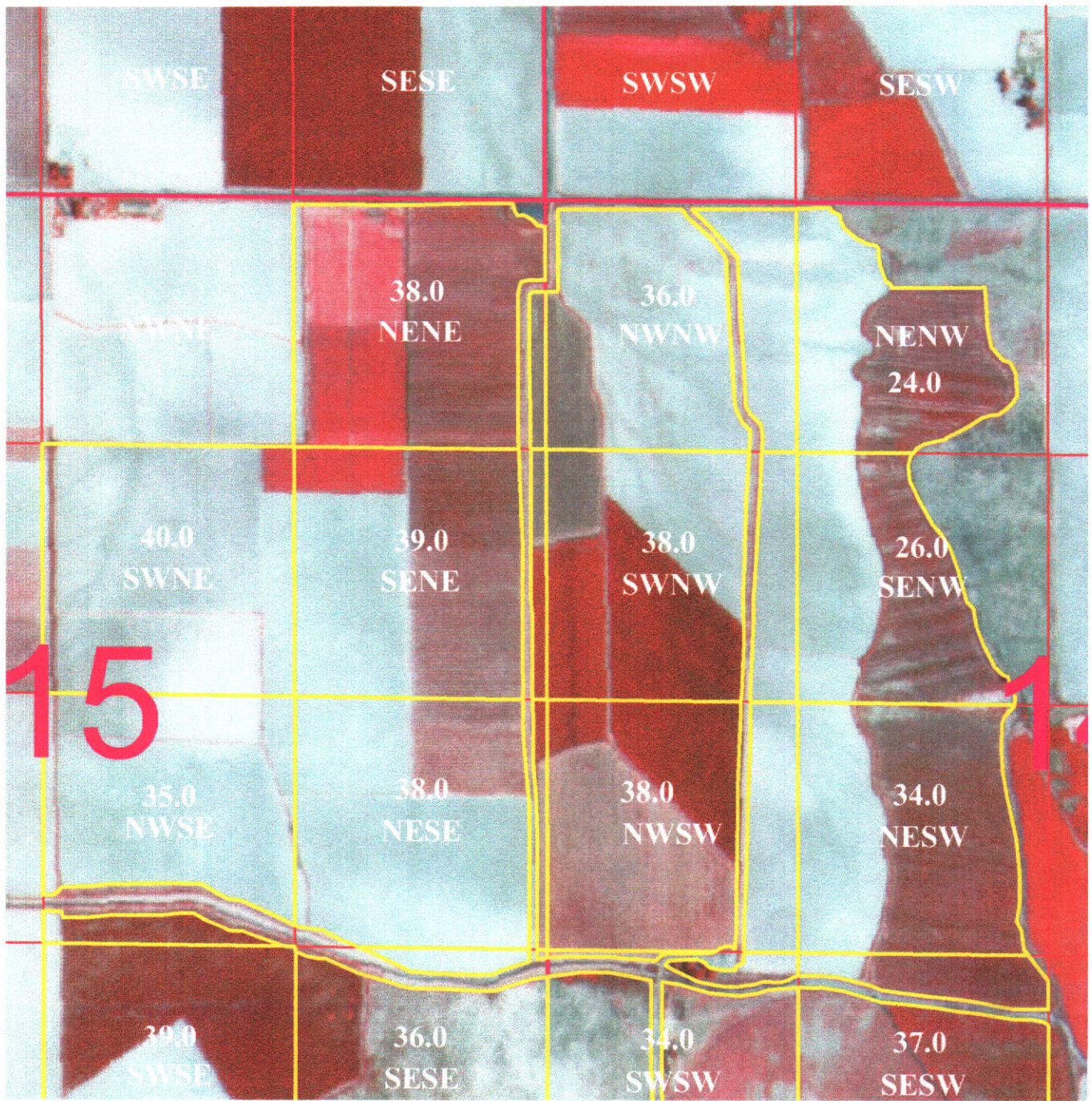
10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E



10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E

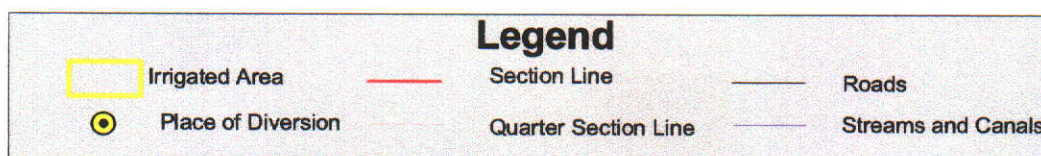
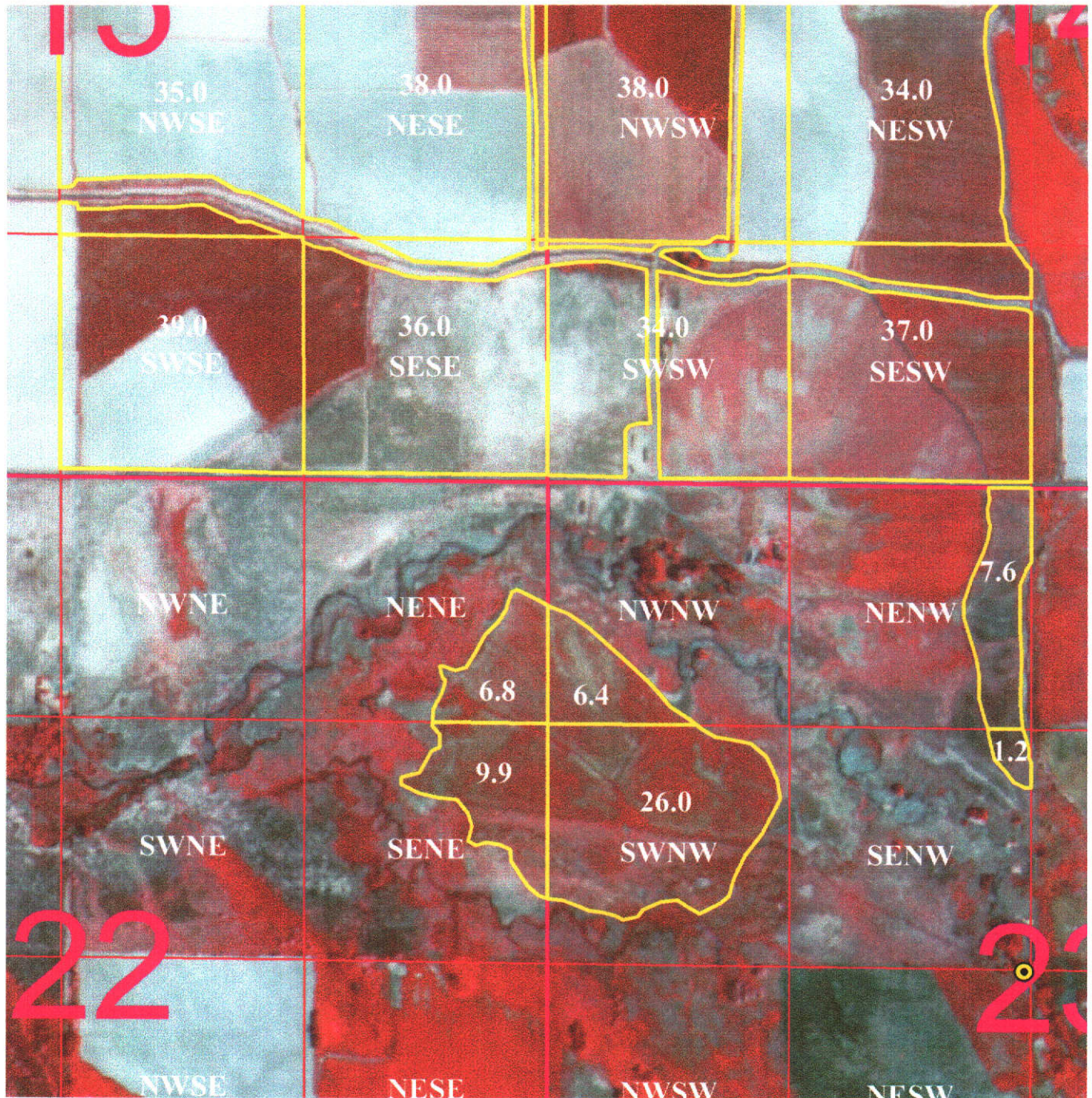


600 0 600 1200 Feet



10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E



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: **A47-00129**
Date Received: 12/22/1988
Receipt No: S004987
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KEN MULBERRY ENTERPRISES 208-423-5555
Address: P.O. BOX H
KIMBERLY, ID 83341

2. Date of Priority: APR 15, 1882

3. Source: ROCK CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	18E	23	NE	NE	SW		TWIN FALLS
			NW	SE	SE		TWIN FALLS

5. Description of diverting works:
HEADGATES, DITCHES & GRAVITY IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		
STOCKWATER	03/15	11/15	0.070		

7. Total Quantity Appropriated is:
0.400 C.F.S. (and/or) 194.40 A.F.A.

8. Total consumptive use is 194.4 Acre Feet Per Annum.

9. Non-irrigation uses:
LIVESTOCK/400 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11S	18E	14	NE	NW		IRR	23.0
			NW	NW		IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	18E	14	SW	NW		IRR	40.0
			SE	NW		IRR	23.0
			NE	SW		IRR	34.0
			NW	SW		IRR	40.0
			SW	SW		IRR	38.0
			SE	SW		IRR	38.0
						Section Acres	275.0
		15	NE	NE		IRR	39.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	39.0
			SW	SE		IRR	39.0
			SE	SE		IRR	35.0
						Section Acres	272.0
		22	NE	NE		IRR	6.0
			SE	NE		IRR	16.0
						Section Acres	22.0
		23	NE	NW		IRR	18.0
			NW	NW		IRR	6.0
			SW	NW		IRR	32.0
			SE	NW		IRR	1.0
						Section Acres	57.0
						Total Acres	626.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
OTHER RIGHTS FROM ROCK CREEK

14. Remarks:

P/D NOT GIVEN IN DECREE BUT VERIFIED BY WATERMASTER.
RIGHT IS NORMALLY USED SOUTH OF ROCK CREEK IN SEC. 22 & 23. WHEN
WATER GETS SHORT, HOWEVER, THE RIGHT IS USED ON LANDS NORTH OF
ROCK CREEK. LAND IS CLAIMED AS PRESENTLY IRRIGATED PER SEC. 42-
1416 IDAHO CODE. THE UPPER DITCH FEEDS ALL THE LAND NORTH OF
ROCK CREEK, AND THE LOWER DITCH FEEDS ALL THE LAND SOUTH OF ROCK

14. Remarks: Continued
CREEK.

OWNERSHIP CHANGE 7/12/90 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

A. D. NORTON ET AL
Decree Plaintiff

vs

PATRICK GARRITY 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: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

12-Jul-1990

Ken Mulberry Enterprises
P.O. Box H.
Kimberly, ID 83341

Re: Claim No(s). A47-00131, 00129, 00130, 00132, 02478, 02548, 02550
A47-12694 & 12721

Dear Claimant(s):

Pursuant to the notification that you presently own the property in which the above referenced adjudication claim(s) is appurtenant, the Department has changed the record(s) of the current owner as you requested. Please find enclosed copy(s) of the computer record of the claim(s) noting the change in claimant. Please review the record(s) and if you have any corrections, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

Encls:

MICROFILMED

MAR 10 1993

RECEIVED

JUN 28 1990

Department of Water Resources
Southern Region Office

CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): A 47-00131 A 47-00129 A 47-00130
A-47-00132 A 47-02478 A 47-02548
[] Name and Address of A-47-02550 A 47-12694 A 47-12721
Former Claimant(s): STRICKER ESTATE

[] New Claimant(s): Ken Mulberry Enterprises

[] New Mailing Address: P.O. Box H
Kimberly, Idaho 83341

New Telephone Number: (208) 423-5555

[] 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:

[] 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.)

[] Signature of New Claimant(s): Ken Mulberry Enterprises

Date: 6-17-90

CHANGE IN OWNERSHIP

Page 2

[] Signature of Former Claimant(s): _____

Date: _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 7/11/90 By: AC

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 7/14/90 By: AC

Claim Numbers of Split, if any:

MICROFILMED

MAR 10 1993

7/2/90 36
none delivered

E-0013 24888

WARRANTY DEED

For Value Received CLIFTON HAYNES, NORMA HERRY, DORIS HARRY,
MAURICE HAYNES and SHIRLEY FUCKETT, each as to an 1/5th interest

the grantors do hereby grant, bargain, sell and convey unto
KEN MULBERRY ENTERPRISES, a partnership consisting of KEN HEN MULBERRY
JENNIFER MULBERRY, husband and wife
the grantee whose current address is P.O. Box 11, Elberta, ID 83411

the following described premises, in Twin Falls County Idaho, to wit

See legal description attached to and made a part here of as "Exhibit A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
its heirs and assigns forever. And the Grantors do hereby covenant to and
with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all
encumbrances except current year's taxes, levies and assessments and except reservations,
restrictions and easements of record and easements visible upon the premises.

and that they will warrant and defend the same from all lawful claims whatsoever

Dated: May 18th, 1989

Clifton Haynes
Clifton Haynes
Norma Herry
Norma Herry
Doris Harry
Doris Harry
Maurice Haynes
Maurice Haynes
Shirley Fockett
Shirley Fockett

Ken Mulberry
Ken Mulberry
Jennifer Mulberry
Jennifer Mulberry

STATE OF IDAHO, COUNTY OF TWIN FALLS
I, the undersigned, being a duly qualified and authorized officer of the State of Idaho, do hereby certify that the foregoing is a true and correct copy of the original as the same appears from the records of the County of Twin Falls, Idaho.

Witness my hand and the seal of the State of Idaho at the City of Boise, Idaho, this 18th day of May, 1989.

Ernest Lee
Ernest Lee
Notary Public
Boise, Idaho

STATE OF IDAHO, COUNTY OF TWIN FALLS, IDAHO
I, the undersigned, being a duly qualified and authorized officer of the State of Idaho, do hereby certify that the foregoing is a true and correct copy of the original as the same appears from the records of the County of Twin Falls, Idaho.

NOTARY PUBLIC
BOISE, IDAHO



First American Title Company of Idaho

INSTRUMENT NO. 955965

MICROFILMED
MAR 1 1993

hand delivered 7/2/90

INCEL 1

EXHIBIT "A"

Township 11 South, Range 18 East of the Boise Meridian, Twin Falls County, Idaho,

Section 14: NE $\frac{1}{4}$ SW $\frac{1}{4}$,EXCEPT the East one acre thereof, NW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$ and all of the SW $\frac{1}{4}$,Section 15: NE $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$ and all of the SE $\frac{1}{4}$,EXCEPT that parcel of land beginning at a point South 0°40' East 38 feet and South 89°12' West 51 feet from the Northeast corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 15;

Thence South 10°45' East 62 feet to South side county road the EAST POINT OF INTERSECTION;

Thence South 10°45' East 191 feet to a point;

Thence South 79°15' West 81 feet to a point;

Thence North 18°52' West 210 feet to a point;

Thence North 84°50' East 116.4 feet to POINT OF INTERSECTION.

Section 22: NE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$,Section 23: NW $\frac{1}{4}$

EXCEPT

Township 11 South, Range 18 East of the Boise Meridian, Twin Falls County, Idaho,

Section 23: A parcel of land in NW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

BEGINNING at a point on the North line of Section 23, 30 feet East from the Northwest corner (with Sections 14, 15, and 22);

Thence East 479 feet 5 inches on Section line;

Thence South 660 feet;

Thence West 499 feet 5 inches;

Thence North 560 feet;

Thence East 20 feet;

Thence North 100 feet to POINT OF INTERSECTION;

EXCLUDING all land North of the present roadway that lies on a line North from end of the described parcel;

A triangle beginning 464 feet South of the Northwest corner, with a bearing

boundary bearing South 21°32' West for 221 feet 6 inches and all land East of Rock Creek.

INCEL 2

Township 11 South, Range 18, East of the Boise Meridian, Twin Falls County, Idaho,

Section 15: A part of the Northeast quarter, more particularly described as follows:

BEGINNING at a point South 0°40' East 38 feet and South 89°12' West 51 feet;

Thence South 10°45' East 62 feet to South side county road;

Thence South 10°45' East 191 feet to a point;

Thence South 79°15' West 81 feet to a point;

Thence North 18°52' West 210 feet to a point;

Thence North 84°50' East 116.4 feet to POINT OF INTERSECTION.

MICROFILMED

MAR 10 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

12-Jul-1990

Ken Mulberry Enterprises
P.O. Box H.
Kimberly, ID 83341

Re: Claim No(s). A47-00131, 00129, 00130, 00132, 02478, 02548, 02550
A47-12694 & 12721

Dear Claimant(s):

Pursuant to the notification that you presently own the property in which the above referenced adjudication claim(s) is appurtenant, the Department has changed the record(s) of the current owner as you requested. Please find enclosed copy(s) of the computer record of the claim(s) noting the change in claimant. Please review the record(s) and if you have any corrections, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy'.

Judy Givens
Adjudication Secretary

Encls:

MICROFILMED

MAR 10 1993

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: A47-00129
Date Received: 12/21/1988
Receipt No: 506 4987
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STRICKER ESTATE
Address: C/O RON JONES
RT. 1, 3400 N. 2338 E.
TWIN FALLS, ID 83301
208-326-4659
2. Date of Priority: APR 15, 1882
3. Source: ROCK CREEK Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	18E	23	NE	NE	SW		TWIN FALLS
			NW	SE	SE		TWIN FALLS
5. Description of diverting works:
HEADGATES & DITCHES TO P/U, GRAVITY IRRIGATION
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		
STOCKWATER	03/15	11/15	0.070		
7. Total Quantity Appropriated is:
0.400 C.F.S. (and/or) 194.40 A.F.A.
8. Total consumptive use is 194.4 Acre Feet Per Annum.
9. Non-irrigation uses:
LIVESTOCK/UP TO 400 RANGE

A47-00129

Page 1

Date: 12/21/88

MICROFILMED
MAR 10 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	18E	14	NE		NW		IRR	23.0
			NW		NW		IRR	39.0
			SW		NW		IRR	40.0
			SE		NW		IRR	23.0
			NE		SW		IRR	34.0
			NW		SW		IRR	40.0
			SW		SW		IRR	38.0
			SE		SW		IRR	38.0
							Section Acres	275.0
		15	NE		NE		IRR	39.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	39.0
			SW		SE		IRR	39.0
			SE		SE		IRR	35.0
							Section Acres	272.0
		22	NE		NE		IRR	6.0
			SE		NE		IRR	16.0
							Section Acres	22.0
		23	NE		NW		IRR	18.0
			NW		NW		IRR	6.0
			SW		NW		IRR	32.0
			SE		NW		IRR	1.0
							Section Acres	57.0
							Total Acres	626.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
OTHER RIGHTS FROM ROCK CREEK

14. Remarks:

P/D NOT GIVEN IN DECREE BUT VERIFIED BY WATERMASTER.
RIGHT IS NORMALLY USED SOUTH OF ROCK CREEK IN SEC. 22 & 23. WHEN
WATER GETS SHORT, HOWEVER, THE RIGHT IS USED ON LANDS NORTH OF
ROCK CREEK. LAND IS CLAIMED AS PRESENTLY IRRIGATED PER SEC. 42-
1416 IDAHO CODE. THE UPPER DITCH FEEDS ALL THE LAND NORTH OF
ROCK CREEK, AND THE LOWER DITCH FEEDS ALL THE LAND SOUTH OF ROCK
CREEK,

MICROFILMED
MAR 10 1993

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

A. D. NORTON ET AL

Decree Plaintiff

vs

PATRICK GARRITY 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 X 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 Farm manager/agent of
Stricker Estate ^{title} _____, that I have signed the foregoing
Organization
document in the space below as Farm manager/agent of
Stricker Estate ^{title} _____ and that the statements contained in the
Organization
foregoing document are true and correct.

Ronald L. Jove
Signature of Authorized AgentFarm manager/agent of Stricker Estate
title and Organization12-22-88

Date

MICROFILMED

MAR 10 1993

MAR 10 1993

500.22 T115 R.18E

NOT
CN

COMMUNICATION DOCUMENTATION

IDWR Employee/Agent Georgia Satterlee

DATE

June 8, 1999 2:16pm

CUSTOMER

MULBERRY, MS.

SUBJECT: A47-00129,-00130,, -00131,-02468,-02478,-02557
phone call (X) walk-in (.)

Per your phone call today, enclosed are the claims we discussed. The blue tagged claims are associated with the Rock Creek rights. The red tag claims are from the wells.

If there is a concern regarding the claim(s) in the name of the Historical Society, a complaint in writing would be beneficial.

47-00129



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 25, 1994

David M Brown
The Mutual Life Insurance Co of New York
One Mid Rivers Mall Dr
Suite 120
St Peters, MO 63376

RE: Lienholder addition to SRBA Records A47-00129, A47-00130,
A47-00131, A47-00132, A47-02137, A47-02257, A47-02468,
A47-02478, A47-02502, A47-02548, A47-02550, A47-13605 &
A47-14363

Dear Mr. Brown:

In response to your September 26, 1994 letter our office has changed the electronic record for the above listed Snake River Basin Adjudication (SRBA) claims. Please find enclosed copies of proof reports for these changed records.

Your letter requested we also change A36-15131. Since your letter indicated that only Kenneth & Jennifer Mulberry, Ken Mulberry Enterprises or Mulberry Enterprises property was mortgaged, this change was **not** made since the claim is in the name of "Russet Valley Produce" and/or "Russet Valley Produce Profit Sharing".

Your letter also seemed to request changes to several Twin Falls Canal Co. stock certificates. Since our department does not deal with these records I recommend you contact the Twin Falls Canal Co. directly.

In checking our database I found three other SRBA claims (A47-12694, A47-12721 & A47-10012) in the name of "Ken Mulberry Enterprises". Please find listings of these records for your review. Please note that since these claims were not specifically listed in your "Exhibit B" these records were **not** changed either.

If you have questions please feel free to contact our office.

Sincerely,

Allen Merritt
Acting Southern Region Manager

CC: Ken Mulberry Enterprises

NOV 28 1996

David M. Brown
Senior Counsel
MONY Agricultural Investment

Mutual Of New York
One Mid Rivers Drive, Suite 120
St. Peters, MO 63376
314 278-5555
Telecopier 314 278-6763

MONY

September 26, 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

RECEIVED

SEP 30 1994

Department of Water Resources

Idaho Department of Water Resources
1301 North Orchard St.
Statehouse Mail
Boise, ID 83720

Re: **MONY Loan No. 12113**
Mulberry, Kenneth and Jennifer
Water Rights - Lienholder's Interest

OCT 25 1994
Department of Water Resources
Southern Region Office

Gentlemen:

The Mutual Life Insurance Company of New York (MONY) has closed a loan transaction with Kenneth A. Mulberry and Jennifer Mulberry, husband and wife and Ken Mulberry Enterprises, also appearing of record as Mulberry Enterprises. In connection with said loan transaction, MONY has mortgaged certain real estate owned by Kenneth A. Mulberry and Jennifer Mulberry, husband and wife and Ken Mulberry Enterprises, also appearing of record as Mulberry Enterprises, and taken a security interest in the water rights appurtenant to and used in connection with said real property.

It is my understanding that State of Idaho Department of Water Resources now has all water rights on a computer system and that a notice of MONY's security interest will be entered into that system. For your use, I now enclose duplicate copies of the legal descriptions for the real property encumbered by MONY's mortgage and the water rights appurtenant thereto. It is my understanding that one copy will be dated the day that you receive it and returned to me to acknowledge receipt, and that the second copy will be retained by your department for your file. *done ss*

The lienholder's name and address to be registered in you system and used for all required notifications and correspondence is as follows:

The Mutual Life Insurance Company of New York
One Mid Rivers Mall Drive
Suite 120
St. Peters, MO 63376

Copy to:
The Mutual Life Insurance Company of New York
1740 Broadway
New York, NY 10019

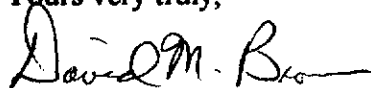
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The Mutual Life Insurance Company of New York

Upon receipt of this letter I request that you return one copy of the legal description and appurtenant water rights with your date stamp attached in the enclosed self-addressed, stamped envelope, for our records. If there is anything further you require to register MONY's lienholder's interest in these water rights please contact me at your earliest convenience.

Thank you for your cooperation and assistance in this regard.

Yours very truly,

A handwritten signature in cursive script, appearing to read "David M. Brown".

David M. Brown
Senior Counsel
MONY Agricultural Investment

Enclosures

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EXHIBIT A
MONY Loan No. 12113
Kenneth A. and Jennifer Mulberry
Twin Falls County

PARCEL NO. 1

Township 11 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 8: All that portion North of the Twin Falls Low Line Canal. Also known as Lots 2-15, 17, 19, 21, 22, 24, 25, 27-32, 34 and 36 of UTAH CONSTRUCTION COMPANY SUBDIVISION, plat recorded as Instrument No. 222470, on December 23, 1929.

EXCEPT A strip of land along the North bank of the Low Line Canal located in Lots 32, 34 and 36, of Utah Construction Company Subdivision, in Section 8, Township 11 South, Range 18 E., B.M., Twin Falls County, Idaho, and being more particularly described as follows:

BEGINNING at the Southwest corner of said Subdivision and said Section 8;

THENCE North 00°04'00" West for a distance of 269.70 feet along the Westerly boundary of said Subdivision and said Section 8 to the Southwest corner of said Lot 32 and the TRUE POINT OF BEGINNING;

THENCE along the Southerly boundary of said Lots 32, 34 and 36 the following courses and distances, North 81°35'00" East for a distance of 332.70 feet;

THENCE North 76°34'00" East for a distance of 396.70 feet;

THENCE South 89°05'00" East for a distance of 199.30 feet;

THENCE North 78°49'00" East for a distance of 451.00 feet;

THENCE North 88°14'00" East for a distance of 199.40 feet;

THENCE North 81°41'00" East for a distance of 680.30 feet;

THENCE North 87°22'00" East for a distance of 80.30 feet;

THENCE North 79°26'00" East for a distance of 429.70 feet;

THENCE North 59°51'00" East for a distance of 221.80 feet;

THENCE North 45°53'00" East for a distance of 300.00 feet;

THENCE North 39°33'34" West for a distance of 90.00 feet to a point on the North bank of said Low Line Canal;

THENCE South 64°33'48" West for a distance of 708.60 feet;

THENCE South 08°46'19" East for a distance of 15.00 feet;

THENCE South 81°13'41" West for a distance of 975.28 feet;

THENCE South 80°52'24" West for a distance of 414.37 feet;

THENCE North 09°07'36" West for a distance of 15.00 feet;

THENCE South 80°52'24" West for a distance of 300.00 feet;

THENCE South 71°39'59" West for a distance of 250.00 feet;

THENCE South 80°52'24" West for a distance of 542.06 feet to a point on the Westerly boundary of said Lot 32 and the Westerly boundary of said Section 8;

THENCE South 00°04'00" East for a distance of 70.78 feet along the Westerly boundary of said Section 8 to the TRUE POINT OF BEGINNING.

PARCEL NO. 2

Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 20: A tract of land located in the SW¼NW¼, more particularly described as follows:

BEGINNING at the Southwest corner of said SW¼NW¼;

THENCE North 0°07'58" East for a distance of 731.56 feet along the westerly boundary of said SW¼NW¼ to the TRUE POINT OF BEGINNING;

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Kenneth A. and Jennifer Mulberry

THENCE North 0°07'58" East for a distance of 589.07 feet to the Northwest corner of said SW¼NW¼;
THENCE South 89°24'18" East for a distance of 449.88 feet along the northerly boundary of said SW¼NW¼;
THENCE South 0°07'58" West for a distance of 527.56 feet parallel with the westerly boundary of said SW¼NW¼;
THENCE South 76°58'48" East for a distance of 70.60 feet;
THENCE South 1°54'22" East for a distance of 285.66 feet;
THENCE South 44°40'12" East for a distance of 131.71 feet;
THENCE South 41°27'06" East for a distance of 228.03 feet;
THENCE South 18°29'59" East for a distance of 243.67 feet along the southerly boundary of said SW¼NW¼;
THENCE North 89°24'59" West for a distance of 108.93 feet along the southerly boundary of said SW¼NW¼;
THENCE North 45°02'33" West for a distance of 1046.05 feet to the TRUE POINT OF BEGINNING.
SUBJECT TO: The right of public roads which affect the southerly and westerly 25.00 feet thereof.

PARCEL NO. 3

Township 11 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho
Section 22: Part of the NW¼NW¼ and part of the NE¼NW¼, more particularly described as follows:
BEGINNING at the North 1/4 section corner of Section 22 said corner marked by a 1/2" rebar which shall be the POINT OF BEGINNING;
THENCE South 0°11'28" West along the 1/4 section line for 1319.45 feet to a 5/8" rebar at the SE corner of the NE¼NW¼;
THENCE North 89°16'37" West along the East line of the NE¼NW¼ for 20.00 feet to a point;
THENCE North 0°11'28" West parallel to the east line of the NE¼NW¼ for 208.71 feet to a point;
THENCE North 89°16'37" West for 208.71 feet to a 1/2" rebar;
THENCE South 00°11'28" East for 199.51 feet to a 1/2" rebar;
THENCE South 00°11'28" East for 9.20 feet to a point on the south line of the NE¼NW¼;
THENCE North 89°16'37" West along the south line of the NE¼NW¼ for 1098.92 feet to a 5/8" rebar at the SW corner of the NE¼NW¼;
THENCE North 00°07'52" West along the west line of the NE¼NW¼ for 199.39 feet to a 1/2" rebar;
THENCE South 80°33'44" West for 535.18 feet to a 1/2" rebar;
THENCE South 88°44'27" West for 799.40 feet to a P.K. Nail on section line;
THENCE North 00°04'18" West along section line for 1006.61 feet to a P.K. Nail, said nail lying South 00°04'18" East for 235.00 feet from the NW corner of Section 22;
THENCE South 89°17'15" East for 235.00 feet to a 1/2" rebar;
THENCE North 00°04'18" West for 235.00 feet to a P.K. Nail on section line;
THENCE South 89°17'15" East along section line for 2417.48 feet to the POINT OF BEGINNING.
TOGETHER WITH: An easement for ingress and egress described as follows:
BEGINNING at the north 1/4 section corner of Section 22, Township 11 South, Range 18 E., B.M., said corner marked by a 1/2" rebar which shall be the POINT OF BEGINNING;
THENCE South 00°11'28" East along the 1/4 section line for 1095.63 feet to a point;
THENCE North 89°16'37" West for 20.00 feet to a point;
THENCE South 00°11'28" East for 208.71 feet to a point on the south line of the NE¼NW¼;
THENCE South 89°16'37" East along the south line of the NE¼NW¼ for 20.0 feet to a 5/8" rebar at the SE corner of the NE¼SW¼;
THENCE South 89°13'44" East along the South line of the NW¼NE¼ for 25.00 feet to a point;
THENCE North 00°11'28" West for 1319.44 feet to a point on section line;
THENCE North 89°11'58" West along section line for 25.00 feet to the POINT OF BEGINNING.

EXHIBIT A
MONY Loan No. 12113
Kenneth A. and Jennifer Mulberry

PARCEL NO. 4

Township 11 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 14: NE½NW½ EXCEPT the East one acre thereof, NW½NW½; SW½NW½; SE½NW½ and all of the SW½

Section 15: NE½NE½; SW½NE½; SE½NE½ and all of the SE½

EXCEPT that parcel of land beginning at a point South 00°48' East 38 feet and South 89°12' West 51 feet from the Northeast corner of NE½NE½ of Section 15;

THENCE South 10°45' East 62 feet to South side country road to the REAL POINT OF BEGINNING;

THENCE South 10°45' East 193 feet to a point;

THENCE South 79°15' West 83 feet to a point;

THENCE North 18°57' West 210 feet to a point;

THENCE North 84°50' East 116.4 feet to the POINT OF BEGINNING.

Section 22: NE½ and SE½NW½

Section 23: NW½

EXCEPT

A parcel of land located in the NW½NW½, more particularly described as follows:

BEGINNING at the Northwest corner of said NW½;

THENCE North 90°00'00" East a distance of 413.16 feet along the northerly boundary of said NW½NW½ to the TRUE POINT OF BEGINNING;

THENCE North 90°00'00" East a distance of 607.31 feet along the northerly boundary of said NW½NW½;

THENCE South 4°40'15" West a distance of 506.49 feet;

THENCE North 69°32'28" West a distance of 138.54 feet to the easement boundary of property owned by the Idaho State Historical Society;

THENCE North 00°00'00" East a distance of 102.34 feet to the center of an access road;

THENCE along the center of said access road the following courses and distances:

North 45°10'13" West a distance of 186.63 feet;

THENCE North 50°13'43" West a distance of 123.49 feet;

THENCE North 55°31'48" West a distance of 253.50 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO: The rights of a public road which affects the northerly 25.00 feet thereof and also is subject to and includes use of an easement for the purpose of ingress, egress and public utilities over a strip of land 30 feet in width and located in the NW½NW½ of Section 23, Township 11 South, Range 18 E., B.M., Twin Falls County, Idaho, and lying 15 feet right and 15 feet left of the following described centerline:

BEGINNING at the Northwest corner of said NW½NW½;

THENCE North 90°00'00" East a distance of 413.16 feet along the northerly boundary of said NW½NW½ to the TRUE POINT OF BEGINNING of said centerline;

THENCE South 55°31'48" East a distance of 253.50 feet;

THENCE South 50°13'43" East a distance of 123.49 feet;

THENCE South 45°10'13" East a distance of 186.63 feet;

THENCE South 49°39'13" East a distance of 174.37 feet to a point on the easterly boundary of the above described parcel and terminus of said easement.

AND EXCEPT

A parcel of land located in the NW½NW½, more particularly described as follows:

BEGINNING at the Northwest corner of said NW½;

THENCE North 90°00'00" East a distance of 1020.47 feet along the northerly boundary of said NW½NW½ to the TRUE POINT OF BEGINNING;

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THENCE North 90°00'00" East a distance of 275.19 feet along the northerly boundary of said NW¼NW¼;
THENCE South 5°56'47" West a distance of 317.86 feet;
THENCE South 9°30'24" West a distance of 256.12 feet;
THENCE North 80°36'04" West a distance of 127.11 feet;
THENCE North 69°32'57" West a distance of 123.59 feet;
THENCE North 4°40'15" East a distance of 506.49 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO: The right of a public road which affects the northerly 25 feet thereof and also is subject to and includes use of an easement for the purpose of ingress, egress and public utilities over a strip of land 30 feet in width and located in the NW¼NW¼ of Section 23, Township 11 South, Range 18 E., B.M., Twin Falls County, Idaho, and lying 15 feet right and 15 feet left of the following described centerline:

BEGINNING at the Northwest corner of said NW¼NW¼;

THENCE North 90°00'00" East a distance of 413.16 feet along the northerly boundary of said NW¼NW¼ to the TRUE POINT OF BEGINNING of said centerline;

THENCE South 55°31'48" East a distance of 253.50 feet;

THENCE South 50°13'43" East a distance of 123.49 feet;

THENCE South 45°10'13" East a distance of 186.63 feet;

THENCE South 49°39'13" East a distance of 174.37 feet to a point on the easterly boundary of the above described parcel and terminus of said easement.

AND ALSO EXCEPT

A part of NW¼NW¼ described as follows:

COMMENCING at the Northwest corner of Section 23. Said point lies North 90°00'00" West 2639.94 feet from the North quarter corner of Section 23;

THENCE South 90°00'00" East 370.00 feet to the REAL POINT OF BEGINNING;

THENCE South 90°00'00" East 43.16 feet;

THENCE South 55°31'48" East 253.50 feet;

THENCE South 50°13'43" East 123.49 feet;

THENCE South 45°10'13" East 186.63 feet;

THENCE South 00°00'00" West 109.95 feet;

THENCE South 21°32'00" West 210.71 feet;

THENCE North 90°00'00" West 353.12 feet to the center of Rock Creek;

THENCE North 00°42'40" East 16.90 feet, along the center of Rock Creek;

THENCE North 31°01'00" East 84.70 feet, along the center of Rock Creek;

THENCE South 72°41'22" East 30.36 feet, along the center of Rock Creek;

THENCE North 52°47'44" East 77.43 feet, along the center of Rock Creek;

THENCE North 16°56'23" West 74.97 feet, along the center of Rock Creek;

THENCE North 48°42'26" West 81.06 feet, along the center of Rock Creek;

THENCE South 82°37'41" West 76.01 feet, along the center of Rock Creek;

THENCE South 54°11'02" West 55.82 feet, along the center of Rock Creek;

THENCE North 00°00'00" East 350.05 feet;

THENCE South 90°00'00" East 20.00 feet;

THENCE North 00°00'00" East, 100.00 feet, to the REAL POINT OF BEGINNING.

SUBJECT TO: A 25.00 foot wide county roadway easement parallel with and adjoining the section line along the North boundary of the above described parcel.

PARCEL NO. 5

Township 11 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 15: A part of the NE¼, more particularly described as follows:

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MONY Loan No. 12113
Kenneth A. and Jennifer Mulberry

BEGINNING at a point South 00°48' East 38 feet and South 89°12' West 51 feet;
THENCE South 10°45' East 62 feet to South side county road;
THENCE South 10°45' East 193 feet to a point;
THENCE South 79°15' West 83 feet to a point;
THENCE North 18°57' West 210 feet to a point;
THENCE North 84°50' East 116.4 feet to POINT OF BEGINNING.

PARCEL NO. 8

Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho
Section 20: A parcel of land located in the SW¼, more particularly described as follows:
COMMENCING at the Southwest corner of said Section 20 and being the TRUE POINT OF BEGINNING;
THENCE North 00°07'59" East along the West boundary of Section 20 for a distance of 1878.48 feet to
a point on the Southerly right of way line of the Oregon Shortline Railroad;
THENCE South 80°47'13" East along the Southerly right of way line of the Oregon Shortline Railroad for a
distance of 1333.93 feet to a point on the East boundary of the NW¼SW¼;
THENCE South 00°04'41" West along the East boundary for the NW¼SW¼ for a distance of 358.07 feet
to the Northeast corner of the SW¼SW¼;
THENCE South 89°23'36" East along the North boundary of the SE¼SW¼ for a distance of 263.05 feet
to a point that lies North 89°23'36" West 395.75 feet from the Northeast corner of the
W¼SE¼SW¼;
THENCE South 00°03'02" West parallel with the East line of the W¼SE¼SW¼ for a distance of 889.61
feet;
THENCE North 86°49'49" West for a distance of 233.08 feet;
THENCE South 00°29'26" West for a distance of 123.61 feet;
THENCE North 88°13'44" West for a distance of 314.02 feet;
THENCE South 47°23'08" West for a distance of 53.18 feet;
THENCE South 00°58'18" East for a distance of 288.46 feet to a point on the South boundary of Section
20;
THENCE North 89°22'12" West along the South boundary of Section 20 for a distance of 1001.29 feet to
the Southwest corner of Section 20 and the TRUE POINT OF BEGINNING

TOGETHER WITH a 20.00 foot wide access easement for the purpose of ingress and egress. Said easement
is centered on the following described line;

COMMENCING at a point on the South boundary of Section 20, said point being located South 89°22'12"
East 1324.86 feet from the Southwest corner of Section 20;
THENCE North 5°06'48" East for a distance of 165.65 feet;
THENCE North 0°06'28" West for a distance of 152.60 feet to the intersection of the Southerly boundary
of the above described parcel. Said easement is to be in effect only if the ingress and egress is for
farming purposes.

PARCEL NO. 9

Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho
Section 20: A parcel of land located in the SW¼ of Section 20, more particularly described as follows:
COMMENCING at the West quarter corner of said Section 20 and being the TRUE POINT OF BEGINNING;
THENCE South 89°24'59" East along the North boundary of the NW¼SW¼ for a distance of 568.09 feet;
THENCE South 00°07'59" West for a distance of 748.16 feet to a point on the North right of way line of
the Oregon Shortline Railroad;

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Kenneth A. and Jennifer Mulberry

THENCE North 80°47'13" West along the North boundary of the Oregon Shortline Railroad for a distance of 575.28 feet to a point on the West boundary of the NW¼SW¼ of Section 20;
THENCE North 00°07'59" East along the West boundary of the NW¼SW¼ for a distance of 661.84 feet to the West quarter corner of Section 20 and being the TRUE POINT OF BEGINNING.

PARCEL NO. 10

Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 6: A parcel of land located in the E½SE½, more particularly described as follows:

COMMENCING at the southeast corner of said Section 6;

THENCE North 00°14'19" East along the east boundary of Section 6 for a distance of 159.50 feet to the TRUE POINT OF BEGINNING;

THENCE North 88°56'15" West for a distance of 699.85 feet;

THENCE North 11°46'35" West for a distance of 76.34 feet;

THENCE North 51°08'19" West for a distance of 771.97 feet to a point on the west boundary of the E½SE½ of Section 6;

THENCE North 00°11'07" East along the west boundary of the E½SE½ of Section 6 for a distance of 1097.31 feet;

THENCE South 74°28'21" East for a distance of 1215.24 feet;

THENCE North 00°14'19" East for a distance of 20.42 feet;

THENCE South 89°45'41" East for a distance of 147.58 feet to a point on the east boundary of Section 6;

THENCE South 00°14'19" West along the east boundary of Section 6 for a distance of 1363.86 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO: A 25.00 foot wide county road right of way along the easterly boundary thereof.

PARCEL NO. 11A

Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 6: Lot 1

SUBJECT TO: A 25 foot right of way on the South side of the property.

PARCEL NO. 11B

Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 6: SE½NE½

SUBJECT TO: A 25 foot road right of way along the North and East side of said property.

PARCEL NO. 12

Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 8: N½SW¼ and the West 20 feet of the SW¼SE¼

EXCEPT a strip of land 40 feet wide along the South side of said SW¼SE¼ deeded to the State of Idaho for highway purposes.

AND EXCEPT

Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 8: A parcel of land located in the N½SW¼, more particularly described as follows:

BEGINNING at the Northwest corner of said N½SW¼;

THENCE South 0°18'23" East a distance of 930.85 feet along the Westerly boundary of said N½SW¼ to the TRUE POINT OF BEGINNING;

THENCE North 89°41'37" East a distance of 195.51 feet;

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MONY Loan No. 12113
Kenneth A. and Jennifer Mulberry

THENCE South 00°18'23" East a distance of 284.58 feet parallel with the Westerly boundary of said NW¼SW¼;
THENCE North 79°26'44" West a distance of 199.08 feet to a point on the Westerly boundary of said NW¼SW¼;
THENCE North 00°18'23" West a distance of 247.07 feet along the Westerly boundary of said NW¼SW¼ to the TRUE POINT OF BEGINNING.

SUBJECT TO: The rights of a public road which affects the westerly 25.00 feet thereof.

PARCEL NO. 13

Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 20: A parcel of land located in Section 20, more particularly described as follows:

COMMENCING at the West quarter corner of said Section 20;

THENCE South 89°24'59" East along the North boundary of the NW¼SW¼ of Section 20 for a distance of 568.09 feet to the TRUE POINT OF BEGINNING;

THENCE South 89°24'59" East along the North boundary of the NW¼SW¼ for a distance of 227.91 feet;

THENCE South 13°24'59" East for a distance of 183.0 feet;

THENCE South 65°47'20" East for a distance of 525.02 feet to a point on the East boundary of the NW¼SW¼;

THENCE South 00°07'11" West along the East boundary of the NW¼SW¼ for a distance of 149.16 feet;

THENCE North 89°52'49" West for a distance of 80.0 feet;

THENCE South 00°07'11" West for a distance of 237.3 feet;

THENCE North 80°52'49" West for a distance of 75.0 feet;

THENCE South 00°17'11" West for a distance of 74.77 feet to a point on the Northerly right of way line of the Twin Falls Branch of the Oregon Short Line Railroad;

THENCE North 80°47'13" West along the Northerly right of way line of the Oregon Short Line Railroad for a distance of 603.71 feet;

THENCE North 00°07'59" East for a distance of 748.16 feet to a point on the North boundary of the NW¼SW¼ and being the TRUE POINT OF BEGINNING.

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EXHIBIT A

MONY Loan No. 12113
Kenneth A. and Jennifer Mulberry
Jerome County

PARCEL NO. 1

TOWNSHIP 8 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 23: Part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows:

Beginning at the East quarter corner for Section 23;
Thence North 0°03'20" West, 614.00 feet along the Easterly
boundary of SE $\frac{1}{4}$ NE $\frac{1}{4}$ to THE TRUE POINT OF BEGINNING;
Thence North 89°56'40" West, 247.50 feet;
Thence North 0°03'20" East, 440.00 feet;
Thence South 89°56'40" East, 247.50 feet to the Easterly
boundary of SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence South 0°03'20" West, 440.00 feet along the Easterly
boundary of SE $\frac{1}{4}$ NE $\frac{1}{4}$ to THE TRUE POINT OF BEGINNING.

PARCEL NO. 2

TOWNSHIP 8 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 23: That portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ described as follows:

Commencing at the Southeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section
23;
Thence Northerly along the East line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ a distance
of 1320 feet to the Northeast corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence Westerly a distance of 916.32 feet, more or less to a
point in a line parallel with and 100.0 feet Northeasterly
from the centerline and opposite Station 172/75.0 of
Interstate 80N Project No. I-80N-3(11)164 Highway Survey;
Thence Southeasterly along said last parallel line being an
11,678.0 foot radius curve right 177.35 feet to a point
opposite Station 174/50 of said Highway Survey;
Thence South 46°03'51" East 51.39 feet to a point in a line
parallel with and 110.0 feet Northeasterly from the
centerline and opposite Station 175/00 of said Highway
Survey;
Thence Southeasterly along said last parallel line being an
11,688.0 foot radius curve right 100.95 feet to a point
opposite Station 176/00 of said Highway Survey;
Thence South 22°53'29" East, 51.44 feet to a point in a line
parallel with and 100.0 feet Northeasterly from the
centerline and opposite Station 176/50 of said Highway
Survey;
Thence Southeasterly along said last parallel line being an
11,678.0 foot radius curve right 1215.0 feet, more or less,
to a point in a line parallel with and 100.0 feet
Northeasterly from the centerline of said Highway Survey;
Thence Easterly along the South line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ a distance
of 56.0 feet more or less to THE TRUE POINT OF BEGINNING.

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EXHIBIT A
MONY Loan No. 12113
Kenneth A. and Jennifer Mulberry

EXCEPTING THEREFROM the following described parcel of land;

Beginning at the East quarter corner of said Section 23, THE
TRUE POINT OF BEGINNING;

Thence North $0^{\circ}01'20''$ West, 584.00 feet along the East
boundary of Section 23;

Thence North $89^{\circ}54'20''$ West, 398.26 feet to a point in the
Northeasterly right of way of a highway known as I-80N
Idaho Department of Highways Project I-80N-3(11)164
constructed 1964;

Thence South $30^{\circ}15'22''$ East, 676.75 feet along the chord of a
curve right, having a radius of 11,678.00 feet and an arc
length of 676.84 feet to a point in the South boundary of
the NE $\frac{1}{4}$ of said Section 23;

Thence South $89^{\circ}54'05''$ East, 57.50 feet, more or less, to THE
TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM railroad right of way.

EXHIBIT A
MONY Loan No. 12113
Kenneth A. and Jennifer Mulberry
Cassia County

PARCEL NO. 1:

TOWNSHIP 10 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 26: Part of the Northeast quarter of said Section 26, more particularly described as follows:

Beginning at the Southwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, said corner marked by a 5/8 inch rebar; thence South 89°40'05" East along the quarter section line for 653.51 feet to a 5/8 inch rebar; thence North 0°35'22" East for 725.88 feet to a 5/8 inch rebar at the Point of Beginning;

Thence North 0°34'17" West for 598.93 feet to a 1/2 inch rebar on the South line of the Macadam Industrial Park;

Thence South 89°33'57" East along the South line of the Macadam Industrial Park for 165.64 feet to a 1/2 inch rebar;

Thence South 0°08'36" West for 594.53 feet to a 1/2 inch rebar;

Thence South 89°05'13" West for 158.20 feet to the Point of Beginning.

SUBJECT TO a 50 foot wide access easement across the North and South 50 feet of the above described property.

PARCEL NO. 2:

TOWNSHIP 10 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 26: Part of the Northeast quarter of said Section 26, more particularly described as follows:

Beginning at the Southwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, said corner marked by a 5/8 inch rebar; thence South 89°40'05" East along the quarter section line for 653.51 feet to a 5/8 inch rebar; thence North 0°35'22" East for 725.88 feet to a 5/8 inch rebar; Thence North 89°05'13" East for 319.36' to a point which shall be known as the True Point of Beginning;

Thence North 0°08'36" East for 590.74 feet to a point on the South line of the Macadam Industrial Park;

Thence South 89°33'57" East along the South line of the Macadam Industrial Park for 484.58 feet to a point;

Thence South 0°46'24" West for 580.09 feet to a point;

Thence South 89°05'13" West for 478.26 feet to the True Point of Beginning.

SUBJECT TO a 50 foot wide access easement across the North and South 50 feet of the above described property.

NOV 28 1996

EXHIBIT A
MONY Loan No. 12113
Kenneth A. and Jennifer Mulberry

PARCEL NO. 3

Easement for ingress and egress for the benefit of Parcels No. 1 and 2, over the following land:

Beginning at the Southwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, Township 10 South, Range 22 East of the Boise Meridian, Cassia County, Idaho, said corner marked by a 5/8 inch rebar; thence South 89°40'05" East (South 89°40'00" East rec.) along the quarter section line for 653.51 feet (655.44 feet rec.) to a 5/8 inch rebar; thence North 0°35'22" East (North 0°35'44" East rec.) for 725.88 feet (726.22 feet rec.) to a 5/8 inch rebar which shall be the Point of Beginning; Thence North 89°30'41" West for 50.00 feet to a 1/2 inch rebar; Thence North 0°34'17" West for 598.88 feet to a 5/8 inch rebar; Thence North 0°58'37" East (North 0°45'11" East rec.) for 369.16 feet (366.70 feet rec.) to a 5/8 inch rebar on the South boundary of Blaw Knox Drive; Thence South 86°44'00" East (South 86°53' East rec.) along the South boundary of Blaw Knox Drive for 50.02 feet to a 5/8 inch rebar; Thence South 0°58'37" West for 366.69 feet to a 5/8 inch rebar; Thence South 0°34'17" East for 598.93 feet to the Point of Beginning.

PARCEL NO. 4:

Easement for ingress and egress for the benefit of Parcel No. 2 over the North and South 50 feet of Parcel No. 1, and over the North and South 50 feet of the following described land:

Beginning at the Southwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, Township 10 South, Range 22 East of the Boise Meridian, Cassia County, Idaho, said corner marked by a 5/8" rebar; thence South 89°40'05" East along the quarter section line for 653.51 feet to a 5/8" rebar; thence North 0°35'22" East for 725.88 feet to a 5/8" rebar; thence North 89°05'13" East for 158.20 feet to a 1/2" rebar which shall be THE POINT OF BEGINNING; Thence North 0°08'36" East for 594.53 feet to a 1/2" rebar on the South line of the Macadam Industrial Park; Thence South 89°33'57" East along the South line of the Macadam Industrial Park for 161.14 feet to a 1/2" rebar; Thence South 0°08'36" West for 590.74 feet to a 1/2" rebar; Thence South 89°05'13" West for 161.16 feet to THE POINT OF BEGINNING.

EXHIBIT "B"

WATER RIGHTS AND CANAL SHARES - KENNETH & JENNIFER MULBERRY
MONEY LOAN #12113

TWIN FALLS CANAL CO.
357 6TH AVE. WEST
TWIN FALLS, ID 83301

CERTIFICATE #30040 FOR 56.90 SHARES
CERTIFICATE #30041 FOR 9.10 SHARES
CERTIFICATE #30461 FOR 501.34 SHARES
CERTIFICATE #18255 FOR 40.00 SHARES
CERTIFICATE #30570 FOR 37.00 SHARES
CERTIFICATE #31209 FOR 80.00 SHARES

BENEFICIAL USE #A47-13605 (Stockwater/Domesitc) -

LICENSE #A47-02548 (Irrigation) -

Type LICENSE #A47-02468 (Irrigation)

Interprise

Type LICENSE #A47-02257 (Irrigation)

Interprise

LICENSE #A47-02550 (Irrigation) -

LICENSE #A47-02137 (Irrigation) -

LICENSE #A47-02502 (Irrigation) -

LICENSE #A47-00129 (Irrigation) -

LICENSE #A47-00132 (Irrigation) -

LICENSE #A47-00130 (Irrigation) -

LICENSE #A47-00131 (Irrigation) -

LICENSE #A47-02478 (Irrigation) -

BENEFICIAL USE #A36-15131 (Domestic)

Russet Vzley Produce

BENEFICIAL USE #A47-14363 (Domestic)

Ken Mulberry

NOV 28 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

10/7/1999

KAY C MANWEILER, DEPUTY ATTORNEY GENERAL
CONTRACTS AND ADMINISTRATIVE LAW DIVISION
OFFICE OF THE ATTORNEY GENERAL
PO BOX 83720
BOISE ID 83720-0010

RE: Idaho State Historical Society Water Rights 47-00129 and 47-00130

Dear Kay,

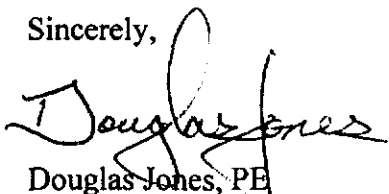
Thank you for your acknowledgement of our request for additional information. Your proposal for response is fine. I look forward to your information in the next month, or so.

It appears that there may be some complex inter- and intra-agency responsibilities with respect to these water rights. Could you share some information on which group I should direct questions to regarding day-to-day operations, water right filing requirements if necessary, negotiations of water right elements, etc? Perhaps it will assist me if I understand to what extent your division is involved.

As an explanation of where my department is coming from I offer the following: Essentially, IDWR is trying to determine if there was a reservation of water made in a warranty deed or an entire water right conveyed with a portion of the original land. IDWR has been made aware that the Stricker site diverts water through a pump in Rock Creek. Information relative to dates of changes in diversion details and places of use is being sought. Suggestions to correctly effect changes or represent the water rights may be made by IDWR to the involved parties based on the developed facts.

Thank you for your consideration in responding to our correspondence. If you have any questions as you work through this please get in touch.

Sincerely,



Douglas Jones, PE
Water Rights Supervisor
Southern Adjudication Unit

47-00129



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

RECEIVED
OCT 07 1999
Department of Water Resources
Southern Region

October 6, 1999

Douglas Jones, PE
Water Rights Supervisor
Southern Adjudication Unit
State of Idaho
Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Re: Rock Creek Water Right Decrees 47-00130 & 47-00129.

Dear Mr. Jones:

This will confirm receipt and review of your recent correspondence to the Idaho State Historical Society with respect to the above referenced matter.

Please be advised that the Historical Society is currently putting together a response to your inquiry. Locating the deeds and obtaining the necessary affidavits will take some time. We hope to have the response completed before the end of the month. If you desire a more prompt response, please let me know, immediately.

In the interim, if you have any questions, please do not hesitate to call.

Sincerely,



KAY C. MANWEILER
Deputy Attorney General
Contracts & Administrative Law Division

KCM/pm

cc: Steve Guerber
Ken Swanson (w/enclosures)

Log for claim A47-00129

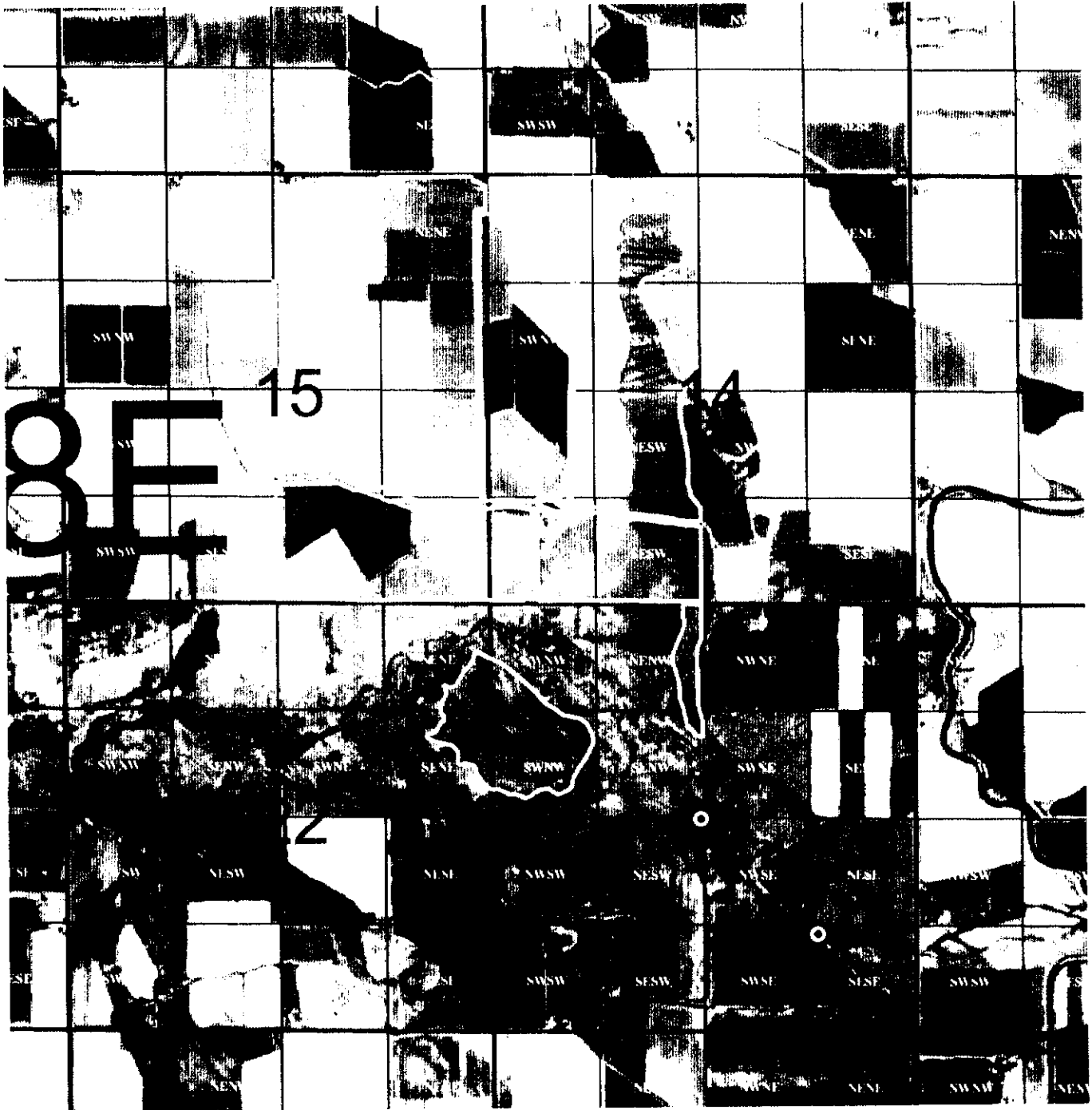
Spatial Dynamics LTD

10/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s18e	14	NENW	23	24	
11s18e	14	NWNW	39	36	
11s18e	14	SWNW	40	38	
11s18e	14	SENW	23	26	
11s18e	14	NESW	34	34	
11s18e	14	NWSW	40	38	
11s18e	14	SWSW	38	34	
11s18e	14	SESW	38	37	
11s18e	15	NENE	39	38	
11s18e	15	SWNE	40	40	
11s18e	15	SENE	40	39	
11s18e	15	NESE	40	38	
11s18e	15	NWSE	39	35	
11s18e	15	SWSE	39	39	
11s18e	15	SESE	35	36	
11s18e	22	NENE	6	6.8	
11s18e	22	SENE	16	9.9	
11s18e	23	NENW	18	7.6	
11s18e	23	NWNW	6	6.4	
11s18e	23	SWNW	32	26	
11s18e	23	SENW	1	1.2	
Totals:			626	589.9	

10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E



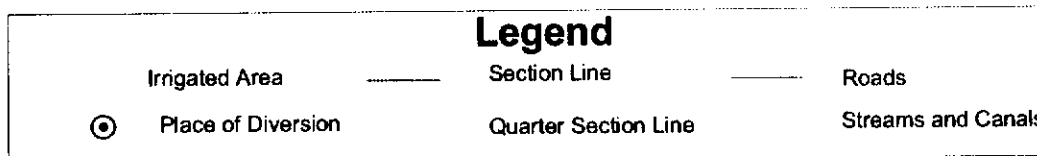
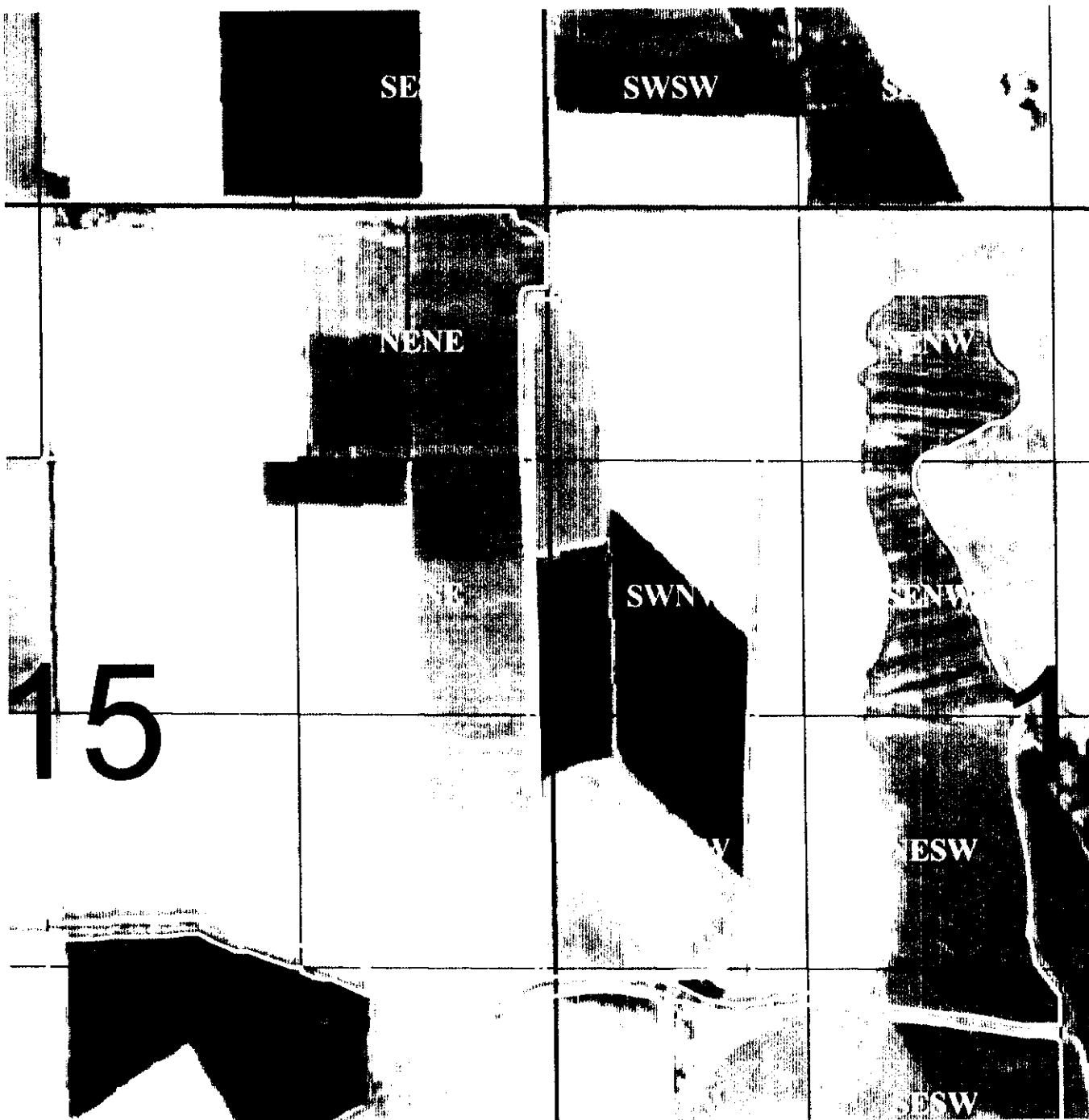
Legend							
	Irrigated Area		Section Line		Roads		Streams and Canals
	Place of Diversion		Quarter Section Line				

1000 0 1000 2000 Feet



10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township, 11S18E

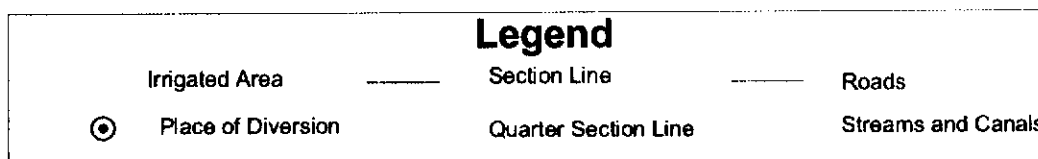
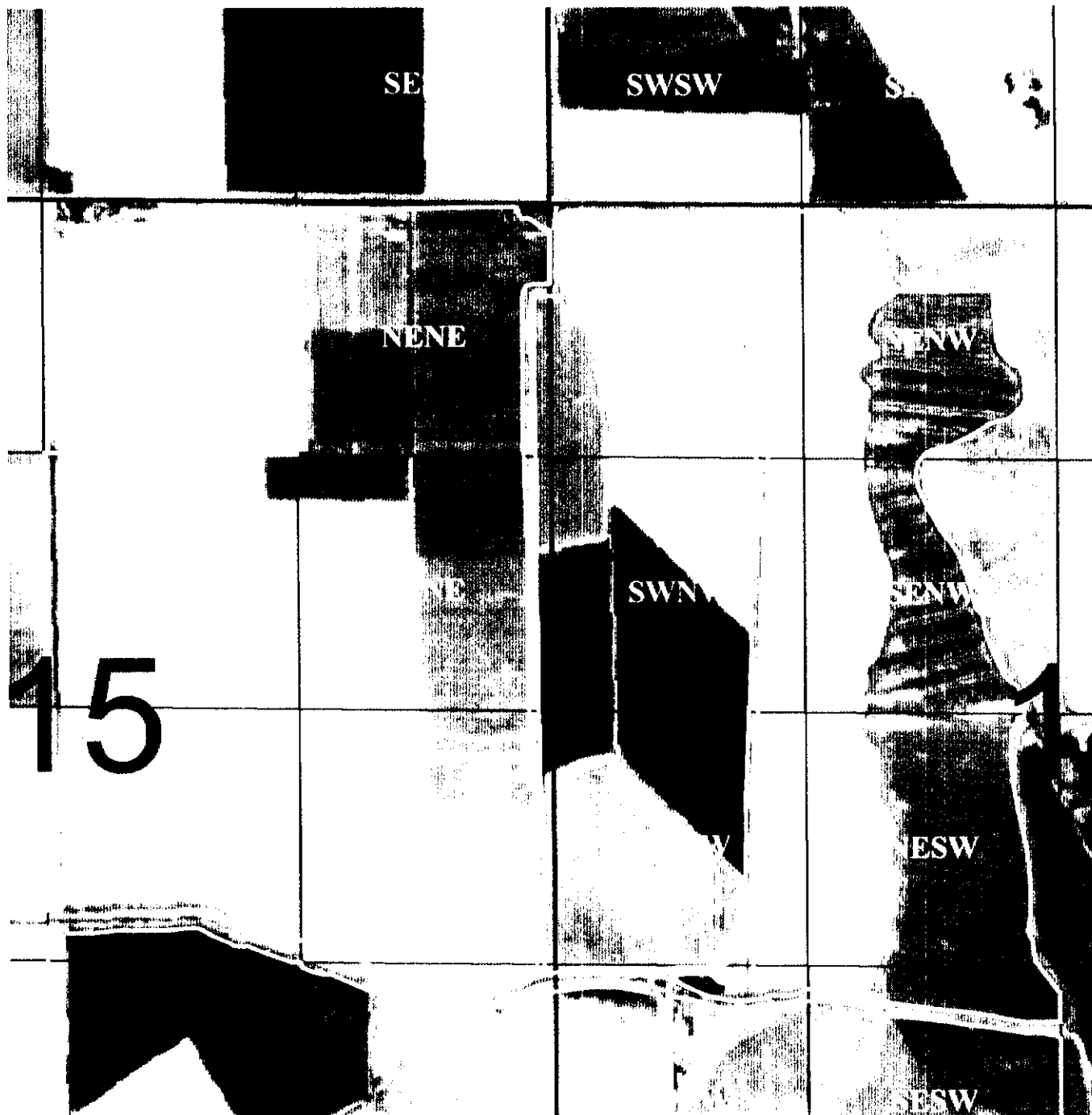


600 0 600 1200 Feet



10/12/2000

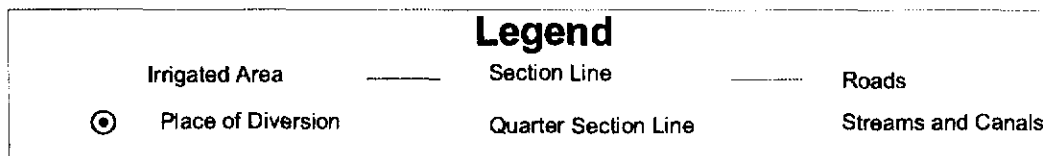
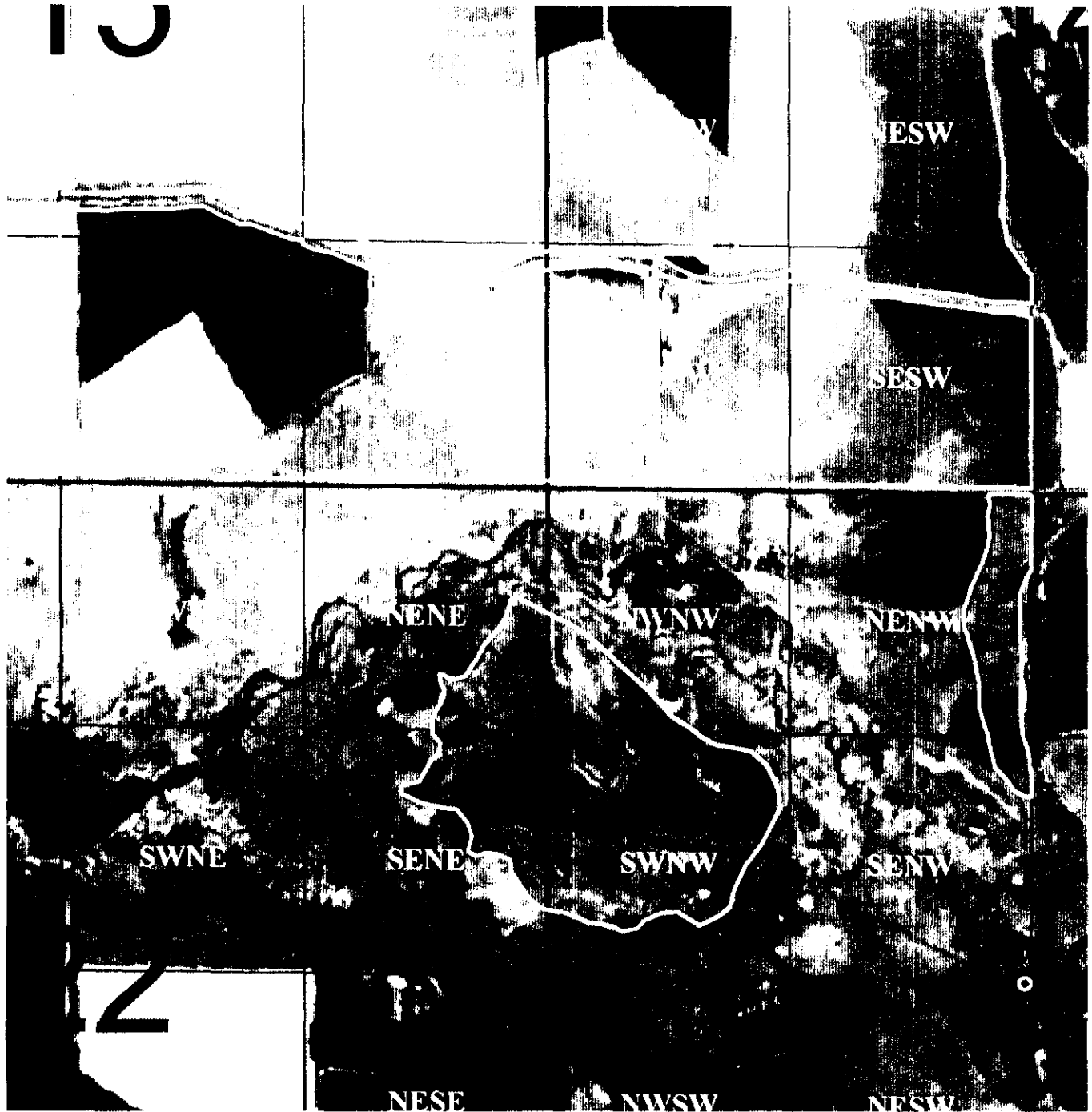
Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E



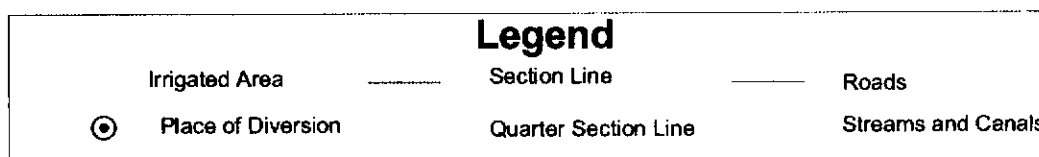
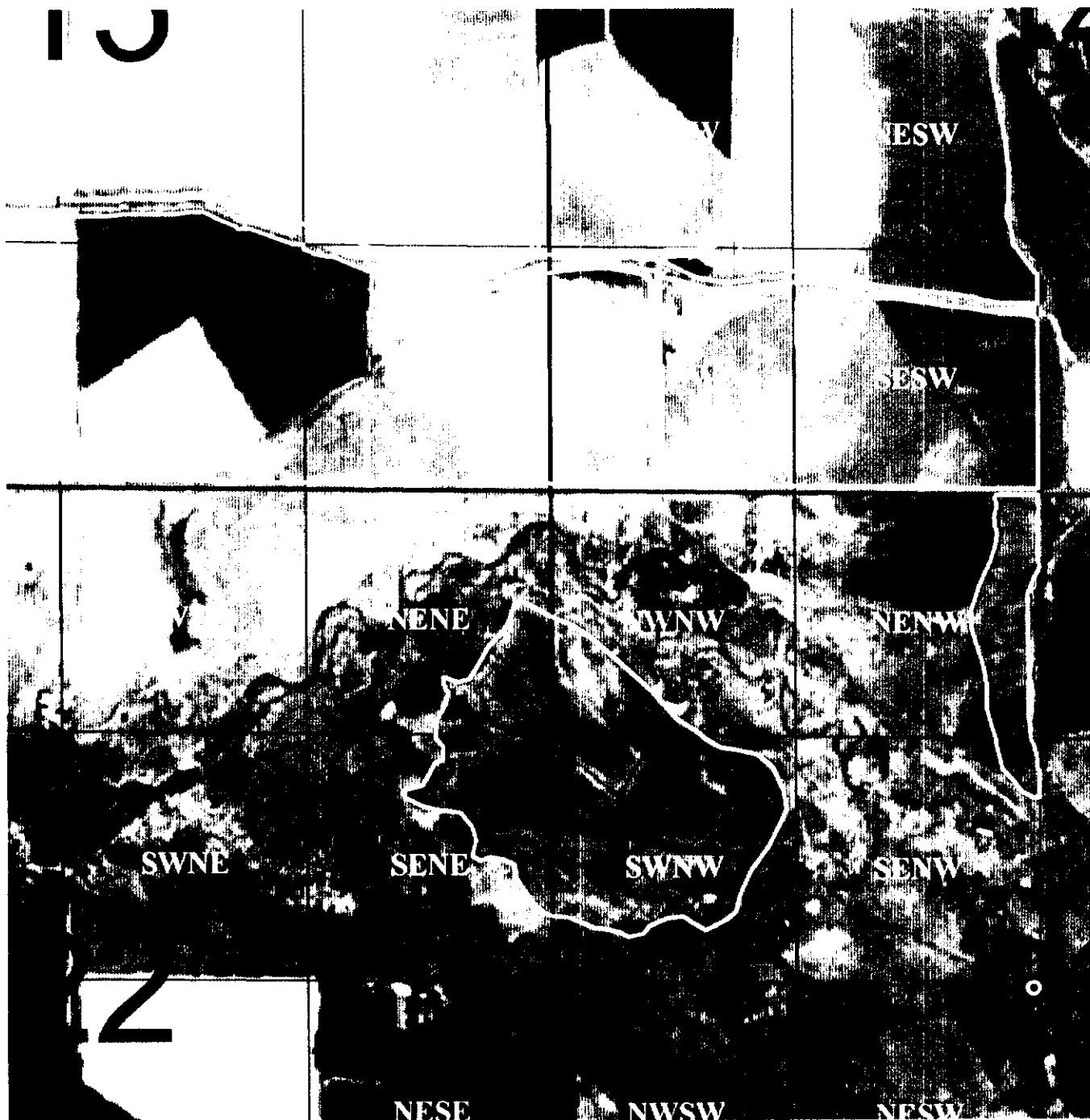
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10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E



**Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E**

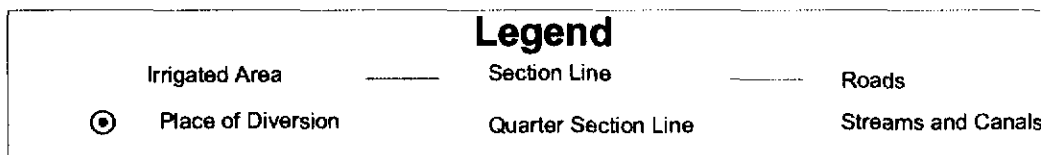
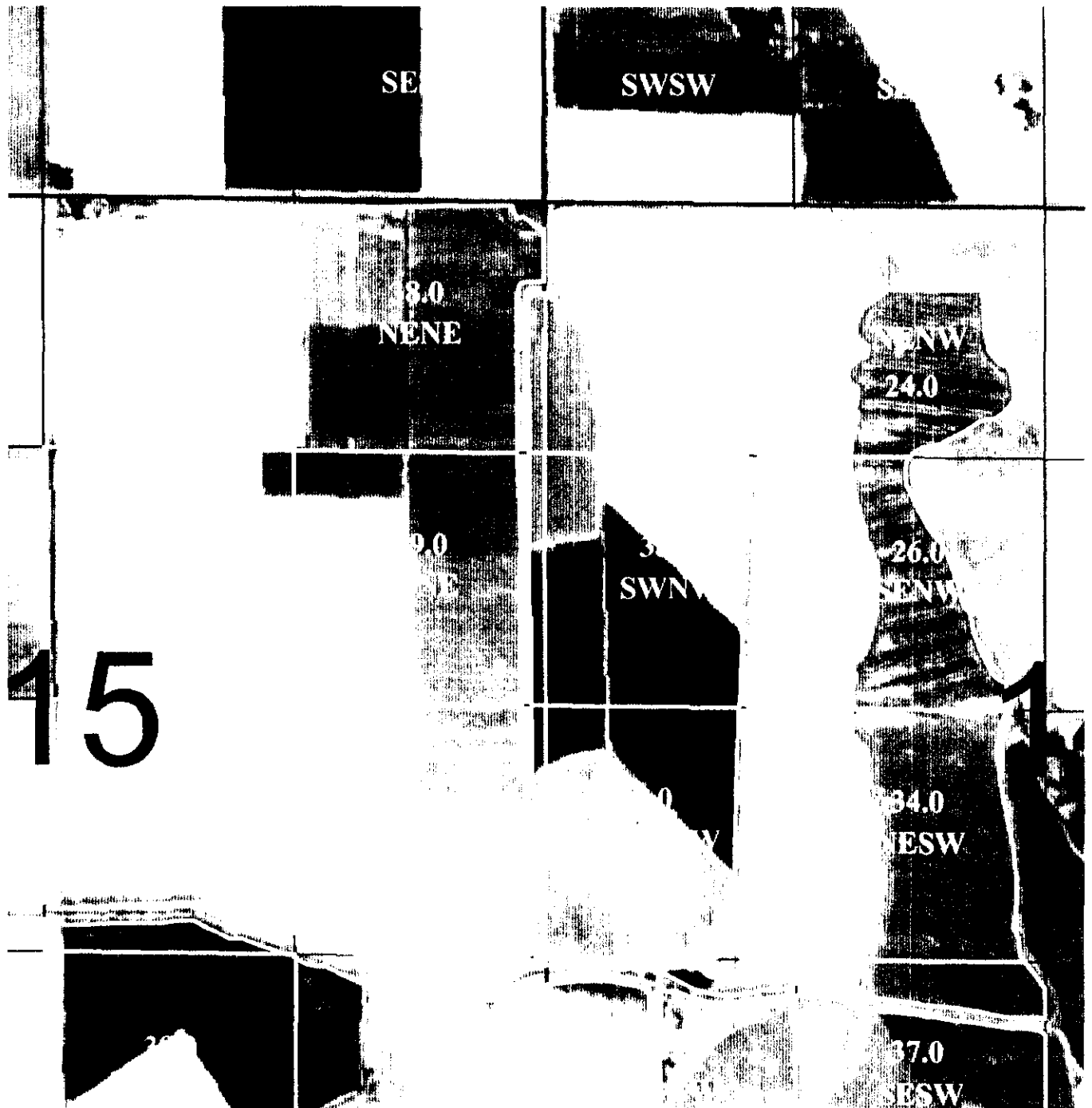


600 0 600 1200 Feet



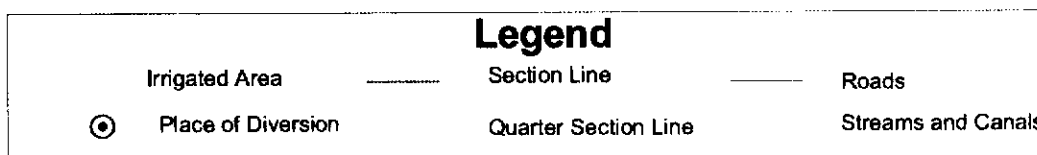
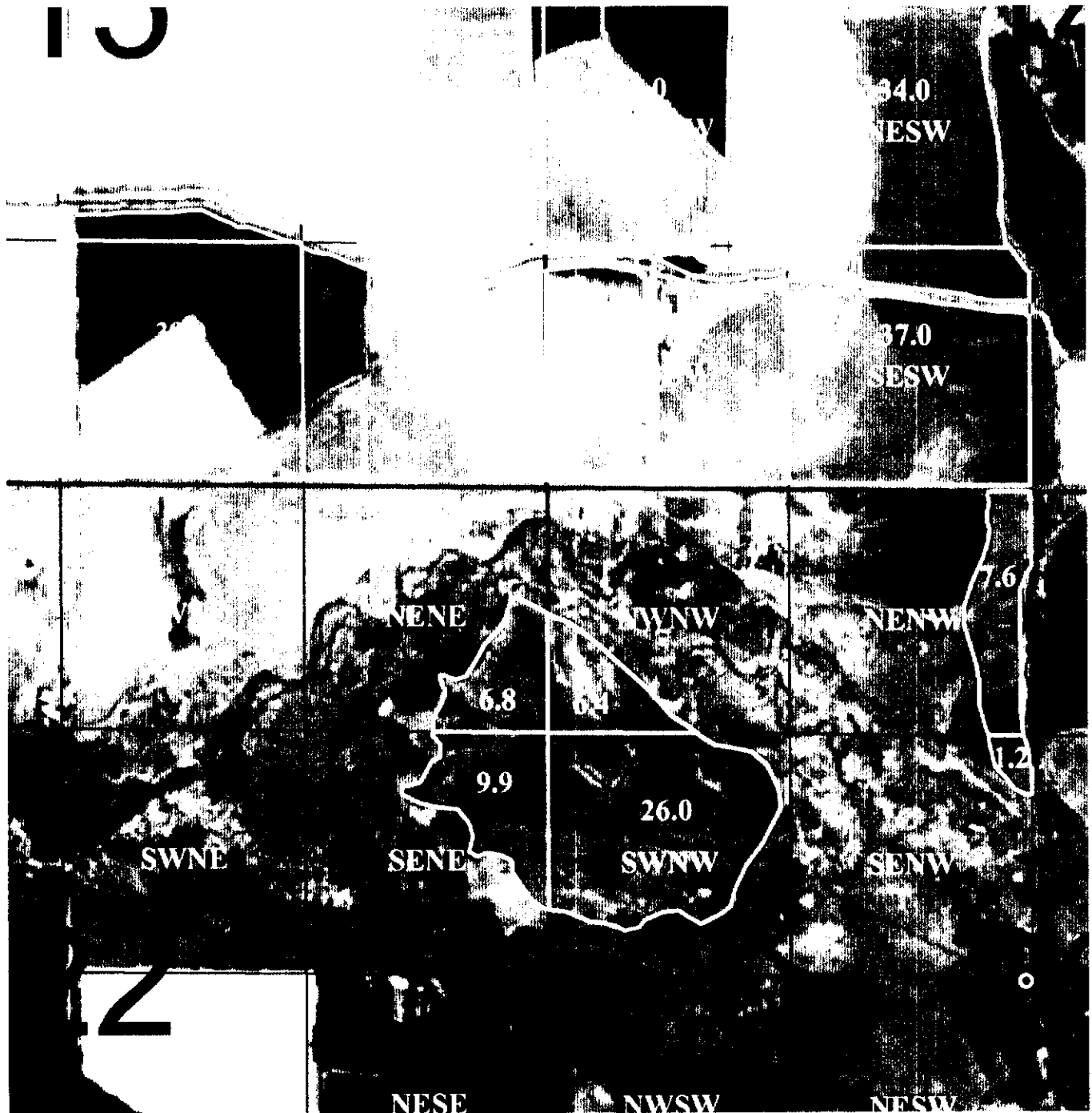
10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E



10/12/2000

Water Right Claim Number A47-00129, A47-00130,
and A47-00132
Township , 11S18E



600 0 600 1200 Feet



AJ5809NP
No. A47-00129

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/00
PAGE: 48

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KEN MULBERRY ENTERPRISES PO BOX H KIMBERLY ID 83341 (208) 423-5556	04/15/1882	IRRIGATION STOCKWATER	03-15 11-15 03-15 11-15	0.400 CFS 0.070 CFS	
TOTAL DIVERSION:					0.400 CFS	194.40 AFA
CONSUMPTIVE USE:						194.40 AFA

Water Source: ROCK CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

AJ5809NP
No. A47-00129

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/00
PAGE: 49

Point(s) of Diversion: T11S R18E S23 NENESW NWSESE TWIN FALLS 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	:	
11S	18E	14	:					:	23	39	40	23	:	34	40	38	38	:						:	275.0	
11S	18E	15	:	39		40	40	:					:					:	40	39	39	35		:	272.0	
11S	18E	22	:	06			16	:					:					:						:	22.0	
11S	18E	23	:					:	18	06	32	01	:					:						:	57.0	
																							TOTAL ACRES	:	626.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: TWIN FALLS

Non-Irrigation Uses: LIVESTOCK/400 RANGE CATTLE

Other Rights: OTHER RIGHTS FROM ROCK CREEK

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A47-00130 A47-00131 A47-00132 A47-00157A A47-02478 A47-02479A A47-02479B A47-15262

Other Water Rights Listing Overlapping Place(s) of Use:

A47-00129B A47-00130 A47-00130B A47-00131 A47-00132 A47-02257 A47-02468 A47-02478 A47-02548 A47-02550

Remarks: GEN P/D NOT GIVEN IN DECREE BUT VERIFIED BY WATERMASTER.
RIGHT IS NORMALLY USED SOUTH OF ROCK CREEK IN SEC. 22 & 23. WHEN
WATER GETS SHORT, HOWEVER, THE RIGHT IS USED ON LANDS NORTH OF
ROCK CREEK. LAND IS CLAIMED AS PRESENTLY IRRIGATED PER SEC. 42-
1416 IDAHO CODE. THE UPPER DITCH FEEDS ALL THE LAND NORTH OF
ROCK CREEK, AND THE LOWER DITCH FEEDS ALL THE LAND SOUTH OF ROCK
CREEK.

OWNERSHIP CHANGE 7/12/90 BY JG.

LIENHOLDER ADDED 10/25/94 ADM

|
ADDRESS CHANGE FOR MISSOURI OFFICE OF MONY BY CLAIMANT LETTER SS
7/29/99.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 470 Field Inspection Flag:
Presumption Flag: D

Audit: 12/21/88 STANTON 07/12/90 GIVENS 10/25/94 AMERRITT 03/30/95 POST-STD
07/29/99 SSHERMAN