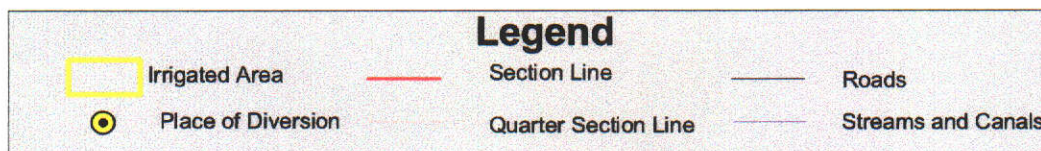
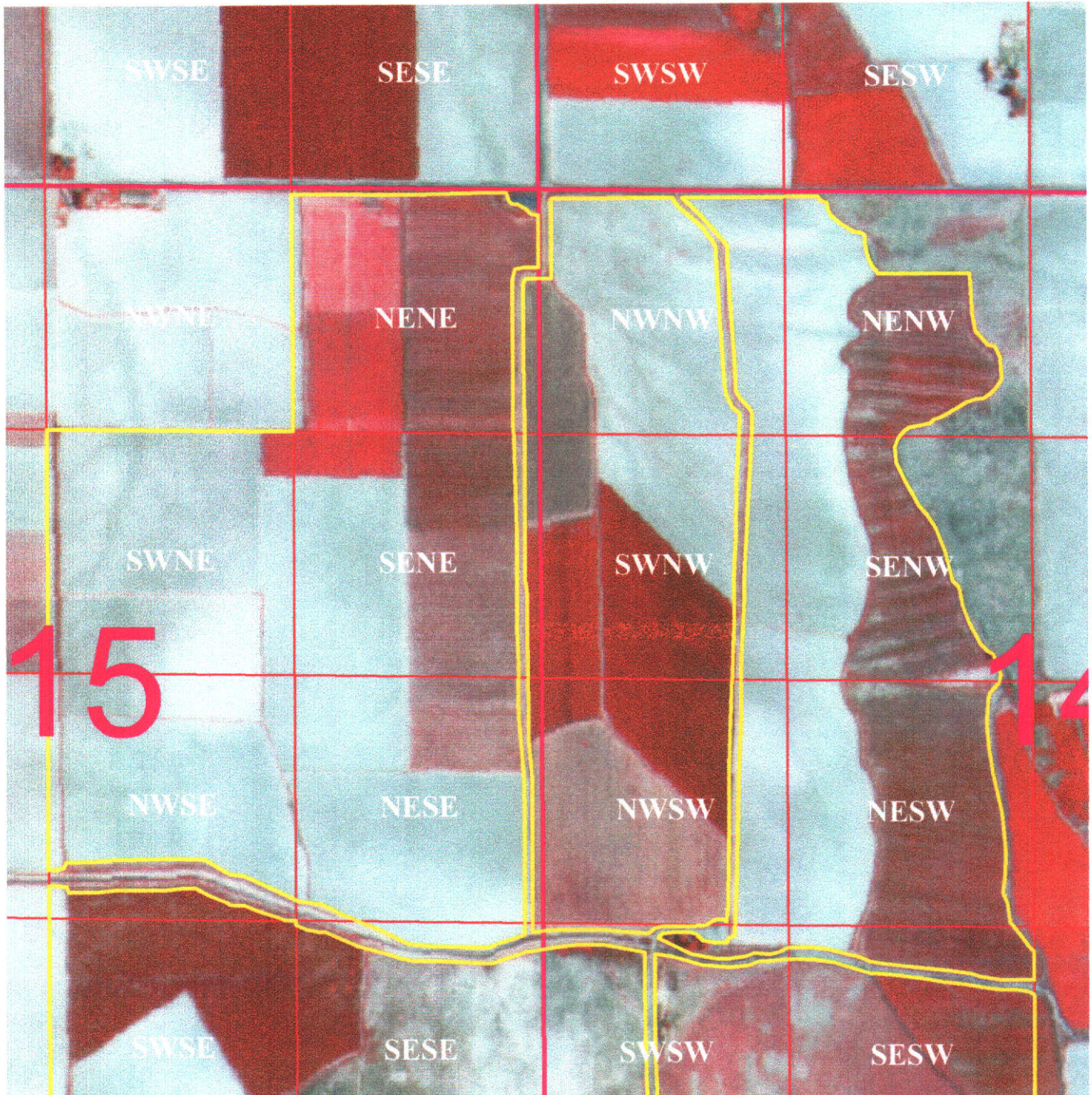


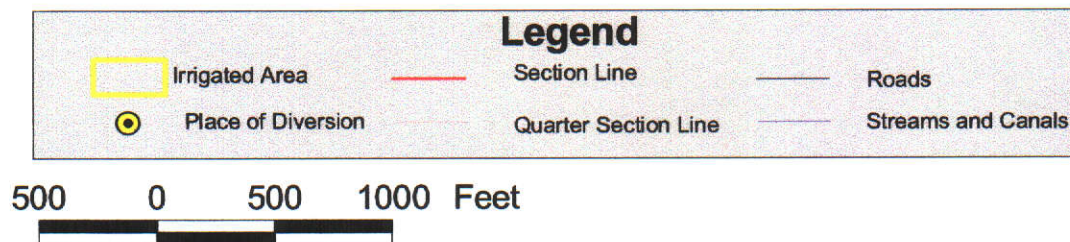
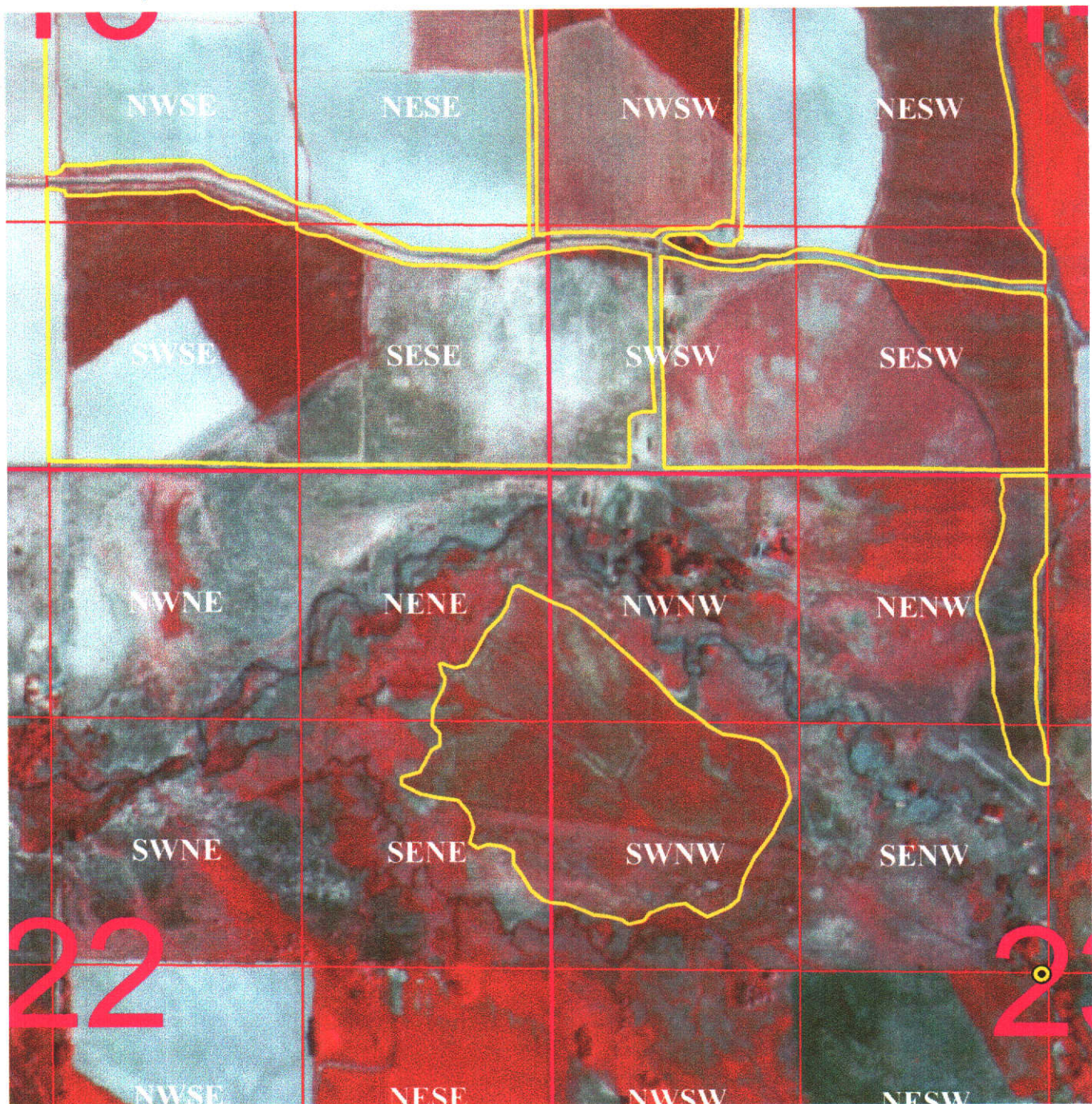
Water Right Claim Number A47-00132
Township , 11S18E

10/12/2000
See A47-00129



Water Right Claim Number A47-00132
Township , 11S18E

10/12/2000
See A47-00129



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: **A47-00132**
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 01, 1883

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

A47-00132

Page 1

Date: 07/12/90

MICROFILMED

MAR 10 1993

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		SW		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 ROCK CREEK & GROUNDWATER RIGHTS

14. Remarks:
P/D NOT GIVEN IN DECREE BUT VERIFIED BY WATERMASTER.
THIS RIGHT IS NORMALLY USED ON THE LAND IN SEC. 22 & 23 SOUTH OF
ROCK CREEK. WHEN WATER SUPPLIES ARE SHORT, HOWEVER, THIS WATER
IS USED ON THE LAND NORTH OF ROCK CREEK IN SEC. 14, 15, & 23.
LAND IS CLAIMED AS IRRIGATED PER SEC. 42-1416 IDAHO CODE. THE
UPPER DITCH FEEDS ALL LAND NORTH OF THE CREEK, AND THE LOWER
DITCH FEEDS ALL THE LAND SOUTH OF THE CREEK.

14. Remarks: Continued

OWNERSHIP CHANGE 7/12/90 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

A. D. NORTON ET AL
Decree Plaintiff

PATRICK GARRITY ET AL
Decree Defendant

vs

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

MICROFILMED

MAR 10 1993

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: SC

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 7/11/90 By: SC

Claim Numbers of Split, if any:

MICROFILMED

MAR 10 1993

7/2/90 36

hand delivered

R-9013 24888

WARRANTY DEED

For Value Received CLIFTON HAYNES, NORMA WERRY, DOROTHY HARRICK, MAURICE HAYNES and SHIRLEY PUCKETT, each as to an 1/8th Interest

the grantors do hereby grant, bargain, sell and convey unto KEN MULBERRY ENTERPRISES, a partnership consisting of KENNETH A. MULBERRY and JENNIFER MULBERRY, husband and wife

the grantee s, whose current address is P.O. Box H, Ellettsville, ID 83411

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

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

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, heirs and assigns forever. And the Grantor s do hereby covenant to and with the said Grantee s, that they are the owner s 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
Maurice Haynes
Maurice Haynes

Norma Werry
Norma Werry
Dorothy Harrick
Dorothy Harrick
Shirley Puckett
Shirley Puckett

STATE OF IDAHO, COUNTY OF TWIN FALLS
I, the undersigned, a Notary Public in and for said State, personally appeared Clifton Haynes, Norma Werry, Dorothy Harrick, Maurice Haynes and Shirley Puckett

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

Dorothy Harrick
Dorothy Harrick
Shirley Puckett
Shirley Puckett
Notary Public
State of Idaho

STATE OF IDAHO, COUNTY OF TWIN FALLS, IDAHO
I, the undersigned, a Notary Public in and for said State, personally appeared the undersigned, who are known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

NOTARY A. P. 10-6

MICROFILMED

MAR 10 1993



First American Title Company of Idaho

INSTRUMENT NO.

657365

has not delivered 7/2/90

PARCEL 1

EXHIBIT "A"

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

Section 14: DEWEY,

EXCEPT the East one acre thereof, DEWEY; SW1/4; SE1/4; and all of the SW1/4,

Section 15: DEWEY; SW1/4; SE1/4; and all of the SW1/4,

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 DEWEY of said Section 15;

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

Thence South 10°45' East 100 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 BEGINNING.

Section 22: DEW and SW1/4.

Section 23: DEW.

EXCEPT

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

Section 23: A parcel of land in DEW, more particularly described as follows:

BEGINNING at a point on the North line of Section 23, 100 feet East from the Northwest corner (with feet less 11, 15, and 20);

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 BEGINNING;

EXCLUDING all land North of the present roadway that lies on the East of the corner of the described parcel;

A triangle beginning 464 feet South of the Northeast corner with a Western boundary bearing South 21°32' West for 221 feet 6 inches and all land East of Rock Creek.

PARCEL 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 100 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 BEGINNING.

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: A47-00132
Date Received: 12/16/1988
Receipt No: 5004987
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 01, 1883
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

A47-00132

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	SW		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 ROCK CREEK & GROUNDWATER RIGHTS

14. Remarks:
P/D NOT GIVEN IN DECREE BUT VERIFIED BY WATERMASTER.
THIS RIGHT IS NORMALLY USED ON THE LAND IN SEC. 22 & 23 SOUTH OF
ROCK CREEK. WHEN WATER SUPPLIES ARE SHORT, HOWEVER, THIS WATER
IS USED ON THE LAND NORTH OF ROCK CREEK IN SEC. 14, 15, & 23.
LAND IS CLAIMED AS IRRIGATED PER SEC. 42-1416 IDAHO CODE. THE
UPPER DITCH FEEDS ALL LAND NORTH OF THE CREEK, AND THE LOWER
DITCH FEEDS ALL THE LAND SOUTH OF THE CREEK.

MICROFILMED

MAR 10 1993

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, that I have signed the foregoing
Organization
document in the space below as Farm manager/agent of
Stricker estate and that the statements contained in the
Organization
foregoing document are true and correct.

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

Date

MICROFILMED

MAR 1 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 _____



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,

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

Allen Merritt
Acting Southern Region Manager

CC: Ken Mulberry Enterprises

NOV 28 1996

Log for claim A47-00132

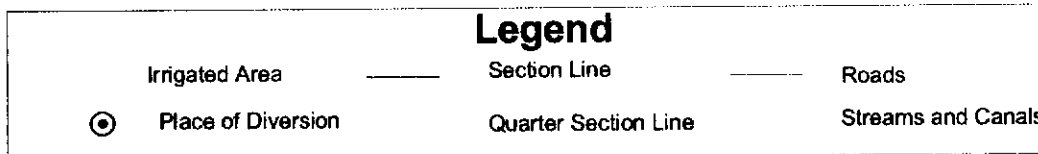
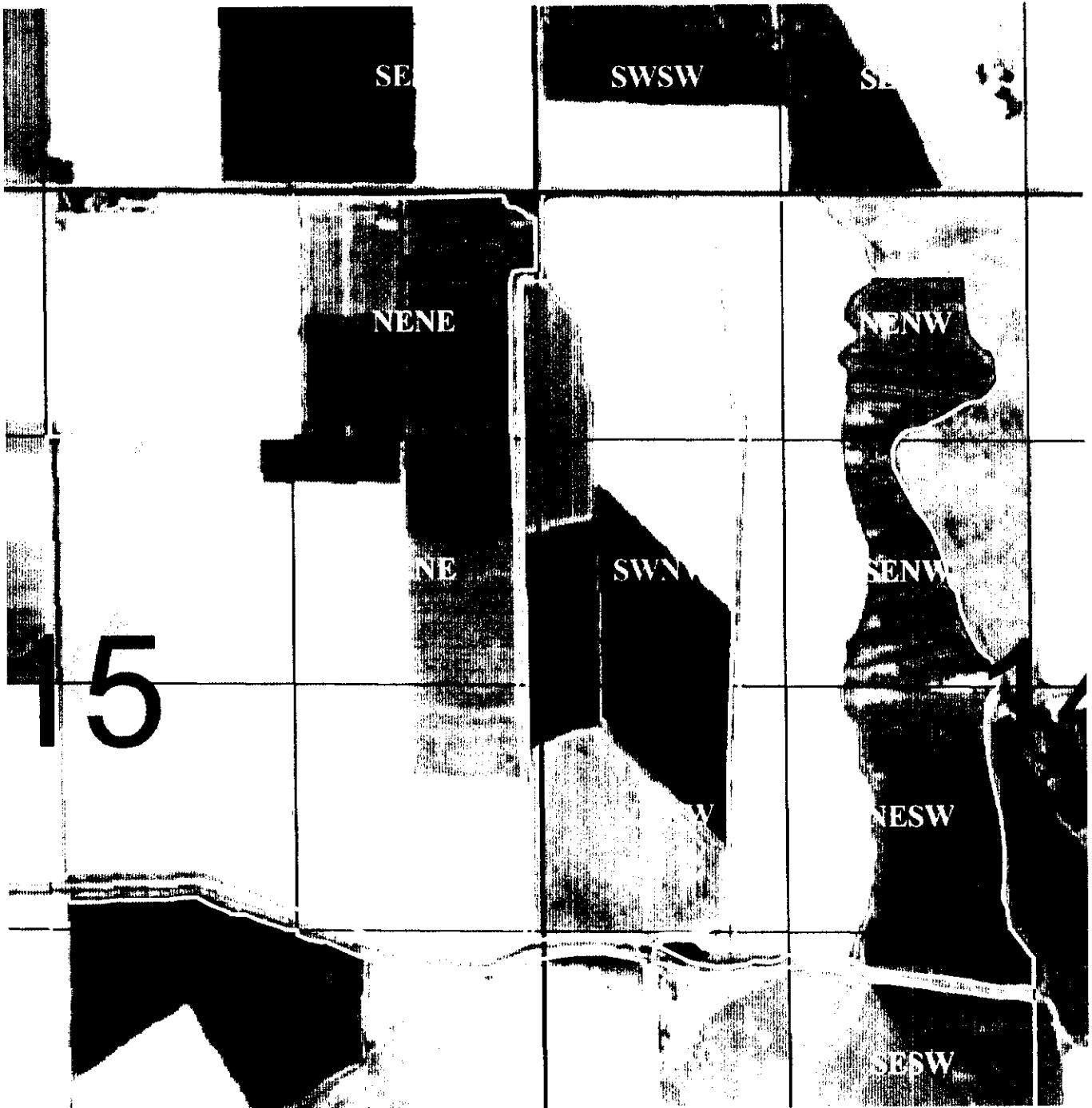
Spatial Dynamics BTD

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	

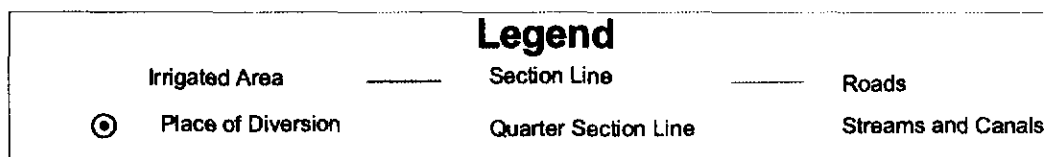
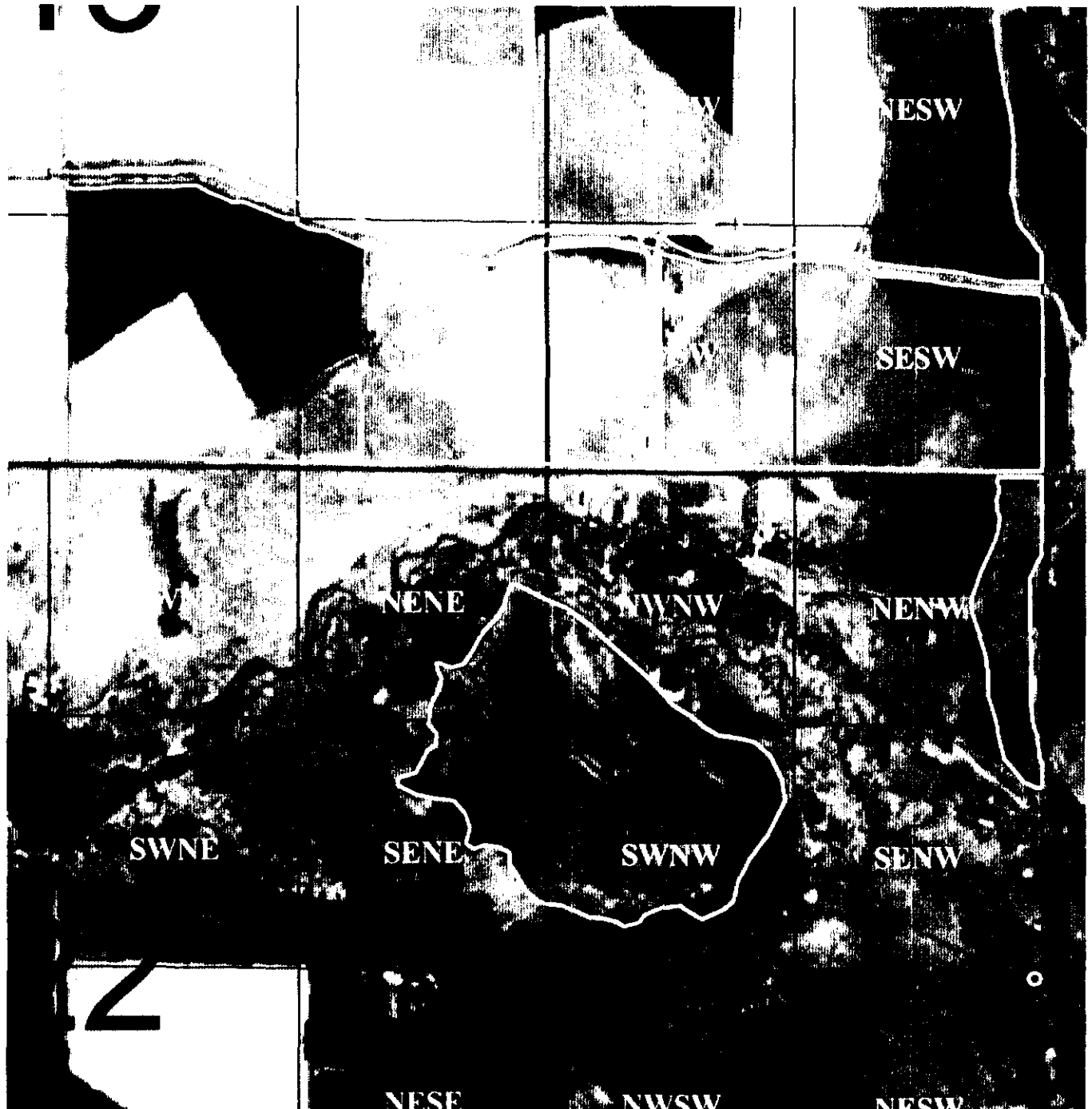
Water Right Claim Number A47-00132
Township , 11S18E

10/12/2000
See A47-00129



Water Right Claim Number A47-00132
Township , 11S18E

10/12/2000
See A47-00129



AJ5809NP
No. A47-00132

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/00
PAGE: 56

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	04/01/1883	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

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	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM			
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 ROCK CREEK & GROUNDWATER RIGHTS

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A47-00129 A47-00130 A47-00131 A47-00157A A47-02478 A47-02479A A47-02479B A47-15262

Other Water Rights Listing Overlapping Place(s) of Use:
A47-00129 A47-00129B A47-00130 A47-00130B A47-00131 A47-00144 A47-00157 A47-02257 A47-02468 A47-02478
A47-02548 A47-02550 A47-14189

Remarks: GEN P/D NOT GIVEN IN DECREE BUT VERIFIED BY WATERMASTER.
THIS RIGHT IS NORMALLY USED ON THE LAND IN SEC. 22 & 23 SOUTH OF
ROCK CREEK. WHEN WATER SUPPLIES ARE SHORT, HOWEVER, THIS WATER
IS USED ON THE LAND NORTH OF ROCK CREEK IN SEC. 14, 15, & 23.
LAND IS CLAIMED AS IRRIGATED PER SEC. 42-1416 IDAHO CODE. THE
UPPER DITCH FEEDS ALL LAND NORTH OF THE CREEK, AND THE LOWER
DITCH FEEDS ALL THE LAND SOUTH OF THE CREEK.

OWNERSHIP CHANGE 7/12/90 BY JG.

LIENHOLDER ADDED 10/25/94 ADM
ADDRESS D.E. CORRECTION 03/29/95 SS.

AJ5809NP
No. A47-00132

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/00
PAGE: 57

Remarks:

ADDRESS CHANGE FOR LIENHOLDER 7/30/1999 SS.

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 03/29/95 SSHERMAN
03/30/95 POST-STD 07/30/99 SSHERMAN