

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 47-2257
Date Received: 4/24/1992
Receipt No: S014448
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KATHI L MEYERS Phone: (208)733-4952
3024 WOODRIDGE DR
TWIN FALLS ID 83301

ROBERT J MEYERS Phone: (208)733-4952
3024 WOODRIDGE DR
TWIN FALLS ID 83301

2. Date of Priority: 08/16/1950

3. Source: GROUND WATER , GROUND WATER Trib. to: ,

4. Point of Diversion:

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

5. Description of diverting works:

2 WELLS & PUMPS, DITCHES TO GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.8	338

7. Total Quantity Appropriated is:
0.8 C.F.S. and/or 338 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	18E	14	NE	NW	IRRIGATION	23
			NW	NW	IRRIGATION	39
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	23
			NE	SW	IRRIGATION	34
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	38
			SE	SW	IRRIGATION	38
Section Acres						275
11S	18E	15	SE	NE	IRRIGATION	40
			NE	NE	IRRIGATION	39
			SW	NE	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	39
			SW	SE	IRRIGATION	39
			SE	SE	IRRIGATION	35
Section Acres						272
11S	18E	22	NE	NE	IRRIGATION	6
			SE	NE	IRRIGATION	16
Section Acres						22
11S	18E	23	NW	NW	IRRIGATION	6
			SE	NW	IRRIGATION	1
			NE	NW	IRRIGATION	18
			SW	NW	IRRIGATION	32
Section Acres						57
Total Acres						626

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

***** LIENHOLDER ADDED 10/25/94 ADM
***** PURSUANT TO APPROVED TRANSFER 3623 The total instantaneous diversion of water from all points of diversion under Transfer No. 3623 shall not exceed 3.28 cfs, nor total combined annual volume of 1,385.8 af.

Right Nos. 47-02257 and 47-02468 to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

Right Nos. 47-02257 and 47-02468 are limited to the combined irrigation of 573 total acres in the place of use described above in a single irrigation season.

The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.

| ADDRESS CHANGE FOR LIENHOLDER 7/30/1999 SS.

Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

15. Basis of Claim: License

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split
<u>ATTACHED</u>		

Water Right No(s)	Adjudication Claim No(s)	Split

RECEIVED
MAR 17 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

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

Kenneth & Jennifer MulBenny

4. New Owner/Claimant(s)

Robert Meyers
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

3024 Woodlodge Dr

City, State and ZIP Code

Twin Falls, ID 83301

New Telephone Number

(208) 733-4952

5. Date you acquired the property

10-1-04

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

Robert J. Meyers

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

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

All Robert J. on Katharine Meyer

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/Domestic)
LICENSE #A47-02548 (Irrigation)
LICENSE #A47-02468 (Irrigation)
LICENSE #A47-02257 (Irrigation)
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) -
BENEFICIAL USE #A47-14363 (Domestic) - w r

47-12721-WR
47-12654-WR

T040052

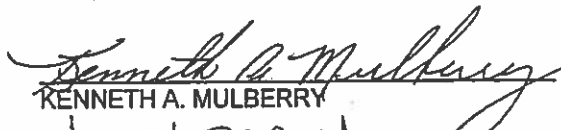
Twin Falls County, Idaho
Recorded for:
TWIN FALLS TITLE
09:37am Oct.01,2004
2004-021426
No. of Pages: 16 Fee: \$48.00
KRISTINA GLASCOCK
County Clerk
Deputy: K7

SPECIAL WARRANTY DEED

FOR VALUE RECEIVED KENNETH A. MULBERRY and JENNIFER M. MULBERRY, husband and wife, hereinafter called the Grantors, hereby grant, bargain, sell, and convey unto ROBERT J. MEYERS and KATHI L. MEYERS, husband and wife, whose address is 3024 Woodridge Drive, Twin Falls, Idaho, hereinafter called the Grantees, all interest in that certain real property situated in the County of Twin Falls, State of Idaho, as described on Exhibit A attached hereto.

TO HAVE AND TO HOLD the said premises unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that the premises are free from all encumbrances, except as mentioned above, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED This 1 day of October, 2004.


KENNETH A. MULBERRY

JENNIFER M. MULBERRY

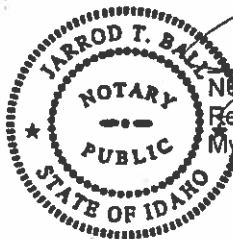
STATE OF IDAHO)

) ss.

County of Twin Falls)

On this 1st day of October, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared KENNETH A. MULBERRY and JENNIFER M. MULBERRY, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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



NOTARY PUBLIC FOR IDAHO

Residing in: Twin Falls

My commission expires: 7-25-2008

EXHIBIT A

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 1-21, 22, 24, 25, 27-32, 34, 36 and 39 of UTAH CONSTRUCTION COMPANY SUBDIVISION, plat recorded as Instrument No. 222470 on December 23, 1929.

EXCEPTING THEREFROM Lots 1, 16, 18, 20 and 39 of UTAH CONSTRUCTION COMPANY SUBDIVISION, Twin Falls County, Idaho, plat recorded as Instrument No. 222470 on December 23, 1929, in the official records of Twin Falls County, Idaho

ALSO 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 East, Boise Meridian, 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 975.26 feet;

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

47-13605

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;
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 1,046.05 feet to the TRUE
POINT OF BEGINNING.

EXCEPTING THEREFROM a strip of land 4 feet wide along the North side as
described in Quitclaim Deed to W.H. Jones and Katherine Jones recorded July
23, 1913 as Instrument No. 44564.

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

47-14343

Section 22: Part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ more particularly described as follows:

BEGINNING at the North $\frac{1}{4}$ Section corner of Section 22, said corner marked by a $\frac{1}{2}$ " rebar which shall be the POINT OF BEGINNING;
THENCE South 0°11'28" West along the $\frac{1}{4}$ Section line for 1,319.45 feet to a 5/8" rebar at the SE corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$;
THENCE North 89°16'37" West along the East line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ for 20.00 feet to a point;
THENCE North 00°11'28" West parallel to the East line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ for 208.71 feet to a point;
THENCE North 89°16'37" West for 208.71 feet to a $\frac{1}{2}$ " rebar;
THENCE South 00°11'28" East for 199.51 feet to a $\frac{1}{2}$ " rebar;
THENCE South 00°11'28" East for 9.20 feet to a point on the South line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$;
THENCE North 89°16'37" West along the South line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ for 1,098.92 feet to a 5/8" rebar at the SW corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$;
THENCE North 00°07'52" West along the West line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ for 199.39 feet to a $\frac{1}{2}$ " rebar;
THENCE South 80°33'44" West for 535.18 feet to a $\frac{1}{2}$ " rebar;
THENCE South 88°44'27" West for 799.40 feet to a P.K. nail on the Section line;
THENCE North 0°04'18" West along the Section line for 1,006.61 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 $\frac{1}{2}$ " rebar;
THENCE North 00°04'18" West for 235.00 feet to a P.K. nail on the Section line;
THENCE South 89°17'15" East along the Section line for 2,417.48 feet to the POINT OF BEGINNING.

TOGETHER WITH an easement for ingress and egress described as follows:

BEGINNING at the North $\frac{1}{4}$ Section corner of Section 22, Township 11 South, Range 18 East, Boise Meridian, said corner marked by a $\frac{1}{2}$ " rebar which shall be the POINT OF BEGINNING;
THENCE South 00°11'28" East along the $\frac{1}{4}$ Section line for 1,095.63 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 NE $\frac{1}{4}$ NW $\frac{1}{4}$;
THENCE South 89°16'37" East along the South line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ for 20.0 feet to a 5/8" rebar at the SE corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$;
THENCE South 89°13'44" East along the South line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ for 25.00 feet to a point;
THENCE North 00°11'28" West for 1,319.44 feet to a point on the Section line;
THENCE North 89°11'58" West along the Section line for 25.00 feet to the POINT OF BEGINNING.

PARCEL NO. 4

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

Section 14: NE $\frac{1}{4}$ NW $\frac{1}{4}$ EXCEPT the East one acre thereof; NW $\frac{1}{4}$ NW $\frac{1}{4}$;
SW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 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 00°48' East 38 feet and
South 89°12' West 51 feet from the Northeast corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15;
THENCE South 10°45' East 62 feet to the South side county 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: NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 23: NW $\frac{1}{4}$

TOGETHER WITH an access easement recorded April 12, 1980 as Instrument
No. 968886 more particularly described as follows:

COMMENCING at the Northwest corner of Section 23, said point lies North
90°00'00" West 2,639.94 feet from the North Quarter corner of Section 23;
THENCE South 90°00'00" East 413.16 feet to the REAL POINT OF BEGINNING;
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 21.15 feet;
THENCE North 45°10'13" West 200.88 feet;
THENCE North 50°13'43" West 122.13 feet;
THENCE North 55°31'48" West 274.65 feet to the North boundary of Section 23;
THENCE South 90°00'00" East 26.50 feet to the REAL POINT OF BEGINNING.

SUBJECT TO an access easement recorded April 18, 1980 as Instrument No.
969133 more particularly described as follows:

COMMENCING at the Northwest corner of Section 23, said point lies North
90°00'00" West 2,639.94 feet from the North Quarter corner of Section 23;
THENCE South 90°00'00" East 413.16 feet to the REAL POINT OF BEGINNING;
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 North 00°00'00" East 21.15 feet;
THENCE North 45°10'13" West 172.38 feet;
THENCE North 50°13'43" West 124.85 feet;
THENCE North 55°31'48" West 232.34 feet to the North boundary of Section 23;
THENCE South 90°00'00" East 26.50 feet to the REAL POINT OF BEGINNING.

ALSO 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 NW¼NW¼ of Section 23, Township 11 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho and lying 15 feet right and is 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.

EXCEPTING THEREFROM a parcel of land located in the NW¼NW¼ more particularly described as follows:

BEGINNING at the Northwest corner of said NW¼;
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;
THENCE North 90°00'00" East a distance of 607.31 feet along the Northerly boundary of said NW¼NW¼;
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 East 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.

ALSO EXCEPTING a parcel of land located in the NW¼NW¼ more particularly described as follows:

BEGINNING at the Northwest corner of said NW¼;
THENCE North 90°00'00" East a distance of 1,020.47 feet along the Northerly boundary of said NW¼NW¼ to the TRUE POINT OF BEGINNING;
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.

ALSO EXCEPTING a parcel of land located in the NW¼NW¼ more particularly described as follows:

COMMENCING at the Northwest corner of Section 23, said point lies North 90°00'00" West 2,639.94 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 NE $\frac{1}{4}$ more particularly described as follows:

BEGINNING at a point South 00°48' East 38 feet and South 89°12' West 51 feet from the Northeast corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15;
THENCE South 10°45' East 62 feet to the South side county road;
THENCE South 10°45' East 193.00 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.

PARCEL NO. 6

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

Section 20: A parcel of land located in the SW $\frac{1}{4}$ 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 1,878.48 feet to a point on the Southerly right-of-way line of the Oregon Shortline Railroad;
THENCE South 80°47'13" East along the South right-of-way line of the Oregon Shortline Railroad for a distance of 1,333.93 feet to a point on the East boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$;
THENCE South 00°04'41" West along the East boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ for a distance of 358.07 feet to the Northeast corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$;
THENCE South 89°23'36" East along the North boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ 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 W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;
THENCE South 00°03'02" West parallel with the East line of the W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ 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 1,001.29 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 1,324.86 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. 7

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;

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. 8

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

Section 6: A parcel of land located in the E½SE¼ 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 of the West boundary of the E½SE¼ of Section 6:

THENCE North 00°11'07" East along the West boundary of the E½SE¼ of Section 6 for a distance of 1,097.31 feet;

THENCE South 74°28'21" East for a distance of 1,215.24 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 1,363.86 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. 9

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. 10

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

Section 6: SE¼NE¼

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

EXCEPTING THEREFROM THE FOLLOWING described property:

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

Section 6: A parcel of land in the E½E½NE¼SE¼ and the SE¼NE¼ more particularly described as follows:

COMMENCING at the Southeast corner of said Section 6;
THENCE North 00°13'43" East along the East boundary of the SE¼ of Section 6 for a distance of 2,132.39 feet to the TRUE POINT OF BEGINNING;
THENCE North 38°29'53" West for a distance of 96.63 feet;
THENCE North 37°31'00" West for a distance of 47.93 feet;
THENCE North 32°15'11" West for a distance of 52.08 feet;
THENCE North 24°34'59" West for a distance of 93.85 feet;
THENCE North 21°44'57" West for a distance of 26.38 feet;
THENCE North 42°11'41" West for a distance of 29.04 feet;
THENCE North 64°56'07" West for a distance of 41.20 feet;
THENCE North 76°29'38" West for a distance of 40.48 feet;
THENCE North 84°05'49" West for a distance of 104.28 feet;
THENCE North 80°28'37" West for a distance of 51.49 feet;
THENCE North 73°43'29" West for a distance of 47.40 feet;

THENCE North 63°35'49" West for a distance of 65.02 feet;
THENCE North 51°41'32" West for a distance of 67.26 feet;
THENCE North 54°34'07" West for a distance of 47.70 feet;
THENCE North 62°02'34" West for a distance of 45.91 feet;
THENCE North 73°33'44" West for a distance of 44.40 feet;
THENCE North 83°31'26" West for a distance of 44.33 feet;
THENCE South 89°47'47" West for a distance of 107.26 feet;
THENCE South 00°12'54" West for a distance of 150.0 feet;
THENCE North 88°57'50" West for a distance of 473.24 feet;
THENCE North 00°10'31" East for a distance of 384.95 feet;
THENCE South 88°57'50" East for a distance of 470.61 feet;
THENCE South 00°12'54" East for a distance of 195.00 feet;
THENCE North 89°47'47" East for a distance of 109.60 feet;
THENCE South 83°31'26" East for a distance of 50.15 feet;
THENCE South 73°33'44" East for a distance of 51.92 feet;
THENCE South 62°02'34" East for a distance of 52.56 feet;
THENCE South 54°34'07" East for a distance of 51.32 feet;
THENCE South 51°41'32" East for a distance of 64.90 feet;
THENCE South 63°35'29" East for a distance of 57.30 feet;
THENCE South 73°43'29" East for a distance of 41.49 feet;
THENCE South 80°28'37" East for a distance of 47.87 feet;
THENCE South 84°05'49" East for a distance of 105.67 feet;
THENCE South 76°29'38" East for a distance of 47.19 feet;
THENCE South 64°56'07" East for a distance of 53.29 feet;
THENCE South 42°11'41" East for a distance of 44.29 feet;
THENCE South 21°44'57" East for a distance of 32.61 feet;
THENCE South 24°34'49" East for a distance of 90.18 feet;
THENCE South 32°15'11" East for a distance of 47.56 feet;
THENCE South 32°31'00" East for a distance of 45.75 feet;
THENCE South 38°29'53" East for a distance of 46.41 feet to a point on the East boundary of the SE¼ of Section 6;
THENCE South 00°13'43" West along the East boundary of the SE¼ of Section 6 for a distance of 63.94 feet to the TRUE POINT OF BEGINNING.

PARCEL NO. 11

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

Section 28: SE¼.

SUBJECT TO the Twin Falls County Highway right-of-way.

EXCEPTING THEREFROM a parcel of land located in the SE¼SE¼ of said Section 28 more particularly described as follows:

COMMENCING at the Southeast corner of said Section 28 and being the TRUE POINT OF BEGINNING;
THENCE North 89°31'48" West along the South boundary of the SE¼ of Section 28 for a distance of 270.00 feet;
THENCE North 00°26'33" West parallel with the East boundary of the SE¼ of Section 28 for a distance of 453.09 feet;
THENCE North 37°47'33" East for a distance of 84.12 feet;
THENCE South 89°31'48" East parallel with the South boundary of the SE¼ of Section 28 for a distance of 217.93 feet to a point on the East boundary of the SE¼ of Section 28;
THENCE South 00°26'33" East along the East boundary of the SE¼ of Section 28 for a distance of 520 feet to the TRUE POINT OF BEGINNING.

PARCEL NO. 12

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

Section 28: NE¼NW¼; S½NW¼; NW¼NW¼

SUBJECT TO a 25.0 foot wide county road easement along the Westerly boundary.

ALSO SUBJECT TO a Twin Falls County Highway right-of-way.

EXCEPTING THEREFROM the West 660 feet of the North 396 feet thereof.

ALSO EXCEPTING THEREFROM a parcel of land located in the NW¼NW¼ more particularly described as follows:

COMMENCING at the Northwest corner of said Section 28;
THENCE South 01°26'30" East along the West boundary of the NW¼ of Section 28 for a distance of 396.00 feet to the TRUE POINT OF BEGINNING;
THENCE North 90°00'00" East parallel with the North boundary of the NW¼ of Section 28 for a distance of 200.00 feet;
THENCE South 01°26'30" East parallel with the West boundary of the NW¼ of Section 28 for a distance of 177.00 feet;
THENCE North 90°00'00" West parallel with the North boundary of the NW¼ of Section 28 for a distance of 200.00 feet to a point on the West boundary of the NW¼ of Section 28;
THENCE North 01°26'30" West along the West boundary of the NW¼ of Section 28 for a distance of 177.00 feet to the TRUE POINT OF BEGINNING.

AND ALSO EXCEPTING THEREFROM a parcel of land located in the NE¼NW¼ more particularly described as follows:

COMMENCING at the N¼ corner of said Section 28, from which the Northwest corner of said Section 28 bears North 89°05'57" West 2,654.32 feet, said N¼ corner being the TRUE POINT OF BEGINNING;
THENCE South 00°00'00" West along the East boundary of the NW¼ of Section 28 for a distance of 466.39 feet;
THENCE North 56°19'42" West along the center of a concrete ditch for a distance of 212.26 feet to the point of a curve of a curve left;
THENCE Northwesterly along the center of the concrete ditch and along the arc of the curve left for a distance of 89.68 feet to the point of tangent, said arc having a radius of 149.15 feet and a long chord bearing and distance of North 73°33'10" West 88.33 feet;
THENCE South 89°13'23" West along the center of the concrete ditch for a distance of 205.56 feet;
THENCE leaving the center of the concrete ditch on a bearing of North 00°51'06" East for a distance of 333.78 feet to a point on the North boundary of the NW¼ of Section 28;
THENCE South 89°05'57" East along the North boundary of the NW¼ of Section 28 for a distance of 462.00 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide county road easement along the North boundary of the before described parcel.

AND SUBJECT TO a 10.0 foot wide easement for the use and maintenance of the concrete ditch, said easement being adjacent to and on the Northerly side of the South boundary of the before described parcel.

PARCEL NO. 13

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

Section 28: A parcel of land located in the NW¼NW¼ and more particularly described as follows:

COMMENCING at the Northwest corner of said Section 28;
THENCE North 90°00'00" East along the North boundary of the NW¼ of Section 28 for a distance of 660.00 feet;
THENCE South 01°26'30" East parallel with the West boundary of the NW¼ of Section 28 for a distance of 240.00 feet to the TRUE POINT OF BEGINNING;
THENCE continuing South 01°26'30" East parallel with the West boundary of the NW¼ of Section 28 for a distance of 156.00 feet;
THENCE North 90°00'00" West parallel with the North boundary of the NW¼ of Section 28 for a distance of 173.00 feet;
THENCE North 01°26'30" West parallel with the West boundary of the NW¼ of Section 28 for a distance of 156.00 feet;
THENCE North 90°00'00" East parallel with the North boundary of the NW¼ of Section 28 for a distance of 173.00 feet to the TRUE POINT OF BEGINNING.

PARCEL NO. 14 . .

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

Section 5: A parcel of land located in the SE¼ being more particularly described as follows:

COMMENCING at the Southeast corner of said Section 5 and being the REAL POINT OF BEGINNING;

THENCE South 89°56'56" West 2,642.12 feet to the South Quarter corner of Section 5;

THENCE North 01°28'54" West 1,990.80 feet along the West boundary of the SE¼ of Section 5;

THENCE North 89°56'56" East 2,658.04 feet to a point on the East boundary of Section 5;

THENCE South 01°01'25" East 1,990.47 feet to the REAL POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide county roadway easement parallel with and adjoining the East and the South boundaries of the above described property.

PARCEL NO. 15

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

Section 5: A parcel of land located in the SE¼ and being more particularly described as follows:

COMMENCING at the Southeast corner of said Section 5;

THENCE South 89°56'56" West 2,642.12 feet to the South Quarter corner of Section 5;

THENCE North 01°28'54" West 1,990.80 feet along the West boundary of the SE¼ of Section 5 to the REAL POINT OF BEGINNING;

THENCE North 01°28'54" West 653.52 feet to the center of Section 5;

THENCE South 89°53'50" East 2,663.40 feet to the East Quarter corner of Section 5;

THENCE South 01°01'25" East 646.25 feet along the East boundary of Section 5;

THENCE South 89°56'56" West 2,658.04 feet to the REAL POINT OF BEGINNING.

EXCEPTING THEREFROM a parcel of land located in the SE¼ and being more particularly described as follows:

COMMENCING at the center of Section 5, the REAL POINT OF BEGINNING;
THENCE South $89^{\circ}53'50''$ East 2,663.40 feet to the East Quarter corner of
Section 5;
THENCE South $01^{\circ}01'25''$ East 392.52 feet;
THENCE West on a line parallel with the North boundary of the SE $\frac{1}{4}$ of Section 5
until reaching the West boundary of the SE $\frac{1}{4}$ of Section 5;
THENCE North along the West boundary of the SE $\frac{1}{4}$ of Section 5 until reaching
the center of Section 5, the REAL POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide county roadway easement parallel with and
adjoining the East boundary of the above described parcel.

FILED**CERTIFICATE OF ASSUMED BUSINESS NAME**

TO the SECRETARY OF STATE, STATE OF IDAHO
 Pursuant to Section 63-504, Idaho Code, the undersigned
 gives notice of adoption of an Assumed Business Name.

1. The assumed business name which the undersigned used in the transaction of business is:

KEN MULBERRY ENTERPRISES, a partnership

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name is/are:

<u>Name</u>	<u>Complete Address</u>
KENNETH A. MULBERRY	P. O. BOX H, KIMBERLY, ID 83341
JENNIFER MULBERRY	P. O. BOX H, KIMBERLY, ID 83341

3. The general type of business transacted under the assumed business name is marked with the check:

☐ Retail Trade	☐ Manufacturing	☐ Transportation and Public Utilities
☐ Wholesale Trade	☐ Agriculture	☐ Finance, Insurance, Real Estate
☐ Services	☐ Construction	☐ Mining

4. The name and address to which future correspondence should be addressed:

Kenneth A. Mulberry
 P. O. Box H
 Kimberly, Idaho 83341

Submit Certificate of
 Assumed Business
 Name and \$20.00 fee to:

Secretary of State
 700 West Jefferson
 Bismarck West
 P.O. Box 84720
 Boise ID 83720-0420

5. Name and address for this acknowledgment copy is as indicated on back.

Signature: [Signature]
 Printed Name: Kenneth A. Mulberry
 Capacity: Partner
 Date: Jan 28 or back of form

Secretary of State's Office

DATE RECEIVED: JAN 28 2006
 01/28/14:05 H3200
 03 JAN 01 11:14 AM
 - 1 FILED - 11:21 AM 2006

01321

DEC 21 2000

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: A47-02257
Date Received: 4/24/1992
Receipt No: S014448
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: KEN MULBERRY ENTERPRISES 208-423-5556
Address: PO BOX H
KIMBERLY ID 83341

2. Date of Priority: AUG 16, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
2 WELLS & PUMPS, DITCHES TO GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.800		338.00

7. Total Quantity Appropriated is:
0.800 C.F.S. (and/or) 338.00 A.F.A.

8. Total consumptive use is 1878.0 Acre Feet Per Annum.

9. Non-irrigation uses:

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

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	18E	14	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:

36-02468 AND SHARES IN TWIN FALLS CANAL CO.

14. Remarks:

LIENHOLDER ADDED 10/25/94 ADM

PURSUANT TO APPROVED TRANSFER 3623

The total instantaneous diversion of water from all points of diversion under Transfer No. 3623 shall not exceed 3.28 cfs, nor total combined annual volume of 1,385.8 af.

Right Nos. 47-02257 and 47-02468 to divert groundwater shall

14. Remarks: Continued

not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

Right Nos. 47-02257 and 47-02468 are limited to the combined irrigation of 573 total acres in the place of use described above in a single irrigation season.

The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.

15. Basis of Claim: LICENSE

Water Right Number: 21660

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)08/10/95 15:27:40
Page 1

Water Right Number - A47-02257 Prefix Translation: ADJUDICATION CLAIM Old (D) Number - 21660

+ - - - - Last Name - - - - + + - First Name - - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
KEN MULBERRY ENTERPRISES1 - PO BOX H
2 -
3 -City- KIMBERLY State- ID Zip- 83341
Phone - 208-423-5556

*** L - LEINHOLDER ***

MUTUAL LIFE INSURANCE CO OF NEW YORK THE

1 - ONE MID RIVERS MALL DR
2 - SUITE 120
3 -City- ST PETERS State- MO Zip- 63376
Phone - 208-000-0000+ - - Priority Date - - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
08/16/1950 17 SOUTHERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County11S 18E 23 NE NW (83) TWIN FALLS
SE NW (83) TWIN FALLS+ - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 10/31 0.800 338.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.800 338.00 1878.0

+ - - - - - - - - - - - Place of Use - - - - - County

| TwN | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|------|-------------|-----------------|
| 11S | 18E | 14 | NE NW | | 23.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 14 | NW NW | | 39.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 14 | SW NW | | 40.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 14 | SE NW | | 23.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 14 | NE SW | | 34.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 14 | NW SW | | 40.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 14 | SW SW | | 38.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 14 | SE SW | | 38.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 15 | NE NE | | 39.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 15 | SW NE | | 40.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 15 | SE NE | | 40.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 15 | NE SE | | 40.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 15 | NW SE | | 39.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 15 | SW SE | | 39.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 15 | SE SE | | 35.0 | 01 | IRRIGATION | (83) TWIN FALLS |
| 11S | 18E | 22 | NE NE | | 6.0 | 01 | IRRIGATION | (83) TWIN FALLS |

NOV 28 1995

Water right number - A47-02257

Prefix Translation: ADJUDICATION CLAIM

| Tw | Rng | Sec | Tract | Lot | Acres | Place of Use | Description | County |
|-----|-----|-----|-------|------|-------|--------------|-----------------|-----------------|
| 11S | 18E | 22 | SE NE | 16.0 | 01 | IRRIGATION | (83) TWIN FALLS | (83) TWIN FALLS |
| 11S | 18E | 23 | NE NW | 18.0 | 01 | IRRIGATION | (83) TWIN FALLS | (83) TWIN FALLS |
| 11S | 18E | 23 | NW NW | 6.0 | 01 | IRRIGATION | (83) TWIN FALLS | (83) TWIN FALLS |
| 11S | 18E | 23 | SW NW | 32.0 | 01 | IRRIGATION | (83) TWIN FALLS | (83) TWIN FALLS |
| 11S | 18E | 23 | SE NW | 1.0 | 01 | IRRIGATION | (83) TWIN FALLS | (83) TWIN FALLS |

Total Acres: 626.0

- - - Diversion Means - 2 WELLS & PUMPS, DITCHES TO GRAVITY IRRIGATION

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - 36-02468 AND SHARES IN TWIN FALLS CANAL CO.

LIENHOLDER ADDED 10/25/94 ADM

PURSUANT TO APPROVED TRANSFER 3623

The total instantaneous diversion of water from all points of diversion under Transfer No. 3623 shall not exceed 3.28 cfs, nor total combined annual volume of 1,385.8 af.

Right Nos. 47-02257 and 47-02468 to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

Right Nos. 47-02257 and 47-02468 are limited to the combined irrigation of 573 total acres in the place of use described above in a single irrigation season.

The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.

No Old Water Right Numbers Found

R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

T04 - Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing

ADJ

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 17 1995

TRANSFER OF WATER RIGHT

Department of Water Resources
Southern Region

TRANSFER NO. 3623

WATER RIGHT NO(S). 47-02257/47-02468

This is to certify that: KENNETH A MULBERRY
PO BOX H
KIMBERLY ID 83341

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| Right No. 47-02257 : | | | |
| IRRIGATION | 04/01 to 10/31 | 0.80 CFS | 338.0 AF |
| Priority: 08/16/1950 | | | |
| Right No. 47-02468 : | | | |
| IRRIGATION | 04/01 to 10/31 | 2.48 CFS | 1047.8 AF |
| Priority: 09/02/1955 | | | |
| TOTAL: | | 3.28 CFS | 1385.8 AF |

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 23, Township 11S, Range 18E
SENW , Sec. 23, Township 11S, Range 18E
TWIN FALLS County

PLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|--------------------|--------------|--------------|--------------|--------------|
| 11S 18E 14 | NENW 23 | NWNW 39 | SWNW 40 | |
| | SENW 23 | NESW 34 | NWSW 40 | |
| | SWSW 38 | SESW 38 | | 275 |
| 15 | NENE 39 | SWNE 40 | SENE 40 | |
| | NESE 40 | NWSE 39 | SWSE 39 | |
| | SESE 35 | | | 272 |
| 22 | NENE 6 | SENE 16 | | 22 |
| 23 | NENW 18 | NWNW 6 | SWNW 32 | |
| | SENW 1 | | | 57 |

Total number of acres irrigated: * 626

NOV 28 1996

TRANSFER NO. 3623
WATER RIGHT NO(S). 47-02257/47-02468

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. The total instantaneous diversion of water from all points of diversion under Transfer No. 3623 shall not exceed 3.28 cfs, nor total combined annual volume of 1,385.8 af.
8. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
9. Right Nos. 47-02257 and 47-02468 to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
- * 10. Right Nos. 47-02257 and 47-02468 are limited to the combined irrigation of 573 total acres in the place of use described above in a single irrigation season.

Dated this 12th day of April, 1995.


Chief, Water Alloc. Bureau

NOV 28 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3623

Page 7 of 7
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AUG 28 1985

APPLICATION FOR TRANSFER OF WATER RIGHT**PART 1**

Department of Water Resources

Southern Region Office

Name of applicant Kenneth A. MulberryPhone 423-5556Post Office address P. O. Box H, Kimberly, ID 83341**A. PURPOSE OF TRANSFER**

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Move more water to the Stricker Ranch, which does not have enough water for proper irrigation at this time.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|------------------|--------------------|---------------|--------------------------------|
| <u>47-2257</u> | <u>8-16-1950</u> | <u>0.80 cfs</u> | <u>Irrig</u> | <u>Mar 15</u> to <u>Nov 15</u> |
| <u>47-2468</u> | <u>9-2-1955</u> | <u>2.48</u> | <u>Irrig.</u> | <u>"</u> to <u>"</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 3.28 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|------------|--------------------------|
| | | NE | NW | 23 | 11S | 18E | Twin Falls | |
| | | SE | NW | 23 | " | " | " | |
| | | | | | | | | |
| | | | | | | | | |

5. Lands irrigated or place of use:

| Twp. | Rge. | 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 | |
| 11S | 18E | 14 | | | | | 23 | 39 | 40 | 23 | 34 | 40 | 38 | 38 | | | | | 275 |
| | | 15 | 39 | | 40 | 40 | | | | | | | | | 40 | 39 | 39 | 35 | 272 |
| | | 22 | 6 | | | 16 | | | | | | | | | | | | | 22 |
| | | 23 | | | | | 18 | 6 | 32 | 1 | | | | | | | | | 57 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total acres 626

PART 1

6. General Information:

a. Description of diversion system Two existing wells & pumps, ditches to gravity irrigation

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes NO No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Land will continue to be irrigated with Twin Falls Canal Co. water

d. Remarks:

I own both the original and the new places of use, and want to use this water & where it will do the most good.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.



APR 14 1995

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 47-02468

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION | to | 2.48 CFS |
| DOMESTIC | to | |
| | Totals | 2.48 CFS |

SOURCE

GROUNDWATER

Priority: 09/02/1955

LOCATION OF POINT(S) OF DIVERSION:SENE , Sec. 8, Township 11S, Range 18E
TWIN FALLS CountyPLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 11S | 18E | 7 | SENE 40 | | | 40 |
| | | 8 | NENE 40 | NWNE 40 | SWNE 40 | |
| | | | SENE 40 | NENW 40 | NWNW 40 | |
| | | | SWNW 40 | SENE 40 | NESW 40 | |
| | | | NWSW 40 | SWSW 40 | SESW 40 | |
| | | | NESE 40 | NWSE 40 | SWSE 40 | 600 |
| | | | | | | 640 |

Total number of acres irrigated:

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

APR 14 1995

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 47-02257

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION | to | 0.80 CFS |
| DOMESTIC | to | |
| | Totals | 0.80 CFS |

SOURCE

GROUNDWATER

Priority: 08/16/1950

LOCATION OF POINT(S) OF DIVERSION:SENE , Sec. 8, Township 11S, Range 18E
TWIN FALLS CountyPLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 11S | 18E | 7 | SENE 40 | | | 40 |
| | | 8 | NENE 40 | NWNE 40 | SWNE 40 | |
| | | | SENE 40 | NENW 40 | NWNW 40 | |
| | | | SWNW 40 | SENE 40 | NESW 40 | |
| | | | NWSW 40 | SWSW 40 | SESW 40 | |
| | | | NESE 40 | NWSE 40 | SWSE 40 | 600 |
| | | | | | | 640 |

Total number of acres irrigated: 640

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

APR 14 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 1) 47-2257 2) 47-2468 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☒ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 1) 8-16-1950 2) 9-2-1955

5. Water is used for the following purpose:

amount 1) 0.80 cfs for Irrig. purposes from Mar 15 to Nov 15
(cfs/ac-ft)
amount 2) 2.48 cfs for " purposes from " to "
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.28 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|----|----|------|------|------|------------|--------------------------|
| | | SE | NE | 8 | 11S | 18E | Twin Falls | |
| | | | | | | | | |
| | | | | | | | | |

8. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Totals |
|--------|
| | | | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | |
| 11S | 18E | 7 | | | | 40 | | | | | | | | | | | | | 40 |
| | | 8 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | | 600 |
| |
| |
| |
| |

Total acres 640

9. Describe any other water rights used for the same purpose as described above canal shares

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|---|---|------|------|------|--------|--------------------------|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Totals |
|--------|
| | | | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | |
| |
| |
| |
| |
| |
| |

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

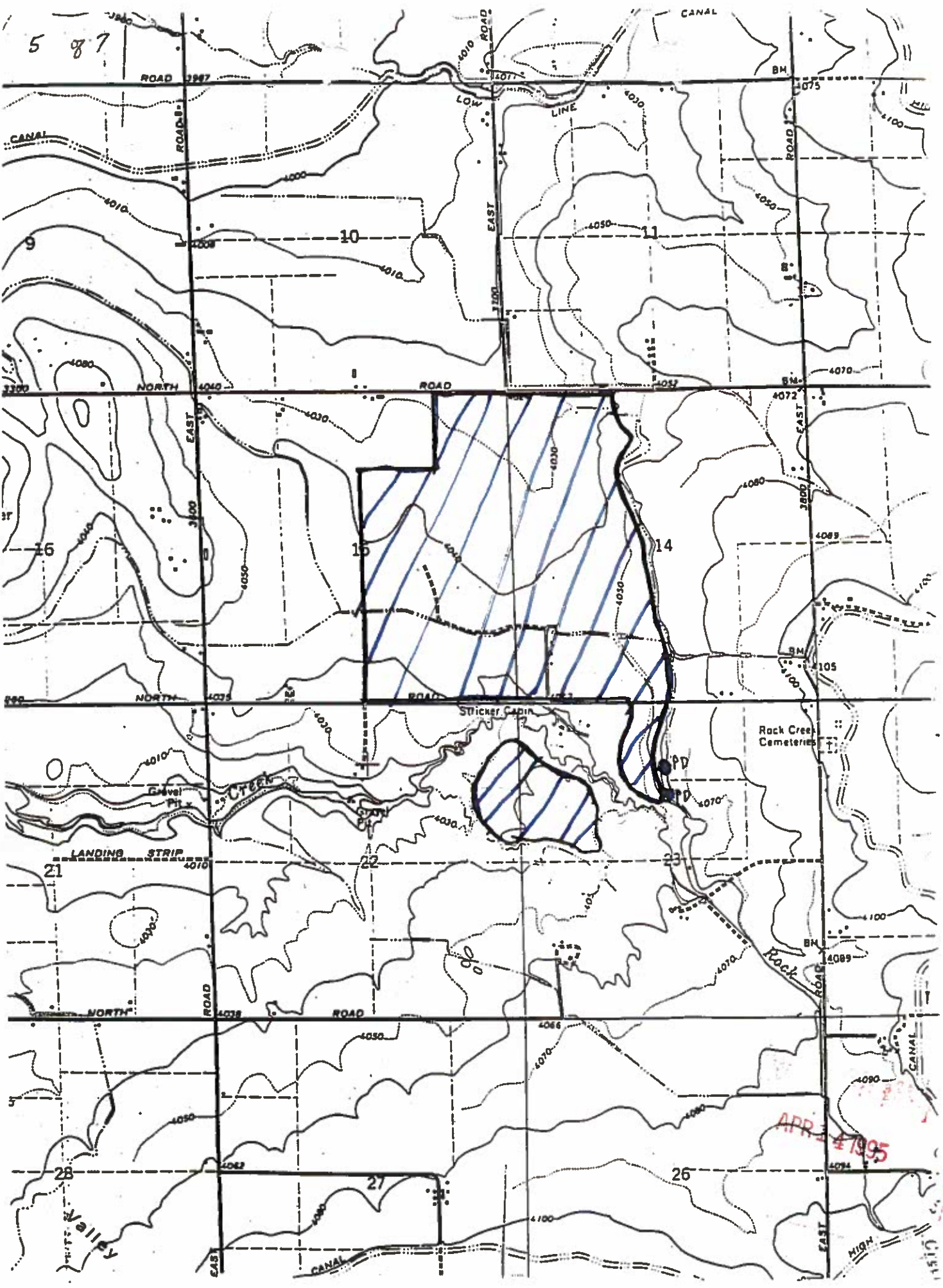
| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|---|---|------|------|------|--------|--------------------------|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Totals |
|--------|
| | | | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | |
| |
| |
| |
| |
| |
| |

Total acres _____

APR 14 1995



47-2257
47-2468

Original

HUB BUTTE QUADRANGLE

7.5 MINUTE SERIES (ORTHOPHOTOQUAD)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

390 000 FEET

714

715

114° 22' 30"

717 000 E



T-2754
F-1406
3 NW
17.3

T-2768
3344
HEL

5 NW
11.0

4 NW
6.5

T-2770
3344
HEL

3 NW
22.0

4 NW
15.8

5 NW
26.9

43.0

7 NW
21.5

6 NW
24.1

8 NW
90.2

RECORDED
APR 14 1995

3
46.9 NW

15

3 NW
15.0



8 NW
24.1

8 NW
90.2

15
12.3

3
46.9 NW

3
15.0

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APR 14 1995

R 18

NAPP 16

T-1125
F-2999
HEL

5 NW
186.5

1 NW
20.4

T-2778
F-1392
HEL

4 NW
29.9

3 NW
73.7

2 NW
26.2

12.4 NW

PR 14 1995

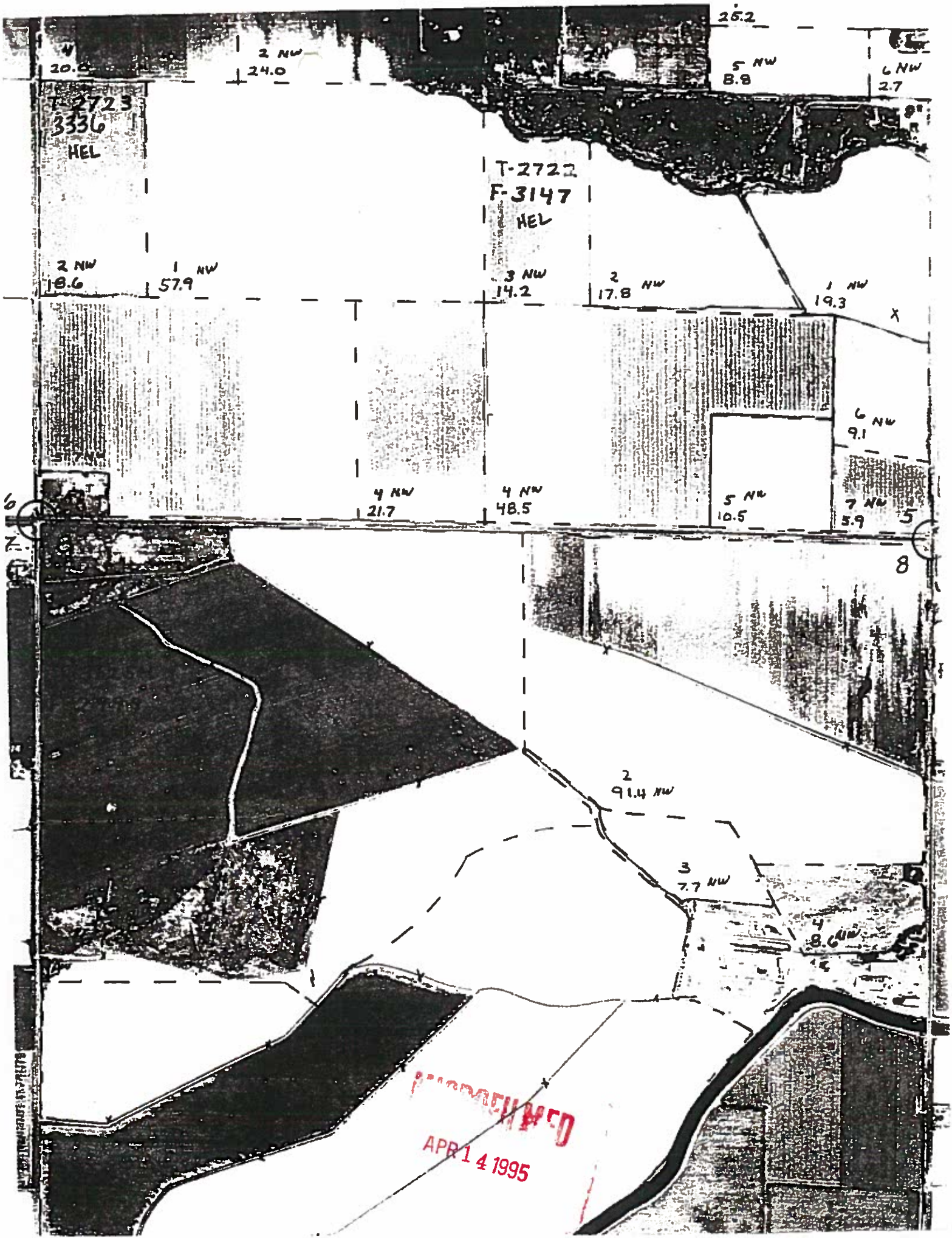
5 NW
21.5

6 NW
12.1

3 NW
12.7

1 NW
15.7

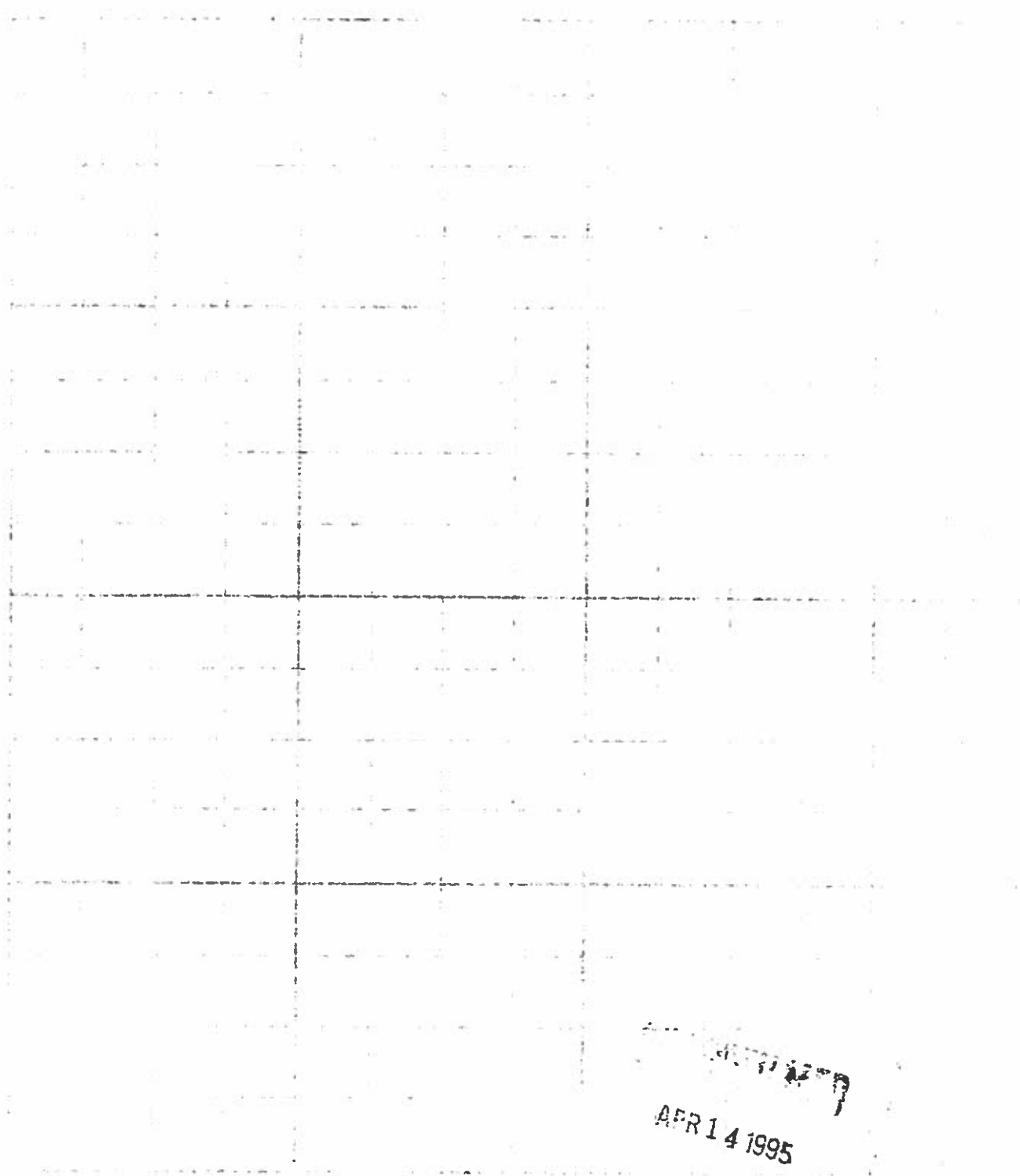
T-2778



APR 14 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**



APR 14 1995

SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE**

| 1 | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|---|-------------------|-----------------------|-----------------|----------------|
| | | | | _____ to _____ |
| | | | | _____ to _____ |

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 24th day of July, 19 89.

(Signature of Applicant)

Judith K. Delmont
(Notary Public)

My commission expires Aug 1991

FOR DEPARTMENT USE ONLYTransfer contains 2 pages and 0 attachmentsReceived by AG JA Date 8/28/89 Protest filed by _____Prelim. check by AD Fee \$50Receipted by J.F. Stanton Date 8-28-89 5008991Published in Times News Copies of protest forwarded by _____Pub. dates 11/16 & 11/23/89 Hearing held by _____ Date _____Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial_____ rec'd. _____ by JA

Copy of transfer sent to lien holder _____

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APR 14 1995

APPLICATION FOR PERMIT - ROUGH DRAFT

1. Name of Applicant _____
 Address _____ Phone: _____
2. Source of water supply _____ tributary of _____
3. a. Location of point of diversion is _____¹/₄ of _____¹/₄ of Sec. _____ T. _____
 R. _____ B.M., _____ County; additional points of diversion
 if any: _____
 b. If water is not consumed, it will be discharged into _____
 at a point in _____¹/₄ of _____¹/₄ of Sec. _____ T. _____ R. _____, B.M.
4. Amount _____ for _____ purposes from _____ to _____
 Amount _____ for _____ purposes from _____ to _____
 Amount _____ for _____ purposes from _____ to _____
5. Total quantity to be appropriated: _____ c.f.s. and/or _____, acre ft.
6. Proposed diverting works: a. _____

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet:
 total reservoir capacity _____ acre feet, materials used in dam: _____
 Period of year during which storage will occur _____
- c. Proposed well dia. is _____ inches, proposed depth of well is _____ ft.

7. a. Time required for the completion of works and application of the water to the
 proposed beneficial use is _____ years. b. Estimated cost is \$ _____.

8. a. If water is NOT for irrigation:
 (1) Place of use: _____¹/₄ of _____¹/₄ of Sec. _____ T. _____ R. _____ B.M.
 (2) Amount of power to be generated: _____ hp under _____ feet of head.
 (3) Number of each kind of livestock to be watered: _____
 (4) Name of municipality to be served _____, or
 no. of families to be supplied with domestic water _____
 (5) If water is to be used for other purposes, describe: _____

- b. If water is for irrigation, indicate acreage in each subdivision below:

| T. | R. | SEC. | NE-1/4 | | | | NW 1/4 | | | | SW-1/4 | | | | SE-1/4 | | | | TOTAL |
|----|----|------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|-------|
| | | | 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 | |
| | | 8 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 22 | 21 | 5 | 37 | 6 | | |
| | | 7 | | | | 40 | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

TOTAL NO. OF ACRES _____

- c. Describe any other water rights used for the same purposes _____

9. a. Who owns the property at the point of diversion _____
 b. Who owns the land to be irrigated or place of use _____
 c. If the property is owned by a person other than the applicant, describe the ar-
 rangement enabling the applicant to make this filing _____

10. Remarks: _____

320
80
96
486
40
536

NOV 28 1996

DEED

FOR VALUE RECEIVED, TWIN FALLS BANK & TRUST COMPANY, an Idaho Corporation
a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant,
Bargain, Sell and Convey unto KEN MULBERRY ENTERPRISES, whose mailing address is
P.O. Box H, Kimberly, Idaho 83341
grantee, the following described real estate, to-wit:

See Legal Description attached to and made a part hereof as Exhibit A

TOGETHER WITH 501.34 Shares of Twin Falls Canal Company Water Stock

RECEIVED

OCT 17 1991

Don't
JAN 1992

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee
its heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused
its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its
Secretary this First of November, 1988.

TWIN FALLS BANK & TRUST COMPANY

By

PRESIDENT.

ATTEST

SECRETARY.

STATE OF IDAHO, COUNTY OF Twin Falls
On this 1st day of November, 19 88,
before me, a notary public in and for said State, personally
appeared CURTIS EATON and

known to me to
be the President and Secretary of the corporation that exe-
cuted this instrument or the persons who executed the instru-
ment on behalf of said corporation, and acknowledged to me
that such corporation executed the same.

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

Residing at Twin Falls
Comm. Expires 1-22-91

Notary Public
Idaho

STATE OF IDAHO, COUNTY OF TWIN FALLS, IDAHO
I hereby certify that this instrument was filed for record at
the request of FIRST AMERICAN TITLE COMPANY
at 45 minutes past 3 o'clock m.,
this NOV 1 1988 day of
19 in my office, and duly recorded in Book
of Deeds at page

RICHARD A. PRICE
Ex-Officio Recorder

Deputy.

Fees \$ 1.00
Mail to:

INSTRUMENT No. 946626

First American Title Company of Idaho



(EXHIBIT "A")

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

Section 8: All that portion North of the Twin Falls Low 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 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 the Utah Construction Company Subdivision in Section 8, Township 11 South, Range 18 East of the Boise Meridian in 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 975.26 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.

NOV 28 1996

COPY

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: A47-02257
Date Received: 4/24/1992
Receipt No: 5014498
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KEN MULBERRY INTERPRISES 208-423-5556
Address: PO BOX H
KIMBERLY ID 83341

2. Date of Priority: AUG 16, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11S | 18E | 8 | SW | SE | NE | | TWIN FALLS |

5. Description of diverting works:
WELL WITH 75 H.P. PUMP

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 10/31 | 0.800 | | |

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

8. Total consumptive use is 1920.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 11S | 18E | 7 | SE | NE | | IRR | 40.0 |

Section Acres 40.0

| | | | | |
|---|----|----|-----|------|
| 8 | NE | NE | IRR | 40.0 |
|---|----|----|-----|------|

MICROFILMED

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 11S | 18E | 8 | NW | NE | | IRR | 40.0 |
| | | | SW | NE | | IRR | 40.0 |
| | | | SE | NE | | IRR | 40.0 |
| | | | NE | NW | | IRR | 40.0 |
| | | | NW | NW | | IRR | 40.0 |
| | | | SW | NW | | IRR | 40.0 |
| | | | SE | NW | | IRR | 40.0 |
| | | | NE | SW | | IRR | 40.0 |
| | | | NW | SW | | IRR | 40.0 |
| | | | SW | SW | | IRR | 40.0 |
| | | | SE | SW | | IRR | 40.0 |
| | | | NE | SE | | IRR | 40.0 |
| | | | NW | SE | | IRR | 40.0 |
| | | | SW | SE | | IRR | 40.0 |

Section Acres 600.0

Total Acres 640.0

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:
36-02468 AND SHARES IN TWIN FALLS CANAL CO.

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 21660

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:

MICROFILMED

MAR 11 1993

For Organizations:

I do solemnly swear or affirm that I am Partner of
Title
Ken Mulberry Enterprises, that I have signed the foregoing
Organization
document in the space below as Partner of
Title
Ken Mulberry Enterprises and that the statements contained in the
Organization
foregoing document are true and correct.

Kenneth A. Mulberry
Signature of Authorized Agent

Partner Ken Mulberry Enterprises
Title and Organization

April 24, 1992
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of April 19 92

[Signature]
Notary Public

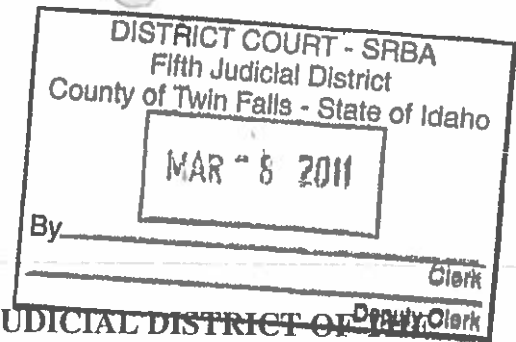
Seal

Residing at Ketchikan, ID
My Commission Expires 6/30/98

MICROFILMED

MAR 11 1993

COPY



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

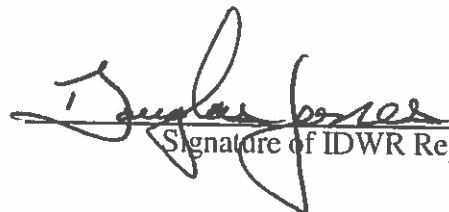
| | | |
|----------------|---|-------------------------------------|
| In Re SRBA |) | SUBCASE NO. 47-129, 47-130, |
| |) | 47-131, 47-132, 47-2257, 47-2468, |
| Case No. 39576 |) | 47-2478, 47-2548, 47-2550, 47-17302 |
| |) | |
| |) | NOTICE OF COMPLETED |
| _____ |) | ADMINISTRATIVE PROCEEDING |

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 3/8/11



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 3.8, 2011, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Michael C. Creamer
Givens Pursley LLP
PO Box 2720
Boise ID 83701-2720

William L. Mauk
Mauk & Burgoyne
PO Box 1743
Boise ID 83701-1743



Signature of person or attorney mailing the form

03/03/2011

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 47-2257

NAME AND ADDRESS: KATHI L MEYERS
3921 N 3300 E
TWIN FALLS ID 83301

ROBERT J MEYERS
3921 N 3300 E
TWIN FALLS ID 83301

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.800 CFS
338.00 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

The rights listed below are limited to a total combined annual diversion volume of 1,385.8 af. Combined Right Nos.: 47-2257, 47-2468

The rights listed below are limited to a total combined diversion rate of 3.28 cfs. Combined Right Nos.: 47-2257, 47-2468

PRIORITY DATE: 08/16/1950

POINT OF
DIVERSION:

T11S R18E S23 NENENW Within TWIN FALLS County

T11S R18E S23 NESENW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

4/01 10/31

0.800 CFS
338.00 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in TWIN FALLS County

| | | | | | |
|---------------|------|-------|---------------|------|-------|
| T11S R18E S14 | NENW | 23.00 | T11S R18E S14 | NWNW | 39.00 |
| T11S R18E S14 | SWNW | 40.00 | T11S R18E S14 | SESW | 23.00 |
| T11S R18E S14 | NESW | 34.00 | T11S R18E S14 | NWSW | 40.00 |
| T11S R18E S14 | SWSW | 38.00 | T11S R18E S14 | SESW | 38.00 |
| T11S R18E S15 | NENE | 39.00 | T11S R18E S15 | SWNE | 40.00 |
| T11S R18E S15 | SENE | 40.00 | T11S R18E S15 | NESE | 40.00 |
| T11S R18E S15 | NWSE | 39.00 | T11S R18E S15 | SWSE | 39.00 |
| T11S R18E S15 | SESE | 35.00 | T11S R18E S22 | NENE | 6.00 |
| T11S R18E S22 | SENE | 16.00 | T11S R18E S23 | NENW | 18.00 |
| T11S R18E S23 | NWNW | 6.00 | T11S R18E S23 | SWNW | 32.00 |
| T11S R18E S23 | SENE | 1.00 | | | |

626 ACRES TOTAL

The following rights are limited to the irrigation of 573 acres within the place of use described above in a single irrigation season. Right(s): 47-2257, 47-2468

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, 47-2257 & 47-2468 rights to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Use of this right is combined with water from Twin Falls Canal Co.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

March 8, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

MICHAEL CREAMER
GIVENS PURSLEY LLP
PO BOX 2720
BOISE ID 83701-2720

RE: SRBA Claim(s) 47-129, 47-130, 47-131, 47-132, 47-2257,
47-2468, 47-2478, 47-2548, 47-2550, 47-17302
Robert and Kathi Meyers

Dear Counselor:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: William Mauk
Mauk & Burgoyne
PO Box 1743
Boise ID 83701-1743

02/28/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 47-2257

NAME AND ADDRESS: KEN MULBERRY ENTERPRISES
PO BOX H
KIMBERLY ID 83341

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.

QUANTITY: 0.800 CFS
338.000 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

The rights listed below are limited to a total combined annual diversion volume of 1,385.8 af. Combined Right Nos.: 47-2257, 47-2468

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POINT OF DIVERSION:

T11S R18E S23 NENENW Within TWIN FALLS County

T11S R18E S23 NESENW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

4/01 10/31

0.800 CFS
338.00 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

IRRIGATION Within TWIN FALLS County

| | | | | | |
|---------------|------|-------|---------------|------|-------|
| T11S R18E S14 | NENW | 23.00 | T11S R18E S14 | NWNW | 39.00 |
| T11S R18E S14 | SWNW | 40.00 | T11S R18E S14 | SENW | 23.00 |
| T11S R18E S14 | NESW | 34.00 | T11S R18E S14 | NWSW | 40.00 |
| T11S R18E S14 | SWSW | 38.00 | T11S R18E S14 | SESW | 38.00 |
| T11S R18E S15 | NENE | 39.00 | T11S R18E S15 | SWNE | 40.00 |
| T11S R18E S15 | SENE | 40.00 | T11S R18E S15 | NESE | 40.00 |
| T11S R18E S15 | NWSE | 39.00 | T11S R18E S15 | SWSE | 39.00 |

02/28/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

| | | | | | |
|---------------|------|-------|---------------|------|-------|
| T11S R18E S15 | SESE | 35.00 | T11S R18E S22 | NENE | 6.00 |
| T11S R18E S22 | SENE | 16.00 | T11S R18E S23 | NENW | 18.00 |
| T11S R18E S23 | NWNW | 6.00 | T11S R18E S23 | SWNW | 32.00 |
| T11S R18E S23 | SENW | 1.00 | | | |

626 ACRES TOTAL

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OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, 47-2257 & 47-2468 rights to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Use of this right is combined with water from Twin Falls Canal Co.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Right(s): 47-2257, 47-2468

TWP 11S RNG 18E S14, 15, 22, 23

Prepared February 27, 2006



-  Recommended Place of Use
-  Recommended Point of Diversion
-  PLSS Section Lines
-  Quarter Section Lines



GIS Place of Use Presentation

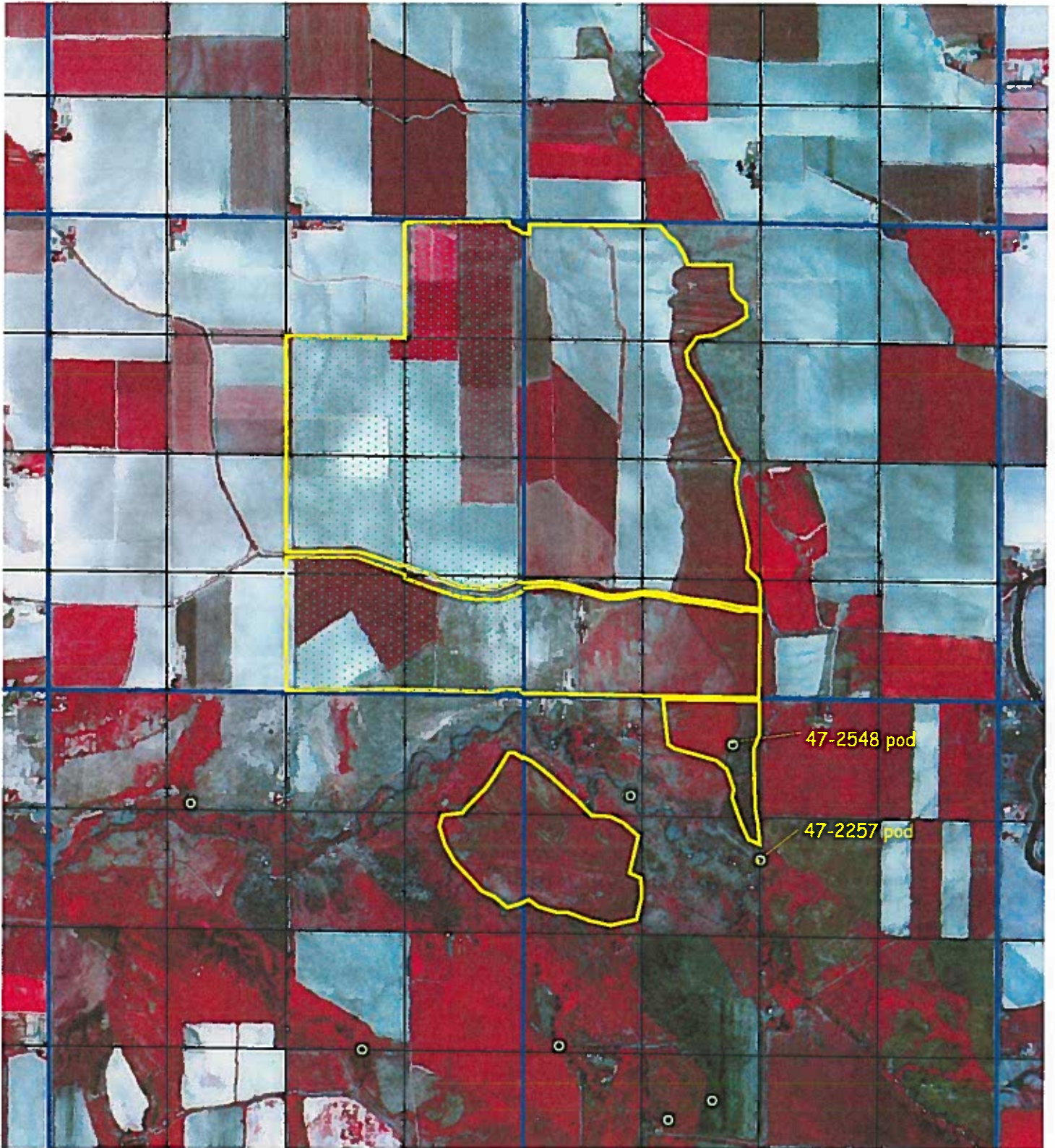
1987 NAPP Aerial Photography

Prepared by Amanda Kriwox

GEOGRAPHIC INFO ACRES

Licensee Claim (if diff from licensee)

Mulberry/Meyers Groundwater



GW



2548.shp



2257_2468.shp

1987imagery



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 DEPT INTERNET WEB SITE: www.idwr.idaho.gov

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER

February 23, 2006

Robert Meyers
3024 Woodridge Dr
Twin Falls, Idaho
83301

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA) CLAIM(S): 47-129, 130, 131, 132,
2137, 2257, 2468, 2478, 2502, 2548, & 2550

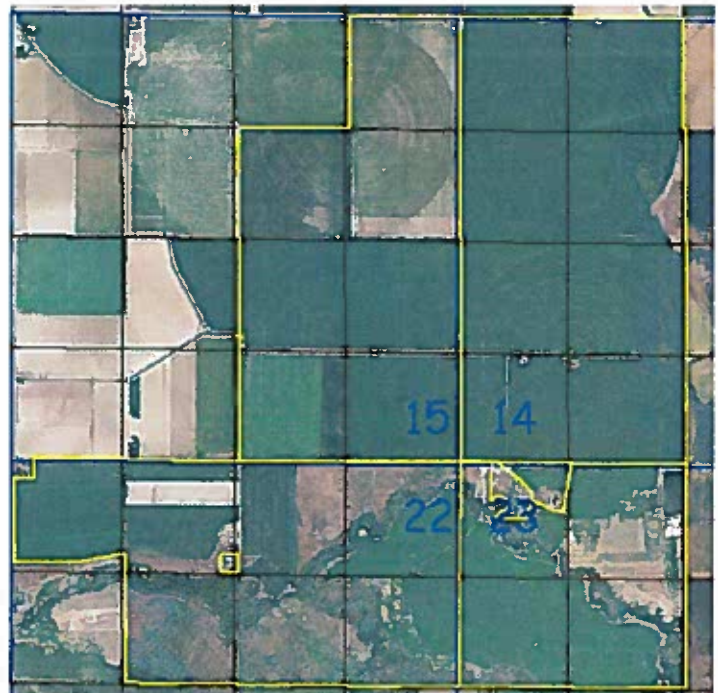
Dear Mr. Meyers,

The Idaho Department of Water Resources (IDWR) is presently investigating water right claims in the Twin Falls County area in preparation for submittal of Director's Report recommendations to the SRBA Court this Spring. Glen Gier conducted a field exam of the above mentioned water rights in January and met with Kenneth Mulberry to discuss his water use. However, according to Twin Falls County tax lot information, it appears that you are the new owner of the place of use for the above mentioned water rights; 11S 18E S14, 15, 22, & 23. Currently our records show this property belonging Kenneth Mulberry. If you are the owner of this property, please submit to this office a change of ownership form. If no change of ownership form is received, the SRBA recommendation for said water right will be in the name of the previous owner. While the SRBA is active there is no charge to change ownership of water rights, however after these recommendations have been decreed by the SRBA court it will cost \$25 per right to have the ownership changed into your name. I have included a change of ownership form for you to fill out and attach the necessary documentation.

If you have any questions, please feel free to contact this office.

Sincerely,

Amanda Kriwox
Water Resource Agent
Idaho Department of Water Resources



2004 imagery of claimed place of use

IDWR EXPLANATION

Folder No. 96-1
Name: Ken Mulberry
Claim No. A47-02257
Photo ID # 100-0003 **Date:** 01-27-06
Tag No. A0009186
GPS ID# 02257-96-1
GPS Location: 2474103, USR 1250682

Remarks:

This is the SENW

Pump: High Thrust
HP: 150
ID#: R-6502-07572 R1007500M
Type: RU
Idaho Power Service No.: 11S-18E-23-11

Best regards,

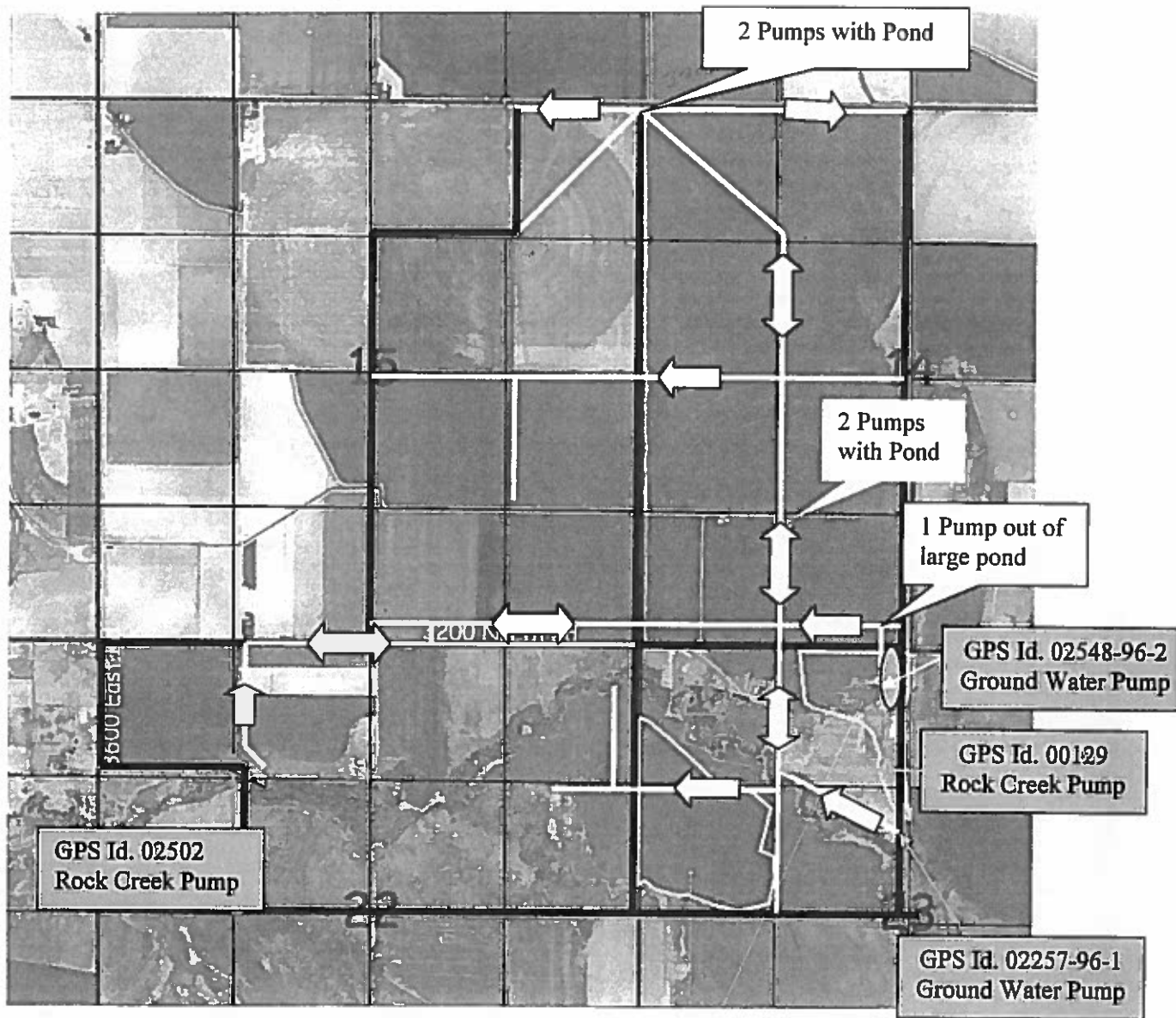


Glen Gier
January 25, 2006

GPS Id. #: 02257-96-1
Claim #: A47-02257



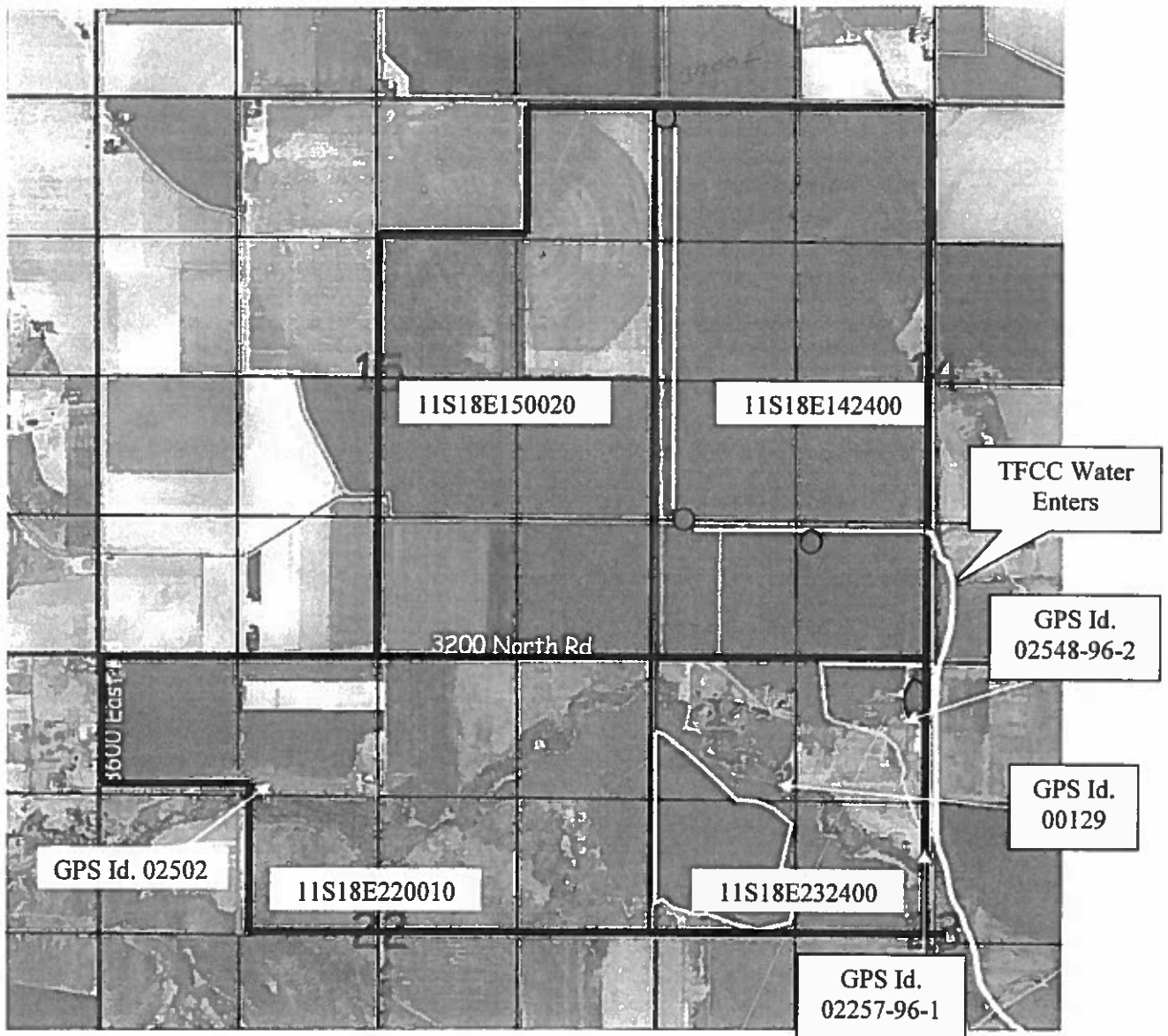
Ken Mulberry Distribution



GPS Water Right Pump sites in light blue.

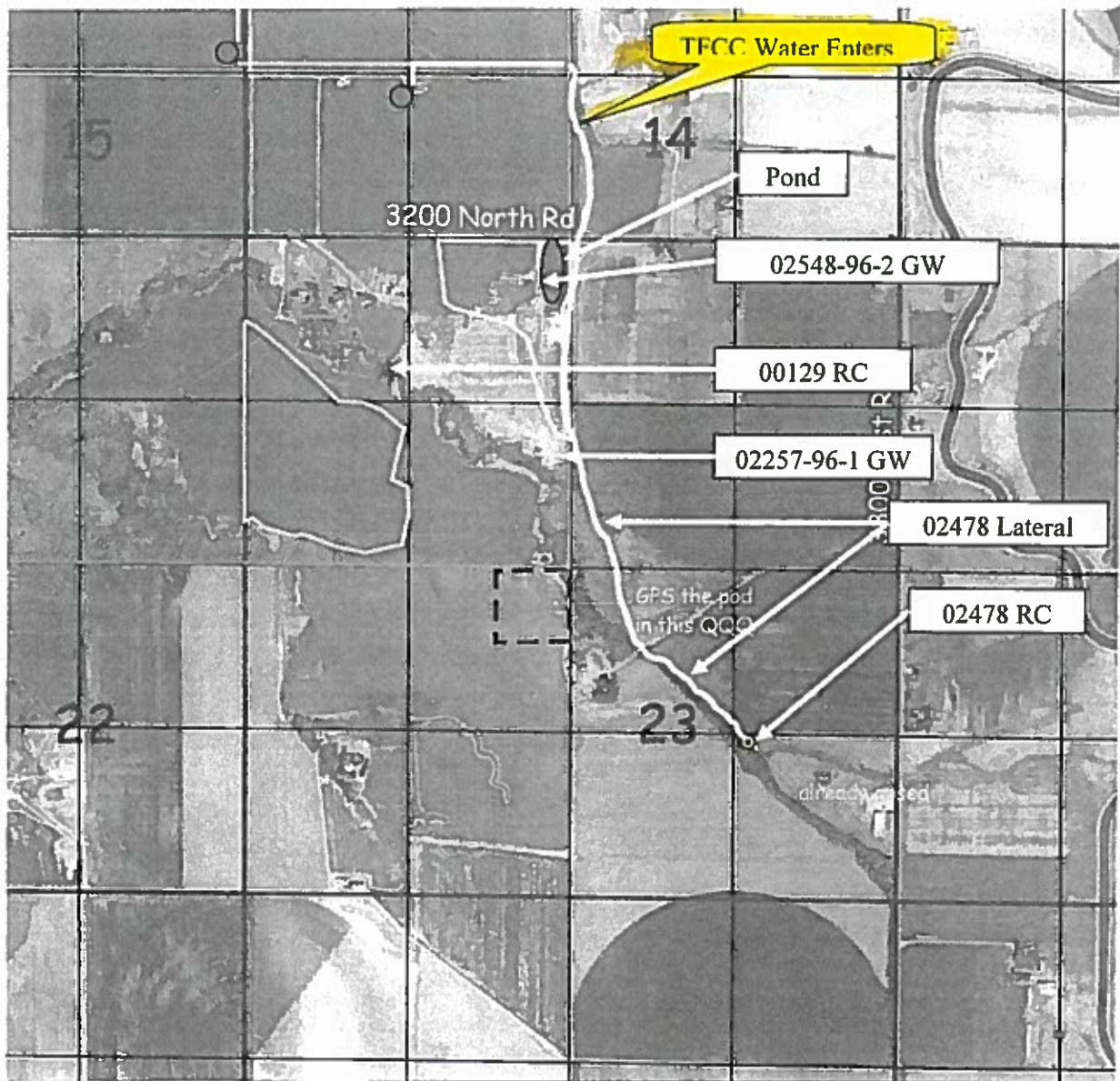
White lines show the distribution of water thru pressurized lines. As shown on the map the water can go to all locations that the lines go as shown by the bidirectional arrows. There were times in the last few years that Rock Creek went dry. Because of the lines all connecting he is able to move water any where in the system from either Ground Water or Twin Falls Canal Co. water rights.

Gravity Flow Water North



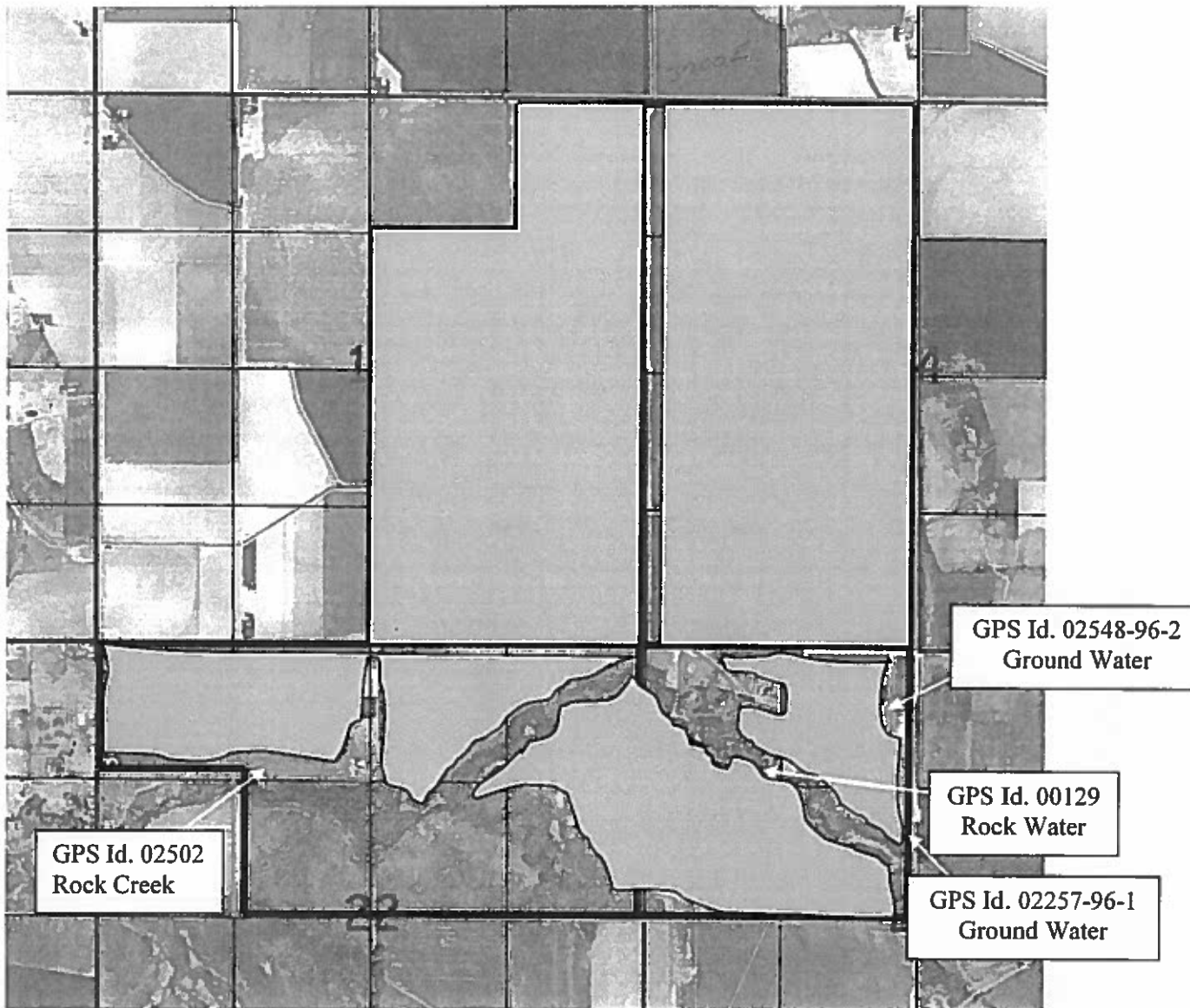
The white line shows the flow of water from the Rock Creek diversion (GPS Id. # 02478), flowing north where it can enter the large pond by the road or flow north into section 14 than picking up Twin Falls Canal Company water (217 shares) and than flowing west to the first center pivot pond, than flowing into under ground pipeline heading west to the next pond where it than goes under ground north for one mile to the ponds on the north boundary of sections 14 & 15. It enters a pond to be pumped and pressurized for sprinkler use.

Gravity Flow Water



The white line shows the flow of water from the Rock Creek diversion (GPS Id. # 02478), flowing north where it can enter the large pond by the road or flow north into section 14 than picking up **Twin Falls Canal Company water (217 shares)** and than flowing west to the first center pivot pond, than flowing into under ground pipeline heading west to the next pond where it than goes under ground north for one mile to the ponds on the north boundary of sections 14 & 15. It enters the pond to be pumped and pressurized for sprinkler use.

Ground Irrigated with all the Water



All the areas shaded in with light green are irrigated with all the water; *Ground Water, Rock Creek Water, Twin Falls Canal Co. Water, some Waste Water and Spring Water*. He can use any one of the above Waters if he lost the other four, to irrigate any of the areas shaded in light green.

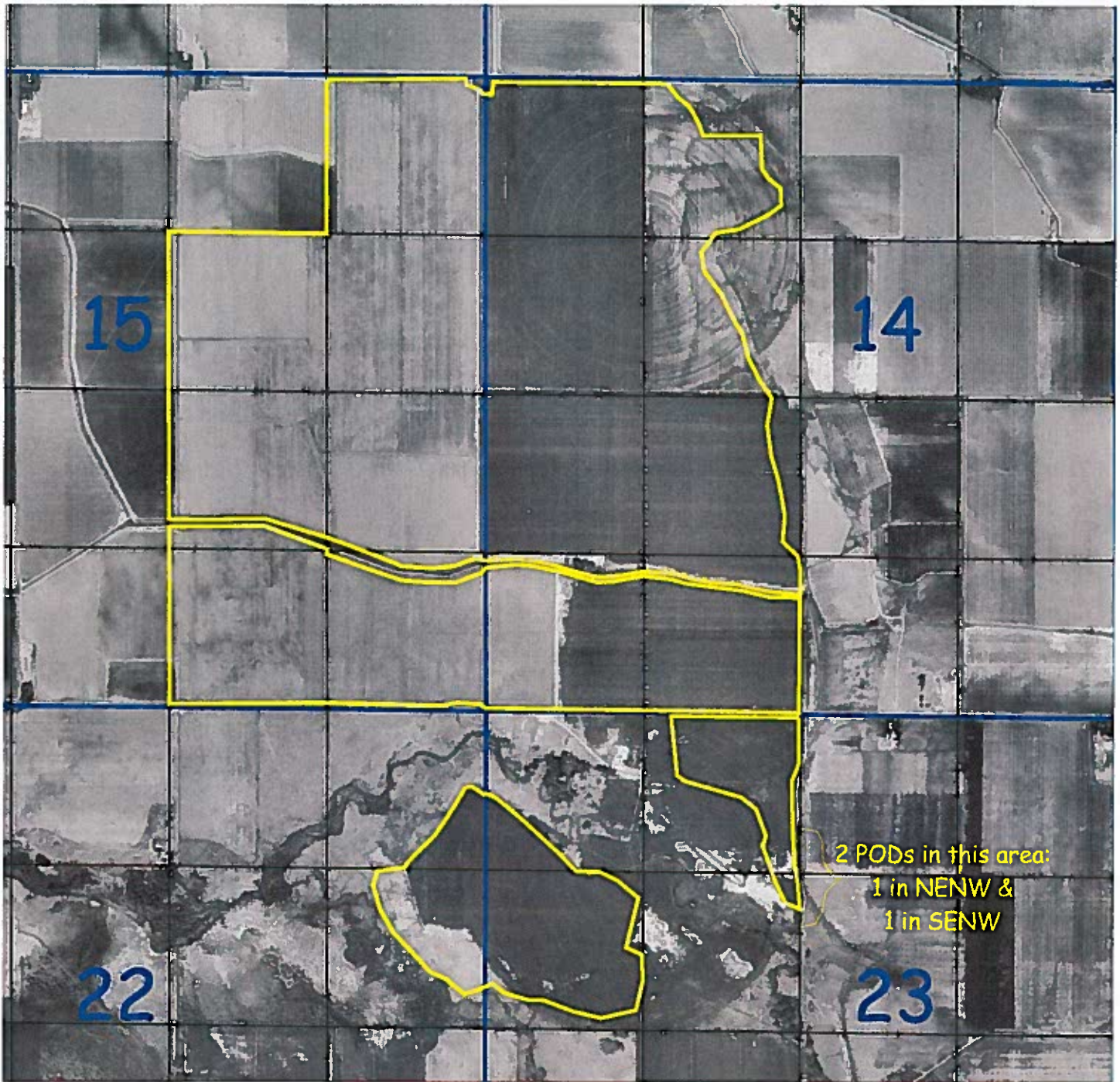


* GPS both wells & draw/describe delivery system

1987 imagery

* How are ground water & rock creek water rights used together?

* Any TFCC shares used? Claim mentions CC water but I don't see any shares appurtenant to POU.

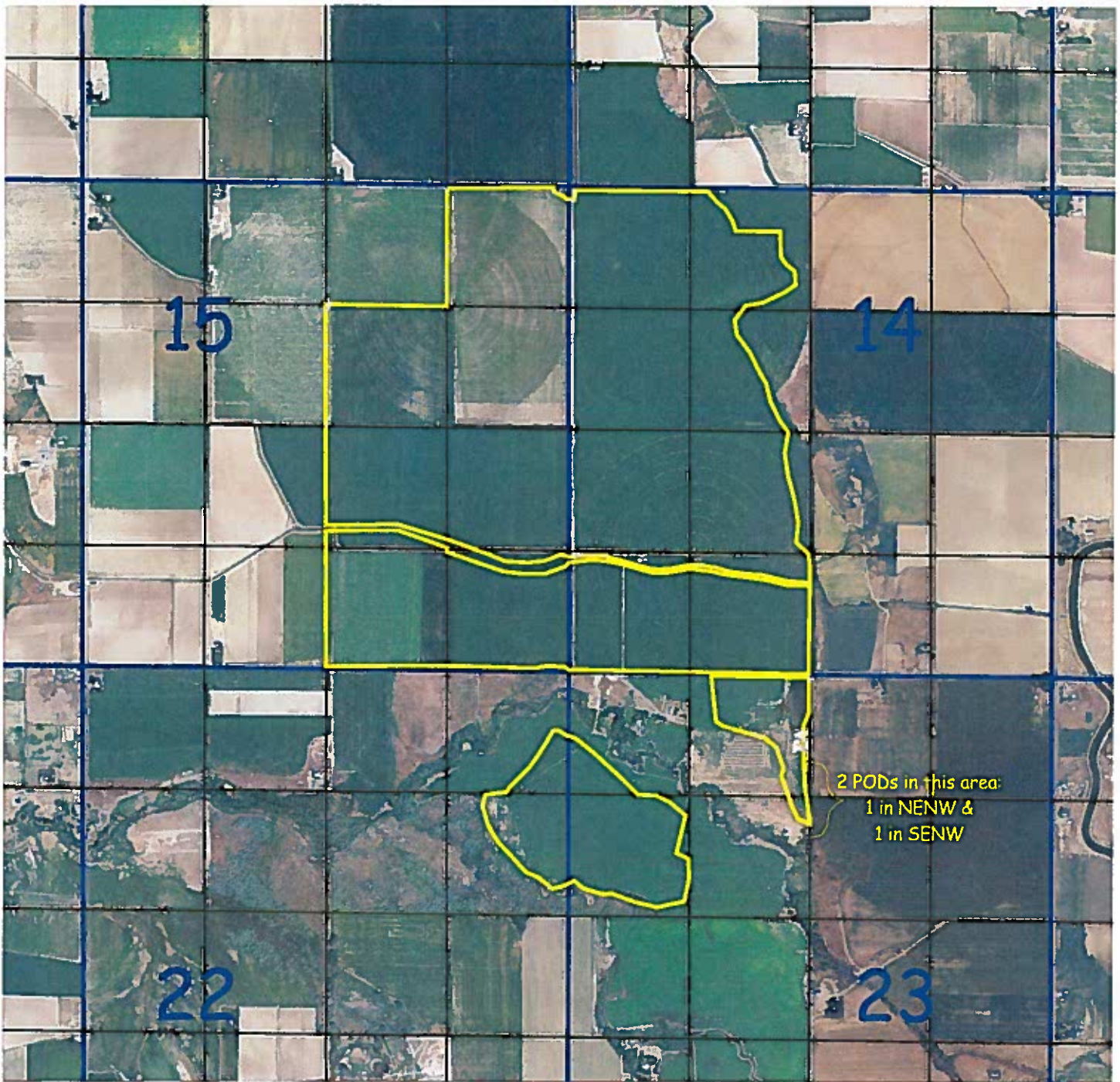


* GPS both wells & draw/describe delivery system

1992 imagery

* How are ground water & rock creek water rights used together?

* Any TFCC shares used? Claim mentions CC water but I don't see any shares appurtenant to POU.



* GPS both wells & draw/describe delivery system

2004 imagery

* How are ground water & rock creek water rights used together?

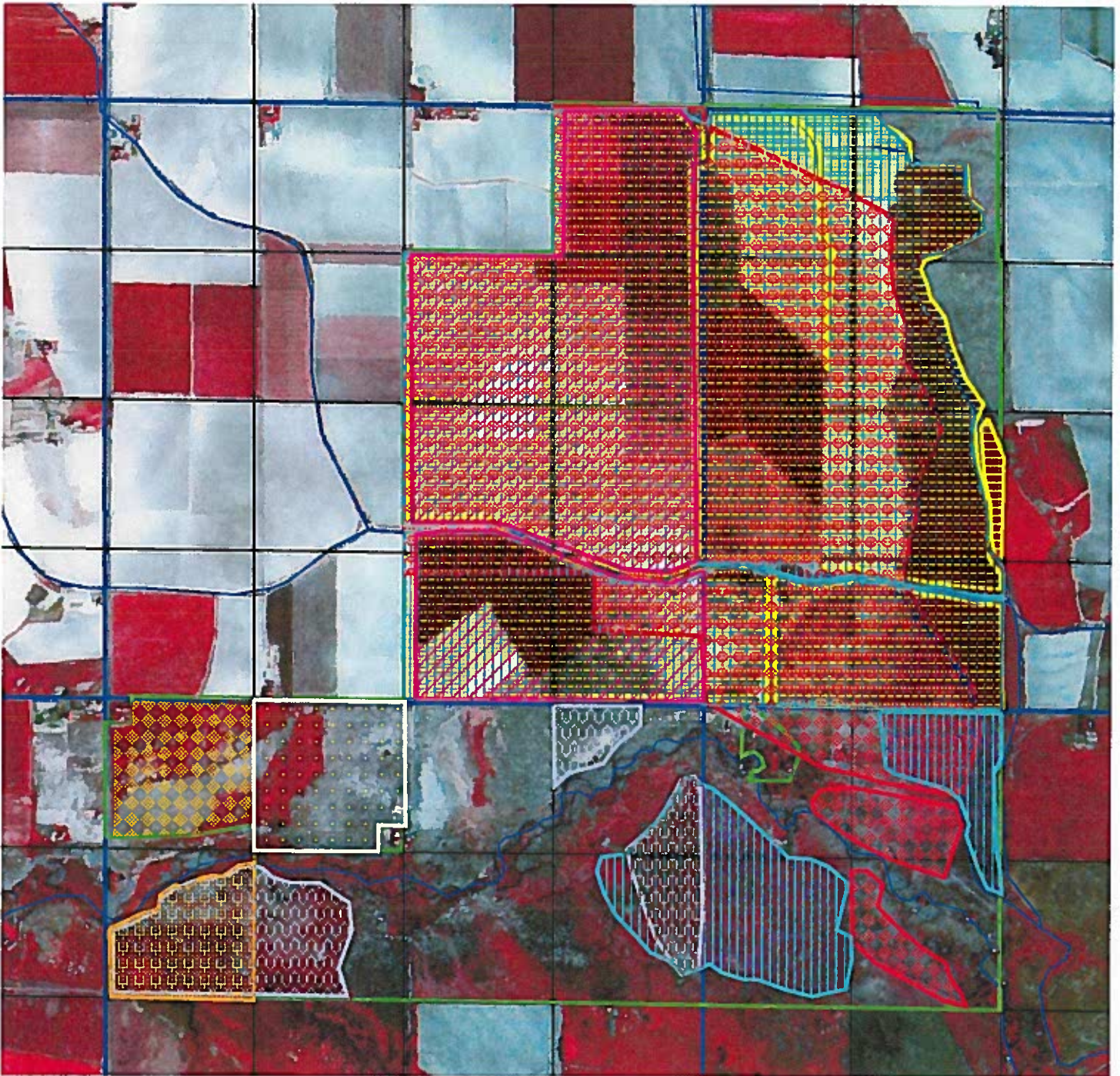
* Any TFCC shares used? Claim mentions CC water but I don't see any shares appurtenant to POU.

Transfer 3623 PPOU: 47-2257 & 47-2468



1987 imagery

Mulberry Rock Creek & Ground Water



1987 imagery

Mulberry: Rock Creek and Ground Water

| | | | | | |
|--|------------------------|--|-----------------|--|-----------------------|
| | 47-2502 1949 RC | | 47-2137 1918 WW | | 47-129&130 1882/83 RC |
| | 2548_2550 1951/1953 GW | | 47-2478 1910 RC | | Mulberry_owns.shp |
| | 2257_2468 1950/1955 GW | | 47-131 1885 RC | | |
| | Claimed2137 | | 47-132 1883 RC | | |

Licenses

8-16-1950

640 acres @ 0.80 cfs

Ground water

irrig. & domestic

pod $\rightarrow$ 11518E S8 SE NE

Transfer 3623: Changed the pod & pou

pod $\Rightarrow$ 11518E S23 NE NW & SE NWpou $\Rightarrow$ 626 acres in 11518E S14, 15, 22, & 23

Limiting Conditions:

① A31

② Total diversion from 2254 & 2468 nte 3.28 cfs
net 1,385.8 AF

③ Use surface water before ground water

④ 2254 & 2468 shall not be used if the surface
water app to pou is sold, transferred, leased
or used elsewhere w/out dept. approval.⑤ 2254 & 2468 limited to the combined irrig. of
573 acres w/in the POU.

TFCC shares also used?

 $\rightarrow$ claim indicates CC but there are
no shares app. to POU.

POU

| | | | | | | | |
|----|----|----|----|----|----|----|------|
| 40 | 40 | 40 | - | - | - | 40 | 40 |
| 40 | 40 | - | - | - | - | 40 | 40 |
| 40 | 40 | - | - | - | - | 40 | 40 |
| 40 | 40 | - | 15 | 14 | - | 40 | 40 |
| 40 | - | - | 22 | 23 | - | 40 | 40 |
| - | - | - | - | - | - | 40 | 40 |
| - | - | - | - | - | 15 | - | 3989 |
| 40 | - | - | - | - | - | - | - |

SCANNED

DEC 21 2006

Log for claim A47-02257

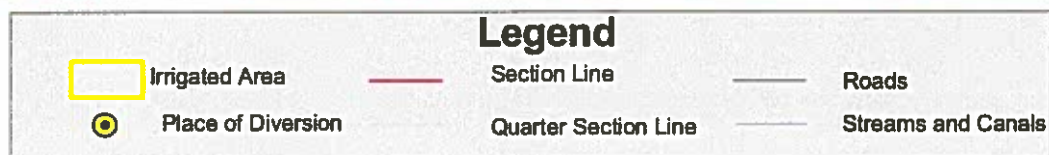
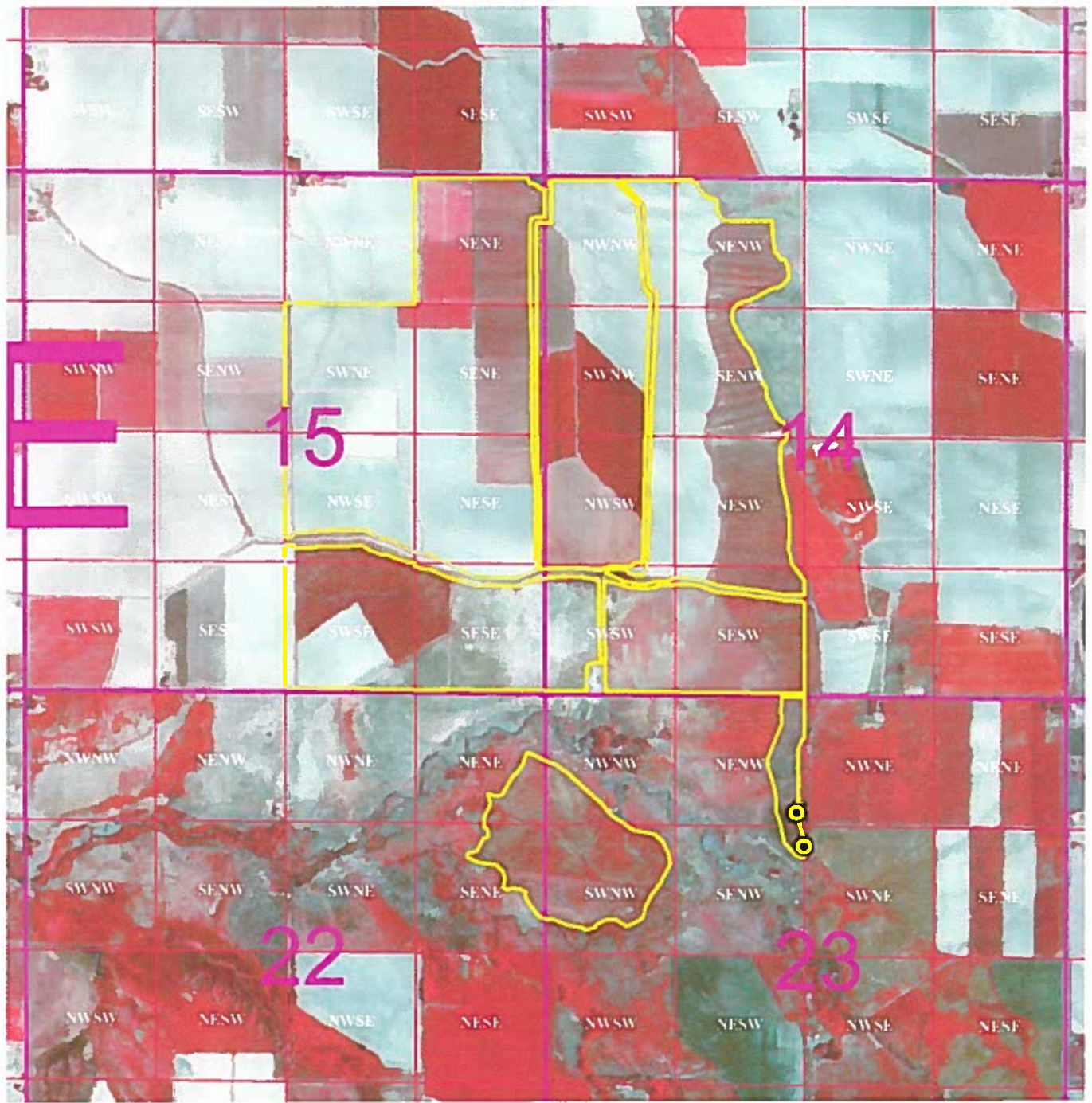
Spatial Dynamics LTD

10/20/00

| 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 A47-02257
Township , 11S18E

10/20/2000

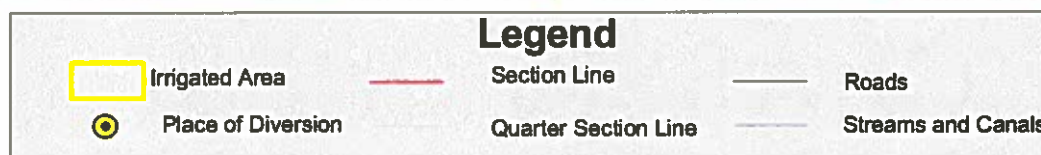
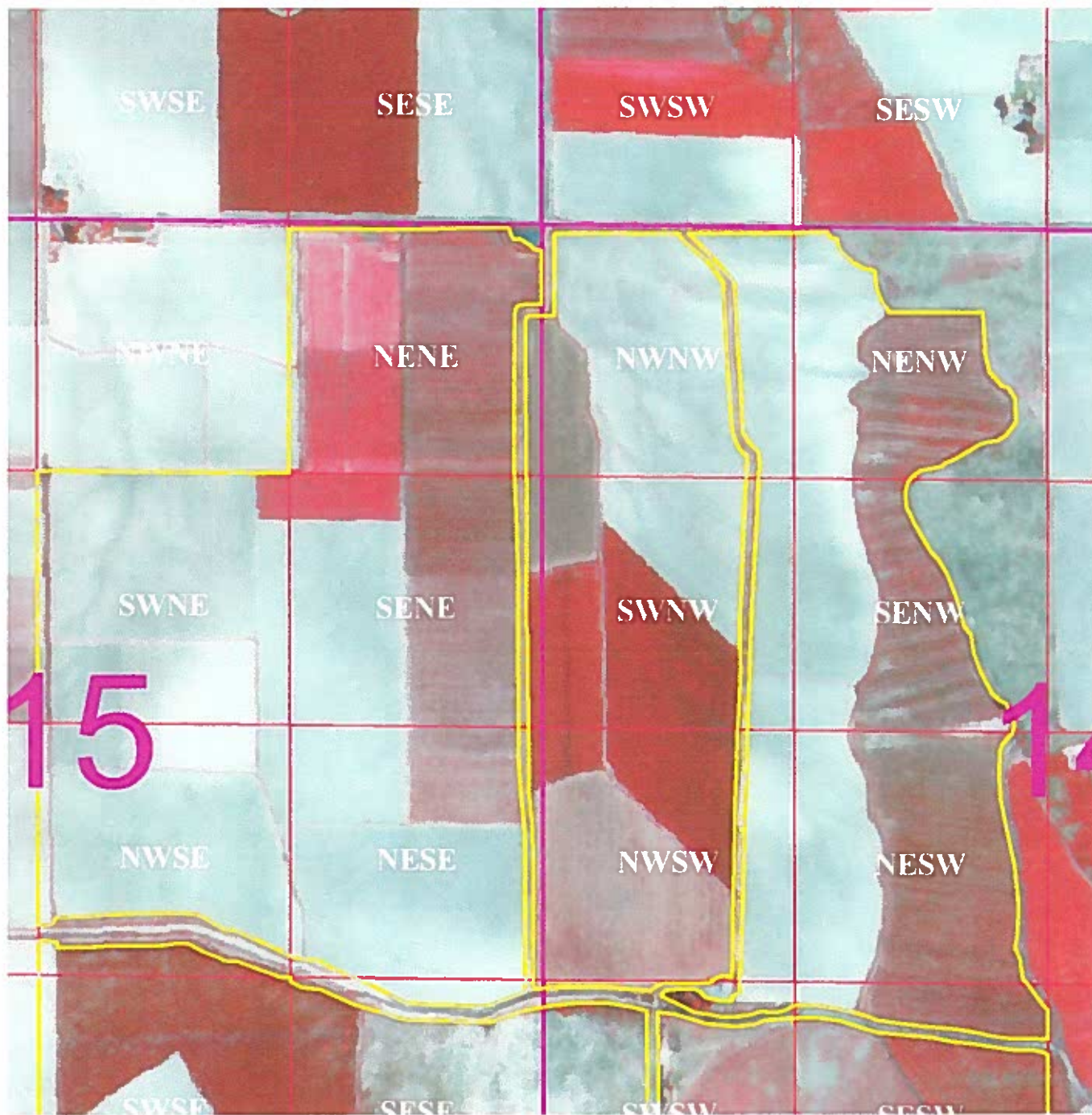


1000 0 1000 2000 Feet



Water Right Claim Number A47-02257
Township , 11S18E

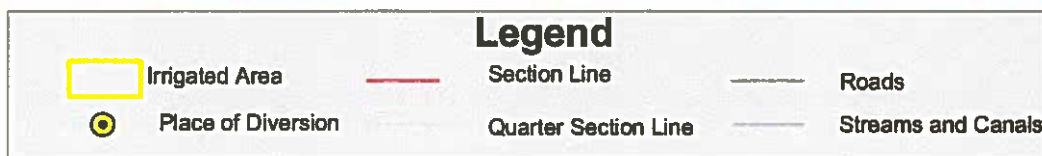
10/20/2000



600 0 600 1200 Feet

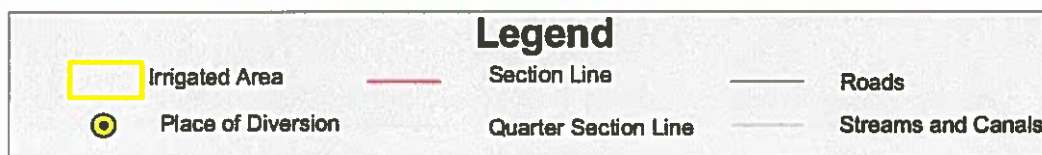
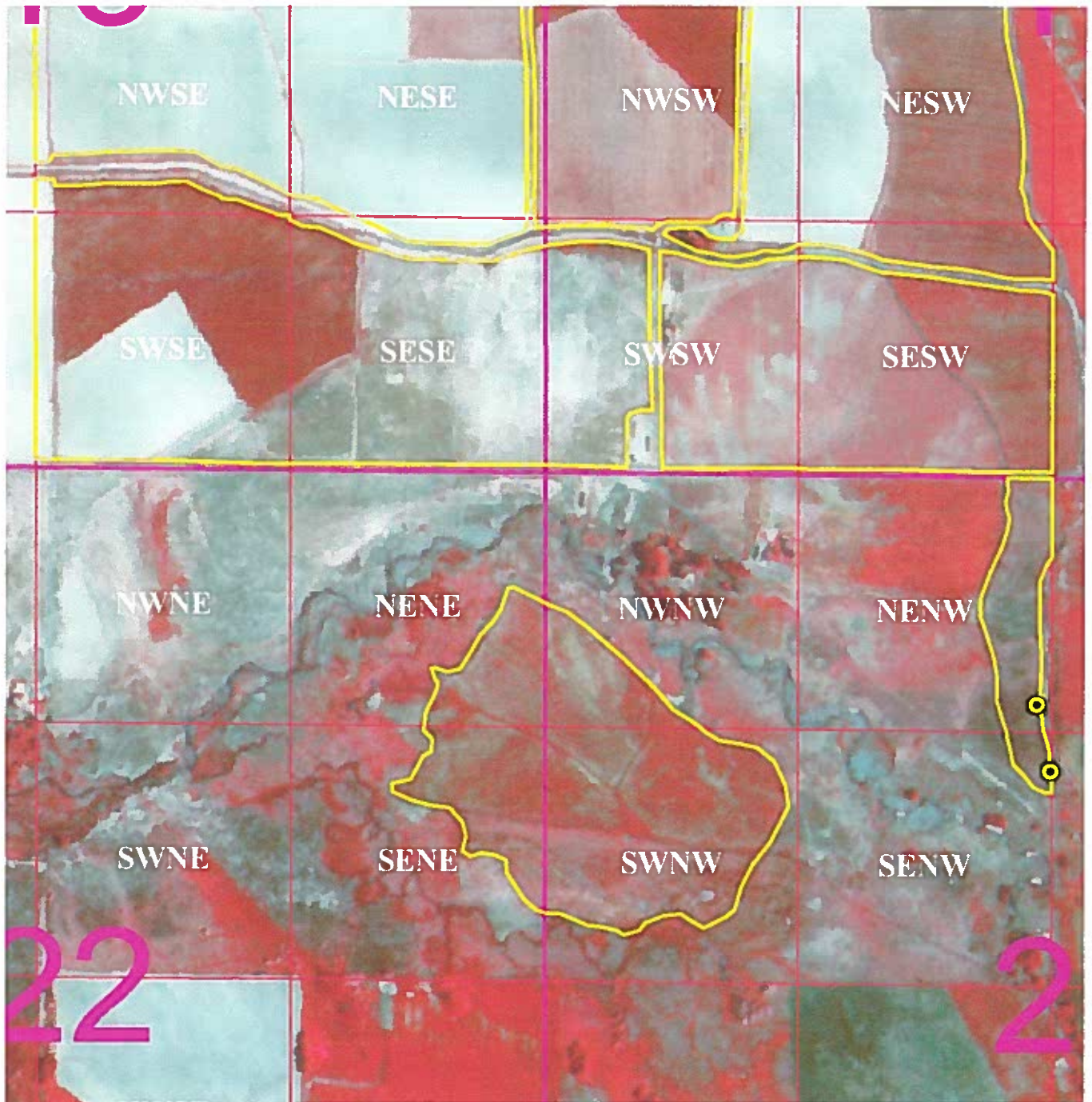


10/20/2000



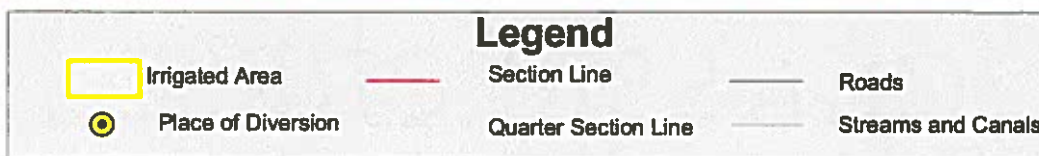
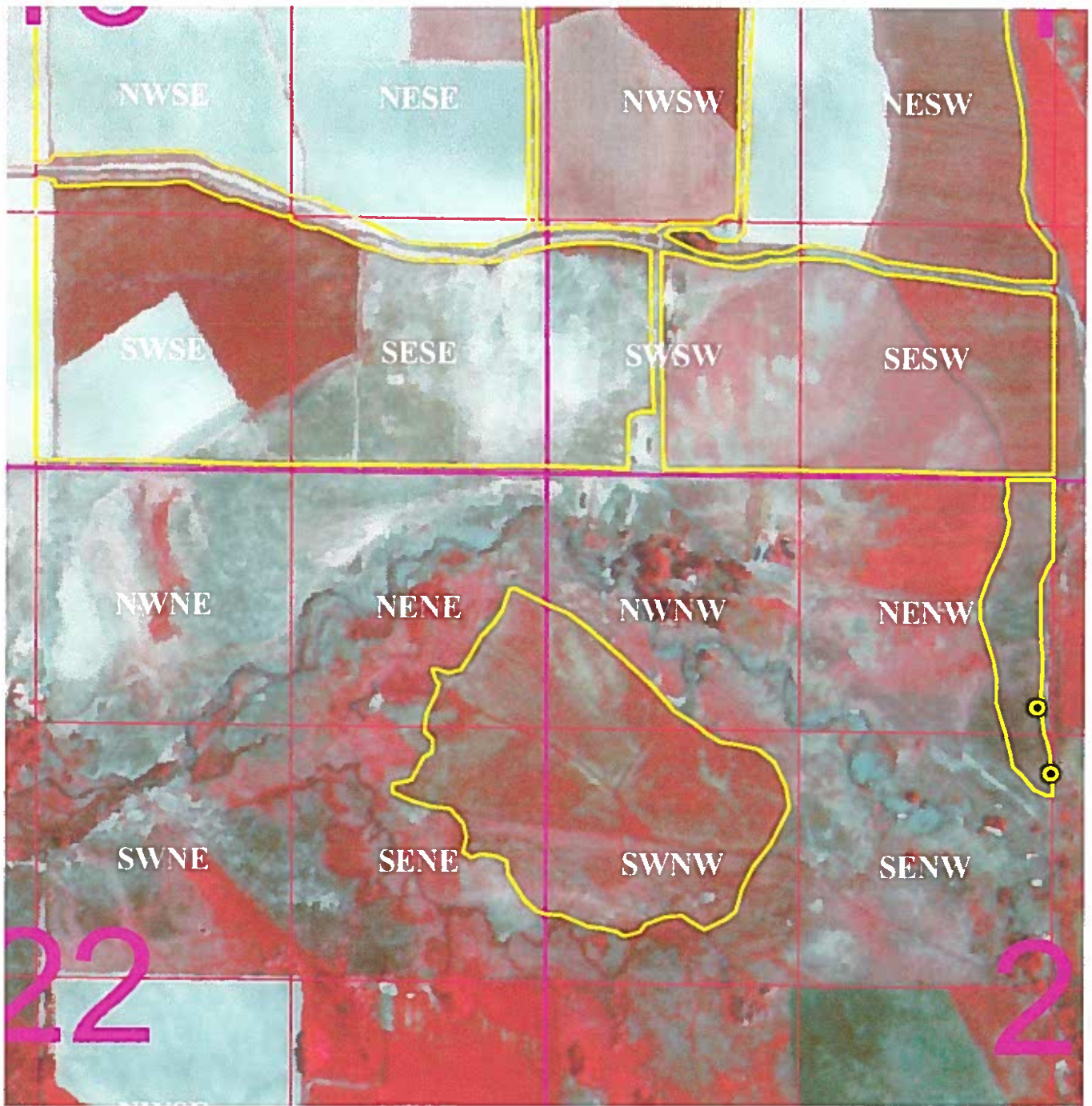
Water Right Claim Number A47-02257
Township , 11S18E

10/20/2000



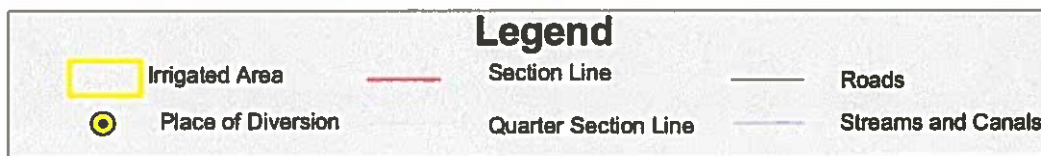
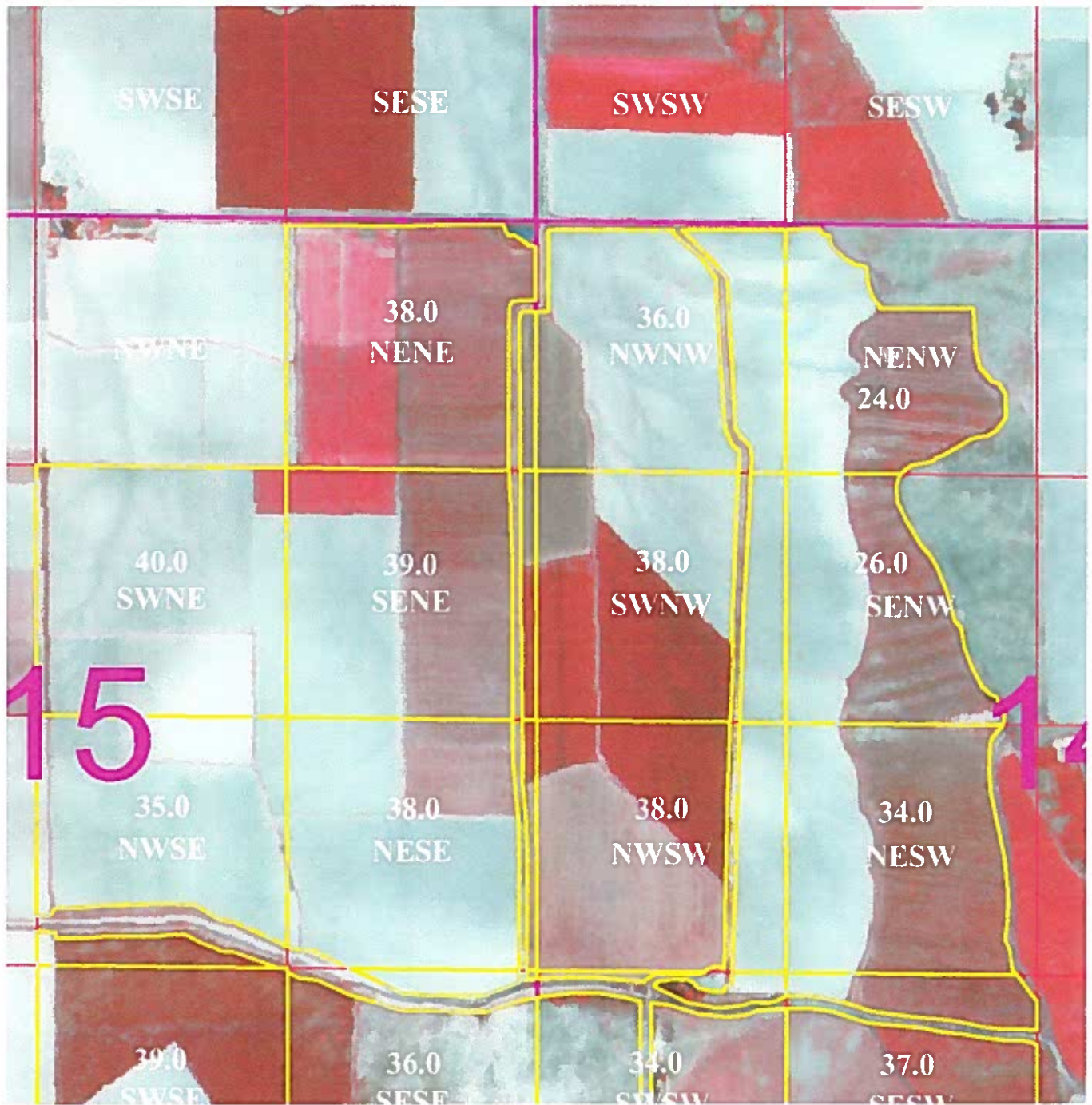
Water Right Claim Number A47-02257
Township , 11S18E

10/20/2000



Water Right Claim Number A47-02257
Township , 11S18E

10/20/2000

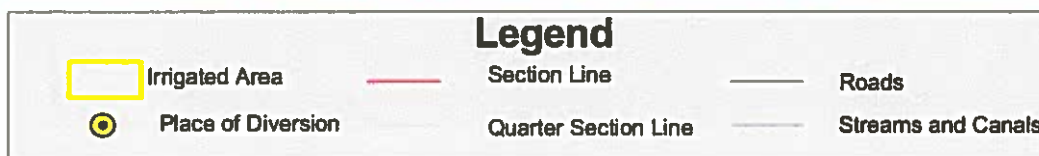
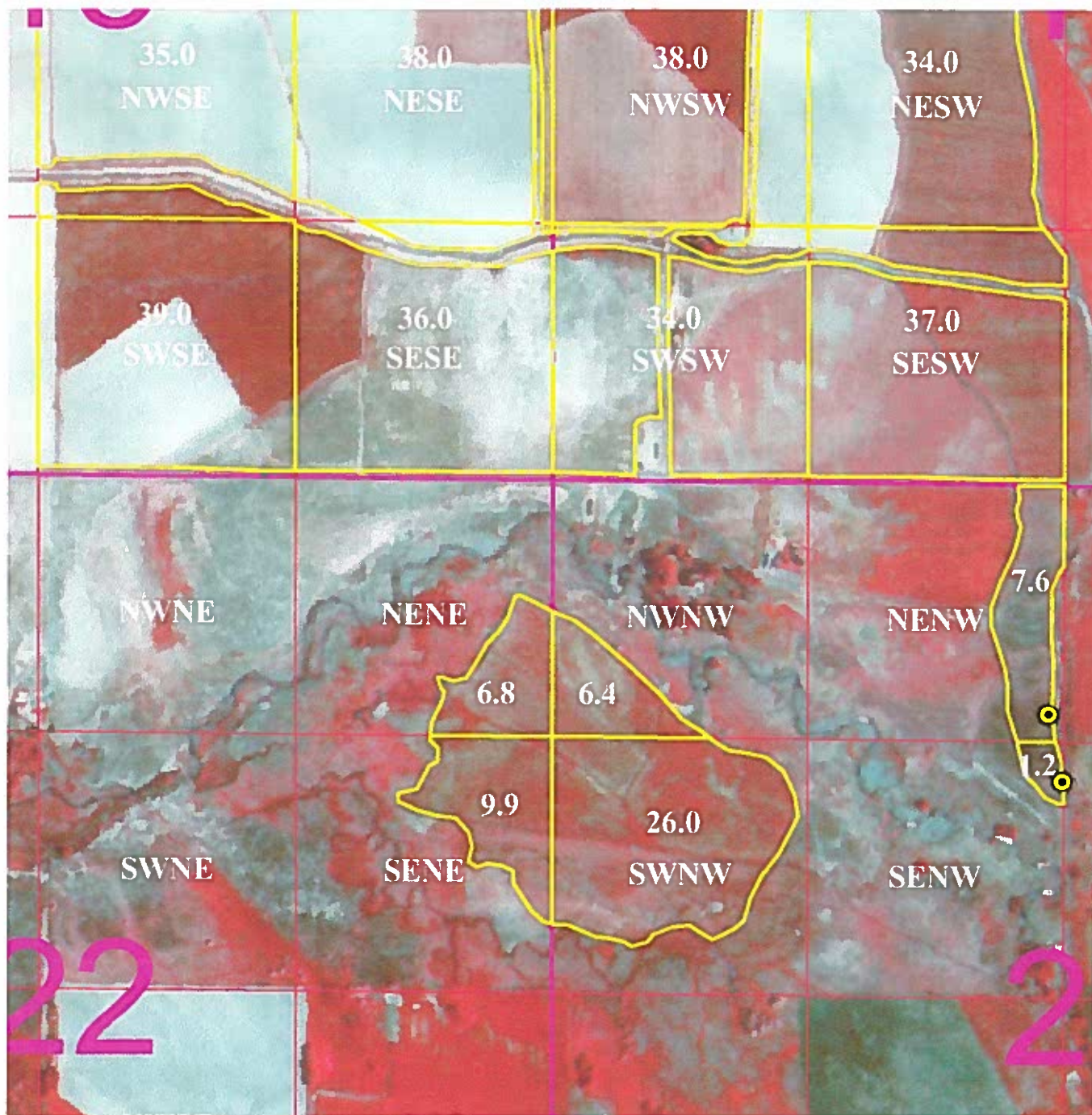


600 0 600 1200 Feet



Water Right Claim Number A47-02257
Township , 11S18E

10/20/2000



600 0 600 1200 Feet

DIVERSION
VOLUME

338.00 AFA

338.00 AFA
1878.00 AFA

Stage: L1 DEFENSE

TWIN FALLS County

626.0

- from all authorized points of diversion which

Remarks: GEN

LIENHOLDER ADDED 10/25/94 ADM

PURSUANT TO APPROVED TRANSFER 3623

The total instantaneous diversion of water from all points of diversion under Transfer No. 3623 shall not exceed 3.28 cfs, nor total combined annual volume of 1,385.8 af.

Right Nos. 47-02257 and 47-02468 to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

Right Nos. 47-02257 and 47-02468 are limited to the combined irrigation of 573 total acres in the place of use described above in a single irrigation season.

The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.

ADDRESS CHANGE FOR LIENHOLDER 7/30/1999 SS.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit:

04/27/92 MERRITT 10/25/94 AMERRITT 03/30/95 POST-STD 08/09/95 TFAWCETT
08/10/95 TFAWCETT 07/30/99 SSHERMAN



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

August 10, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

KEN MULBERRY ENTERPRISES
PO BOX H
KIMBERLY ID 83341

RE: Amendment of SRBA Claims A47-02257, A47-02468

Dear Claimant:

Pursuant to the approval of Transfer No. 3623, the above referenced Notice(s) of Claim in the Snake River Basin Adjudication have been amended to conform with the transfer. Please find enclosed a printout of the way your claim records have been modified. Please check these modified records over carefully to verify they correctly reflect your intended change. If you have questions please feel free to contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

Encl:

c: The Mutual Life Insurance Co of New York

NOV 28 1996



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.

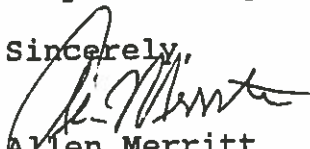
Your letter requested we also change A36-15131. Since your letter indicated that only Kenneth & Jennifer Mulberry, Ken Mulberry Enterprises or Mulberry Enterprises property was mortgaged, this change was not made since the claim is in the name of "Russet Valley Produce" and/or "Russet Valley Produce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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 3623
WATER RIGHT NO(S). 47-02257/47-02468

This is to certify that: **KENNETH A MULBERRY**
PO BOX H
KIMBERLY ID 83341

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| Right No. 47-02257 : | | | |
| IRRIGATION | 04/01 to 10/31 | 0.80 CFS | 338.0 AF |
| Priority: 08/16/1950 | | | |
| Right No. 47-02468 : | | | |
| IRRIGATION | 04/01 to 10/31 | 2.48 CFS | 1047.8 AF |
| Priority: 09/02/1955 | | | |
| TOTAL: | | 3.28 CFS | 1385.8 AF |

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 23, Township 11S, Range 18E
SESW , Sec. 23, Township 11S, Range 18E
TWIN FALLS County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 11S | 18E | 14 | NENW 23 | NWNW 39 | SWNW 40 | |
| | | | SESW 23 | NESW 34 | NWSW 40 | |
| | | | SWSW 38 | SESW 38 | | 275 |
| | 15 | | NENE 39 | SWNE 40 | SENE 40 | |
| | | | NESE 40 | NWSE 39 | SWSE 39 | |
| | | | SESE 35 | | | 272 |
| | 22 | | NENE 6 | SENE 16 | | 22 |
| | 23 | | NENW 18 | NWNW 6 | SWNW 32 | |
| | | | SESW 1 | | | 57 |

Total number of acres irrigated: * 626

APR 1 1995

TRANSFER NO. 3623
WATER RIGHT NO(S). 47-02257/47-02468

CONDITIONS/REMARKS:

- ✓ 1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
- ✓ 2. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- ✓ 3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- ✓ 4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- ✓ 5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- ✓ 6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. The total instantaneous diversion of water from all points of diversion under Transfer No. 3623 shall not exceed 3.28 cfs, or total combined annual volume of 1,385.8 af.
8. ✓ The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
9. ✓ Right Nos. 47-02257 and 47-02468 to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
- * 10. ✓ Right Nos. 47-02257 and 47-02468 are limited to the combined irrigation of 573 total acres in the place of use described above in a single irrigation season.

Dated this 12th day of April, 1995

J. Glen Saptor
Chief, Water Alloc. Bureau

APR 14 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3623

Page 7
RECEIVED

AUG 28 1985

APPLICATION FOR TRANSFER OF WATER RIGHT**PART 1**

Department of Water Resources

Southern Region Office

Name of applicant Kenneth A. MulberryPhone 423-5556Post Office address P. O. Box H, Kimberly, ID 83341**A. PURPOSE OF TRANSFER**

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Move more water to the Stricker Ranch, which does not have enough water for proper irrigation at this time.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|------------------|--------------------|---------------|--------------------------------|
| <u>47-2257</u> | <u>8-16-1950</u> | <u>0.80 efs</u> | <u>Irrig.</u> | <u>Mar 15</u> to <u>Nov 15</u> |
| <u>47-2468</u> | <u>9-2-1955</u> | <u>2.48</u> | <u>Irrig.</u> | <u>"</u> to <u>"</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 3.28 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|----|----|------|------|------|------------|--------------------------|
| | | NE | NW | 23 | 11S | 18E | Twin Falls | |
| | | SE | NW | 23 | " | " | " | |
| | | | | | | | | |
| | | | | | | | | |

5. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Totals |
|--------|
| | | | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | |
| 11S | 18E | 14 | | | | | 23 | 39 | 40 | 23 | 34 | 40 | 38 | 38 | | | | | 275 |
| | | 15 | 39 | | 40 | 40 | | | | | | | | | 40 | 39 | 39 | 35 | 272 |
| | | 22 | 6 | | | 16 | | | | | | | | | | | | | 22 |
| | | 23 | | | | | 18 | 6 | 32 | 1 | | | | | | | | | 57 |
| |
| |
| |
| |

Total acres 626

PART 1

6. General Information:

a. Description of diversion system Two existing wells & pumps, ditches to gravity irrigation

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes no No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Land will continue to be irrigated with Twin Falls Canal Co. water

d. Remarks:

I own both the original and the new places of use, and want to use this water & where it will do the most good.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.



APR 14 1995

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 47-02468

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION | to | 2.48 CFS |
| DOMESTIC | to | |
| | Totals | 2.48 CFS |

SOURCE

GROUNDWATER

Priority: 09/02/1955

LOCATION OF POINT(S) OF DIVERSION:SENE , Sec. 8, Township 11S, Range 18E
TWIN FALLS CountyPLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 11S | 18E | 7 | SENE 40 | | | 40 |
| | | 8 | NENE 40 | NWNE 40 | SWNE 40 | |
| | | | SENE 40 | NENW 40 | NWNW 40 | |
| | | | SWNW 40 | SENW 40 | NESW 40 | |
| | | | NWSW 40 | SWSW 40 | SESW 40 | |
| | | | NESE 40 | NWSE 40 | SWSE 40 | 600 |
| | | | | | | 640 |

Total number of acres irrigated: 640

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

APR 14 1995

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 47-02257

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION | to | 0.80 CFS |
| DOMESTIC | to | |
| | Totals | 0.80 CFS |

SOURCE

GROUNDWATER

Priority: 08/16/1950

LOCATION OF POINT(S) OF DIVERSION:SENE , Sec. 8, Township 11S, Range 18E
TWIN FALLS CountyPLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 11S | 18E | 7 | SENE 40 | | | 40 |
| | | 8 | NENE 40 | NWNE 40 | SWNE 40 | |
| | | | SENE 40 | NENW 40 | NWNW 40 | |
| | | | SWNW 40 | SENW 40 | NESW 40 | |
| | | | NWSW 40 | SWSW 40 | SESW 40 | |
| | | | NESE 40 | NWSE 40 | SWSE 40 | 600 |
| | | | | | | 640 |

Total number of acres irrigated:

640

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

APR 14 1935

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 1) 47-2257 2) 47-2468 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☒ Warranty Deed☐ Other _____3. Source of water Groundwater tributary to _____4. Date or priority 1) 8-16-1950 2) 9-2-1955

5. Water is used for the following purpose:

amount 1) 0.80 cfs for Irrig. purposes from Mar 15 to Nov 15
(cfs/ac-ft)
amount 2) 2.48 cfs for " purposes from " to "
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.28 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|----|----|------|------|------|------------|--------------------------|
| | | SE | NE | 8 | 11S | 18E | Twin Falls | |
| | | | | | | | | |
| | | | | | | | | |

8. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Totals |
|--------|
| | | | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | |
| 11S | 18E | 7 | | | | 40 | | | | | | | | | | | | | 40 |
| | | 8 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | | 600 |
| |
| |
| |
| |

Total acres 6409. Describe any other water rights used for the same purpose as described above canal shares

PART 2

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|---|---|------|------|------|--------|--------------------------|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Totals |
|--------|
| | | | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | |
| |
| |
| |
| |
| |

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

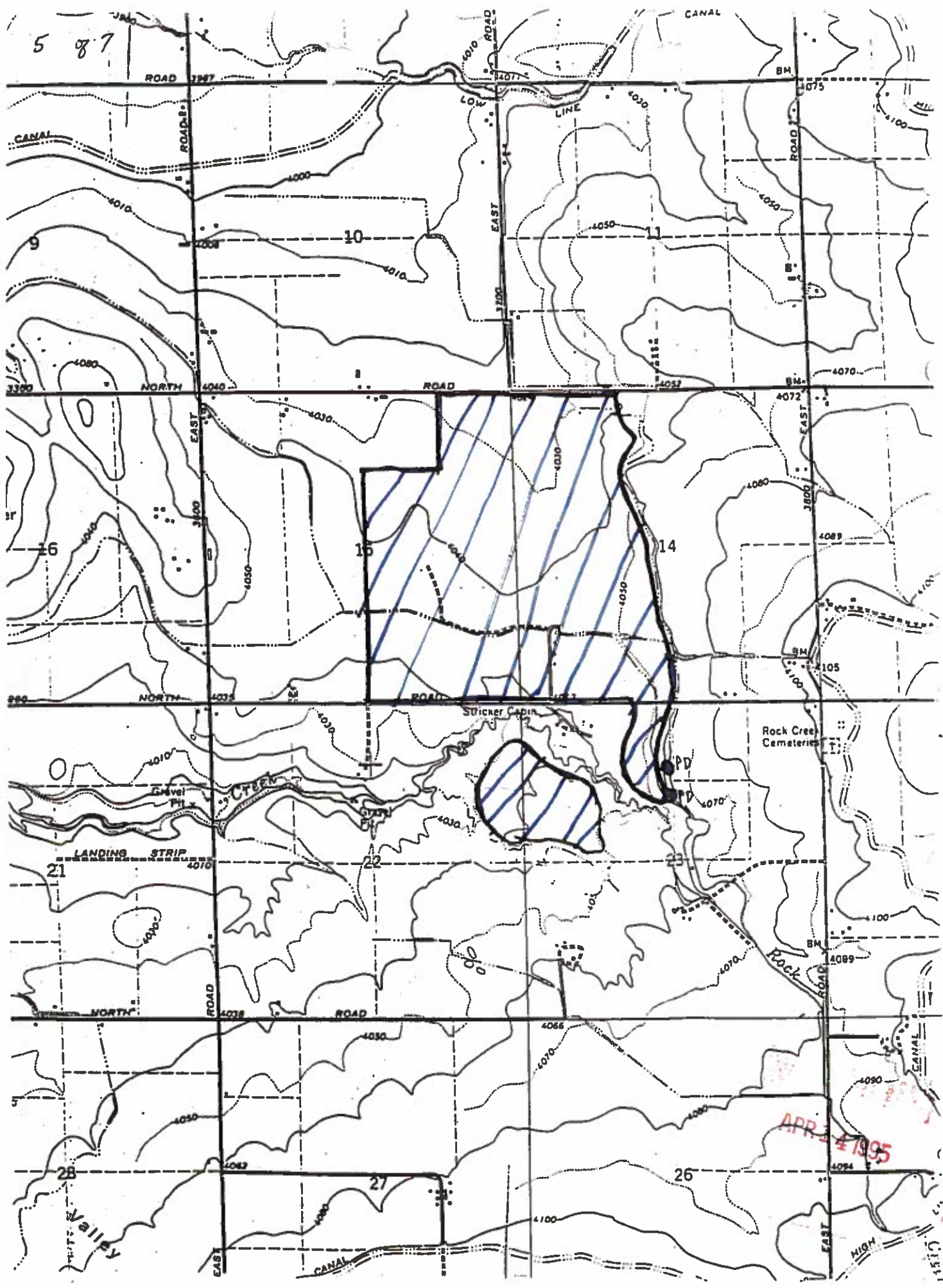
| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|---|---|------|------|------|--------|--------------------------|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Totals |
|--------|
| | | | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | |
| |
| |
| |
| |
| |

Total acres _____

APR 14 1995



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

| 1 | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|---|-------------------|-----------------------|-----------------|---------------|
| | | | | to |
| | | | | to |

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

(Signature of Applicant)

Subscribed and sworn to before me this 24th day of July, 19 89.

(Notary Public)

My commission expires Aug 1991

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 0 attachmentsReceived by AG Date 8/28/89 Protest filed by _____Prelim. check by AD Fee \$50Receipted by J. F. Stanton Date 8-28-89 5008991Published in Times News Copies of protest forwarded by _____Pub. dates 11/16 & 11/23/89 Hearing held by _____ Date _____Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial_____ rec'd. _____ by JF

Copy of transfer sent to lien holder _____

MICROFILMED

APR 14 1995

47-2257
47-2468

Original

HUB BUTTE QUADRANGLE

7.5 MINUTE

IDAHO
SERIES (ORTHO PHOTOQUAD)

UNITED STATES

DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

390 000 FEET

714

715

114° 22' 30"

717 000 E



T-2754
F-1406
3 NW
17.3

T-2768
3344
HEL

5 NW
11.0

4 NW
6.5

T-2770
3344
HEL

3 NW
22.0

4 NW
15.8

5 NW
26.9

43.0

7 NW
21.5

6 NW
24.1

8 NW
90.2

APR 14 1995

3
46.9 NW

15

3
15.0 NW



R 18

NAPP 16

T-2775
F-2999
14.0

5 NW
186.5

1 NW
20.1

T-2775
F-1392
HEL

4 NW
29.9

3 NW
73.7

2 NW
26.2

18

8

12.4 NW

APR 14 1995

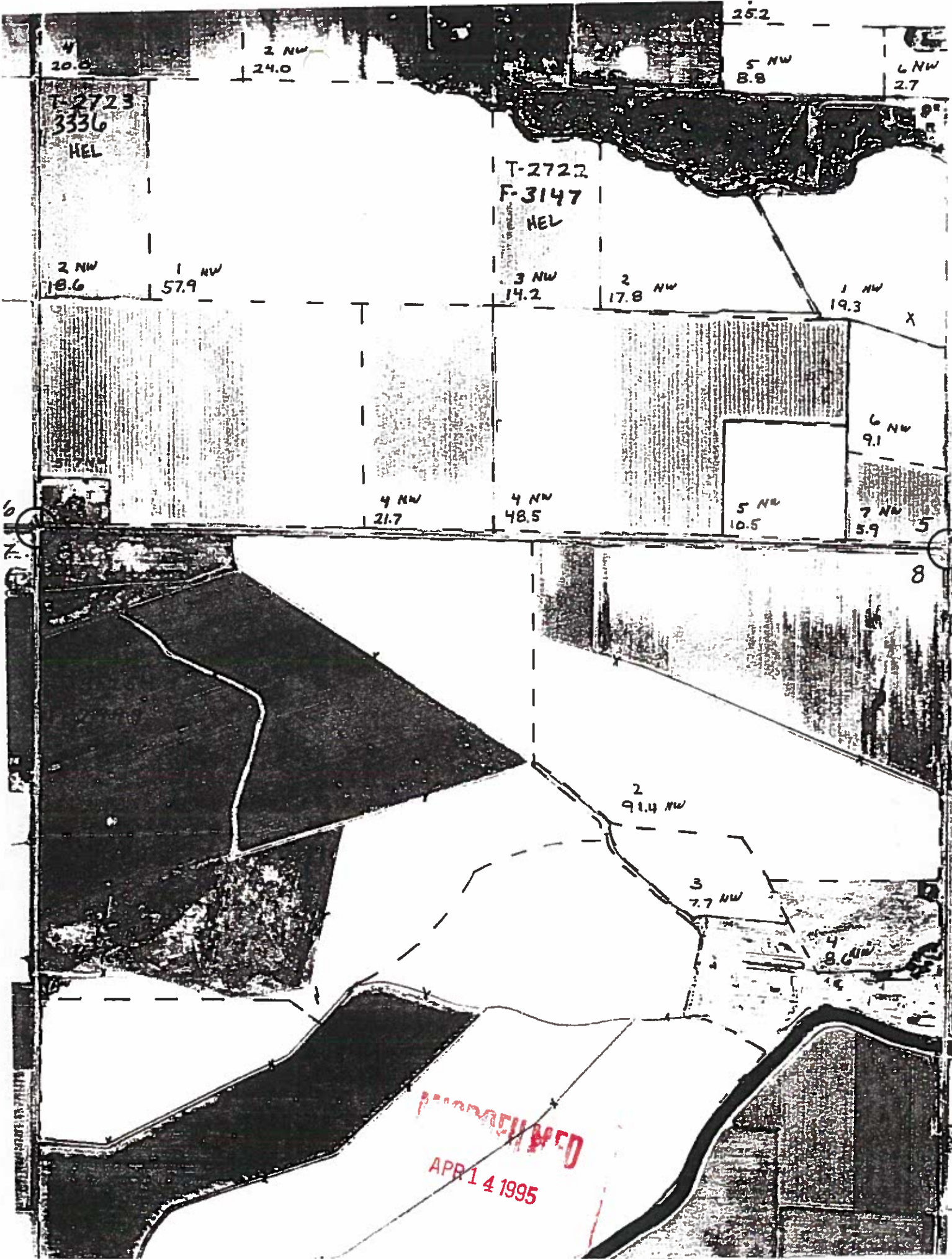
5 NW
21.5

6 NW
12.1

3 NW
12.9

1 NW
15.7

T-2778



4
20.6

2 NW
24.0

26.2

5 NW
8.8

6 NW
2.7

T-2723
3336
HEL

T-2722
F-3147
HEL

2 NW
18.6

1 NW
57.9

3 NW
14.2

2 NW
17.8

1 NW
19.3

X

4 NW
21.7

4 NW
48.5

5 NW
10.5

6 NW
9.1

7 NW
5.9

8

2
91.4 NW

3
7.7 NW

4
8.6 NW

RECORDED
APR 14 1995

DEED

FOR VALUE RECEIVED, TWIN FALLS BANK & TRUST COMPANY, an Idaho Corporation
a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant,
Bargain, Sell and Convey unto KEN MULBERRY ENTERPRISES, whose mailing address is
P.O. Box 11, Kimberly, Idaho 83341
grantee, the following described real estate, to-wit:

See Legal Description attached to and made a part hereof as Exhibit A

TOGETHER WITH 501.34 Shares of Twin Falls Canal Company Water Stock

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee
its heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused
its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its
Secretary this First of November, 1988.

TWIN FALLS BANK & TRUST COMPANY

By

[Signature]

PRESIDENT.

ATTEST

[Signature]

SECRETARY.

STATE OF IDAHO, COUNTY OF Twin Falls
On this 1st day of November, 1988,

STATE OF IDAHO, COUNTY OF TWIN FALLS, IDAHO
I hereby certify that this instrument was filed for record at

INST

4522-LH
8942-LH



(EXHIBIT "A")

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

Section 8: All that portion North of the Twin Falls Low 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 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 the Utah Construction Company Subdivision in Section 8, Township 11 South, Range 18 East of the Boise Meridian in 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 $00^{\circ} 04' 00''$ 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 $81^{\circ} 35' 00''$ East for a distance of 332.70 feet;

Thence North $76^{\circ} 34' 00''$ East for a distance of 396.70 feet;

Thence South $89^{\circ} 05' 00''$ East for a distance of 199.30 feet;

Thence North $78^{\circ} 49' 00''$ East for a distance of 451.00 feet;

Thence North $88^{\circ} 14' 00''$ East for a distance of 199.40 feet;

Thence North $81^{\circ} 41' 00''$ East for a distance of 680.30 feet;

Thence North $87^{\circ} 22' 00''$ East for a distance of 80.30 feet;

Thence North $79^{\circ} 26' 00''$ East for a distance of 429.70 feet;

Thence North $59^{\circ} 51' 00''$ East for a distance of 221.80 feet;

Thence North $45^{\circ} 53' 00''$ East for a distance of 300.00 feet;

Thence North $39^{\circ} 33' 34''$ West for a distance of 90.00 feet to a point on the North bank of said Low Line Canal;

Thence South $64^{\circ} 33' 48''$ West for a distance of 708.60 feet;

Thence South $08^{\circ} 46' 19''$ East for a distance of 15.00 feet;

Thence South $81^{\circ} 13' 41''$ West for a distance of 975.26 feet;

Thence South $80^{\circ} 52' 24''$ West for a distance of 414.37 feet;

Thence North $09^{\circ} 07' 36''$ West for a distance of 15.00 feet;

Thence South $80^{\circ} 52' 24''$ West for a distance of 300.00 feet;

Thence South $71^{\circ} 39' 59''$ West for a distance of 250.00 feet;

Thence South $80^{\circ} 52' 24''$ 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 $00^{\circ} 04' 00''$ East for a distance of 70.78 feet along the Westerly boundary of said Section 8 to the TRUE POINT OF BEGINNING.

APR 14 1995

APPLICATION FOR PERMIT - ROUGH DRAFT

- | T. | R. | SEC. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | TOTAL |
|----|----|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|
| | | | 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 | |
| | | 8 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 20 | 21 | 5 | 37 | 6 | |
| | | 7 | | | | 40 | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
- TOTAL NO. OF ACRES

$$\begin{array}{r} 320 \\ 80 \\ 96 \\ \hline 496 \\ 40 \\ \hline 536 \end{array}$$

- APR 14 1995

6528

State of Idaho

License and Certificate of Water Right

Water License No. 21660

Amount .8 c.f.s.

Water District No.

Priority August 16, 1950

THIS IS TO CERTIFY that W. B. SAVAGE RANCHES, INC. of Kimberly, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 16, 1950; that Permit No. 21660 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4 second feet, was issued thereunder on September 2, 1955, showing that said works were completed on the 19th day of August, 1955; and that on the 5th day of September, 1957, W. B. SAVAGE RANCHES, INC. By: W. B. Savage

of Kimberly, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean, for the purpose of Irrigation and Domestic Use, under Use Permit No. 21660 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 6528, on the 17th day of November, 1958; The right hereby confirmed dates from August 16, 1950; The Point of Diversion is located

in the SE 1/4 NE 1/4, Sec. 8, Tp. 11 S., R. 18 E., B. M. County Twin Falls

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .8 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract | No. Acres Described in Permit | No. Acres Actually Irrigated |
|-------|-------|------|---|-------------------------------|------------------------------|
| 11 S. | 18 E. | 8 | NE 1/4 NE 1/4 | 40 | 40 |
| | | | NW 1/4 NE 1/4 | 40 | 40 |
| | | | SW 1/4 NE 1/4 | 40 | 40 |
| | | | SE 1/4 NE 1/4 | 40 | 40 |
| | | | NE 1/4 NW 1/4 | 40 | 40 |
| | | | NW 1/4 NW 1/4 | 40 | 40 |
| | | | SE 1/4 NW 1/4 | 40 | 40 |
| | | | SW 1/4 NW 1/4 | 40 | 40 |
| | | | NE 1/4 SW 1/4 | 40 | 40 |
| | | | NW 1/4 SW 1/4 | 40 | 40 |
| | | | SW 1/4 SW 1/4 | 27.42 | 40 |
| | | | SE 1/4 SW 1/4 | 22.38 | 40 |
| | | | NE 1/4 SE 1/4 | 7.39 | 40 |
| | | | NW 1/4 SE 1/4 | 32.38 | 40 |
| | | | SW 1/4 SE 1/4 | 37.38 | 40 |
| | | | SE 1/4 SE 1/4 | 40 | 40 |
| | | 7 | Total number of acres irrigated - - - 640 | | |

The right to the use of the water aforesaid 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 17th day of November, 1958.

/s/ Don. H. Carter
State Reclamation Engineer.

(SEAL)

17 2257

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29370
 PERMIT No. 21660
 DISTRICT No.

1. Name of Applicant: W. B. SAVAGE RANCHES, INC.

Postoffice address: Kimberly

County: Twin Falls

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation: State of Idaho- May 1, 1948

(b) Amount of capital stock: \$50,000.00

(c) Amount paid in: \$50,000.00

(d) Names and addresses of directors: W. B. Savage, President, Kimberly, Idaho

Agnes Savage, Vice-President, " "

M. W. Craig, Sec.-Treas. " "

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: 0.80

cubic feet per second.

3. Source of water supply: Subterranean flow from wells

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the Lot 20 (NE $\frac{1}{4}$ SE $\frac{1}{4}$)

of Section 8 , T. 11 S. , R. 18 E. , B.M., County of Twin Falls

5. Water is to be used for Irrigation and domestic purposes.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the

of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 7,000.00

8. Kind of works: One well, pump and pipe line to present ditches.

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is Six (6) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 541.31 shares of Capital Stock in Twin Falls Canal Co.

- (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

W. B. SAVAGE RANCHES, INC. Applicant.

By **M. W. Craig** *Agent.*

Date of first receipt at Department of Reclamation: 9:30 A. M. August 16, 1950

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21660
Recorded in Book 77 Page 21660 Approved August 21, 1950
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before October 21, 1950 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before February 21, 1953
The whole of said work to be completed on or before August 21, 1955
Beneficial use of water appropriated in accordance herewith, to be made on or before August 21, 1961

WITNESS My hand this 21st day of August, 1950

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho,
and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 21st
day of August, 19 50.
Countersigned: STATE OF IDAHO
(SEAL) By J. D. "CY" PRICE By C. A. ROBINS
Secretary of State. Governor.

REMARKS: Supplemental to existing water rights.

14.

| Twp. | Range | Sec. | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | Totals | | | | |
|--|-------|--------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|--|-------|-------|------|--------|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | | | | | |
| 11 S. | 18 E. | 7
8 | | | | 40 | | | | 40 | 40 | | 40 | 40 | | | 27.42 | 22.38 | 7.39 | 32.38 | 37.38 | 6.80 | 501.40 |
| Total Number of Acres to be Irrigated - | | | | | | | | | | | | | | | | | | | 541 | | | | |
| Permit No. 21660 | | | | | | | | | | | | | | | | | | | | | | | |
| CERTIFICATE OF COMPLETION OF WORKS | | | | | | | | | | | | | | | | | | | | | | | |
| TO ALL WHOM IT MAY CONCERN: | | | | | | | | | | | | | | | | | | | | | | | |
| This is to certify that W. B. SAVAGE RANCHES, INC. of Kimberly, County of Twin Falls, and State of Idaho, the holder of Permit No. 21660, issued upon Application No. 29370 bearing date of priority of August 16, 1950, authorizing the diversion of 0.8 second foot of the waters of a well (subterranean flow) County of Twin Falls, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of Completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use four (4) second feet of the waters of said well; that the point of diversion of said waters is in Lot 20 (NE¼SE¼) Section 8, Township 11 South, Range 18, East, B. M., and that the lands proposed to be irrigated by the use of said water are described as follows: to-wit: SE¼NE¼ Section 7; and all of Section 8, Township 11 South, Range 18 East, B. M. | | | | | | | | | | | | | | | | | | | | | | | |
| Witness my hand this 2nd day of September, A. D. 1955. | | | | | | | | | | | | | | | | | | | MARK R. KULP
State Reclamation Engineer | | | | |
| Proof of Completion of Works made August 19, 1955 | | | | | | | | | | | | | | | | | | | | | | | |
| Certificate of Completion of Works issued September 2, 1955. | | | | | | | | | | | | | | | | | | | | | | | |

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 21660

Comes now W.B. Savage Ranches, Inc. and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 21660. That the point of diversion is described in said permit as being located NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8, Township 11 South, Range 18 East, B.M. That he now requests that the point of diversion be changed to a point located SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 8, Township 11 South, Range 18 East, B.M. That the reason for desiring to make such change is as follows: To conform to field engineer's report. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Kimberly, Idaho, this 12 day of November, 1958

/W. B. Savage Ranches, Inc.

/s/ By: M. W. Craig Sec-Treas

Date of receipt at Department of Reclamation
November 14, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 21660. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Geo. N. Carter
State Reclamation Engineer

Recorded in Book 77 of
Permits, at Page 21660
November 14, 1958

THIS PERMIT ISSUED FOR .8 SEC. FT.

Page 6528

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 21660

This proof is for Beneficial Use Proof In Water District No.

1. Name of applicant W. B. Savage & Daniel Stevenson
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8
T. 11 S., R. 18 E., B.M. County of Twin Falls
4. Describe works as they exist, giving dimensions and capacities of same: Well = 290' x 20"
h = 61' dd to 114' measured.
75 hp. Fairbanks Morse Motor
PR 1100 Pomona Turbine 10" x 160' column.
Then buried 10" steel pipe a short distance to
Regular farm ditches.
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

40 Acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, and 501 Acres in Section 8
Township 11 South, Range 18 East, B. M.

Distributed thru same system as gravity
water from canal

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

Present = W. B. Savage & Daniel Stevenson
See Permit # G-25726

This examination was made on the 26 day of August, 19 58(Signed) E. M. Humphrey Examiner.

21660

W. B. Savage
Kimberly, Idaho
Permit No. 21660

Examination for Beneficial Use Proof

County Twin Falls

8-11-55
0.8 a.c.s.

Well

Let 20 (4555) Sec. 8, T. 11S.
D. 2E.

Use Drilling & Service

Aug. 1955
Aug. 21, 1955

9-2-55

7-17-55
PM 4:15

PP 1100

Temp. 10.2

h = 161' h = 61' minus

Line 100
No. 100

Control on panel

100

100

295 x 22" water at 73'

295 x 22"

295 x 22"

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
OCT 1 1958
Department of Reclamation

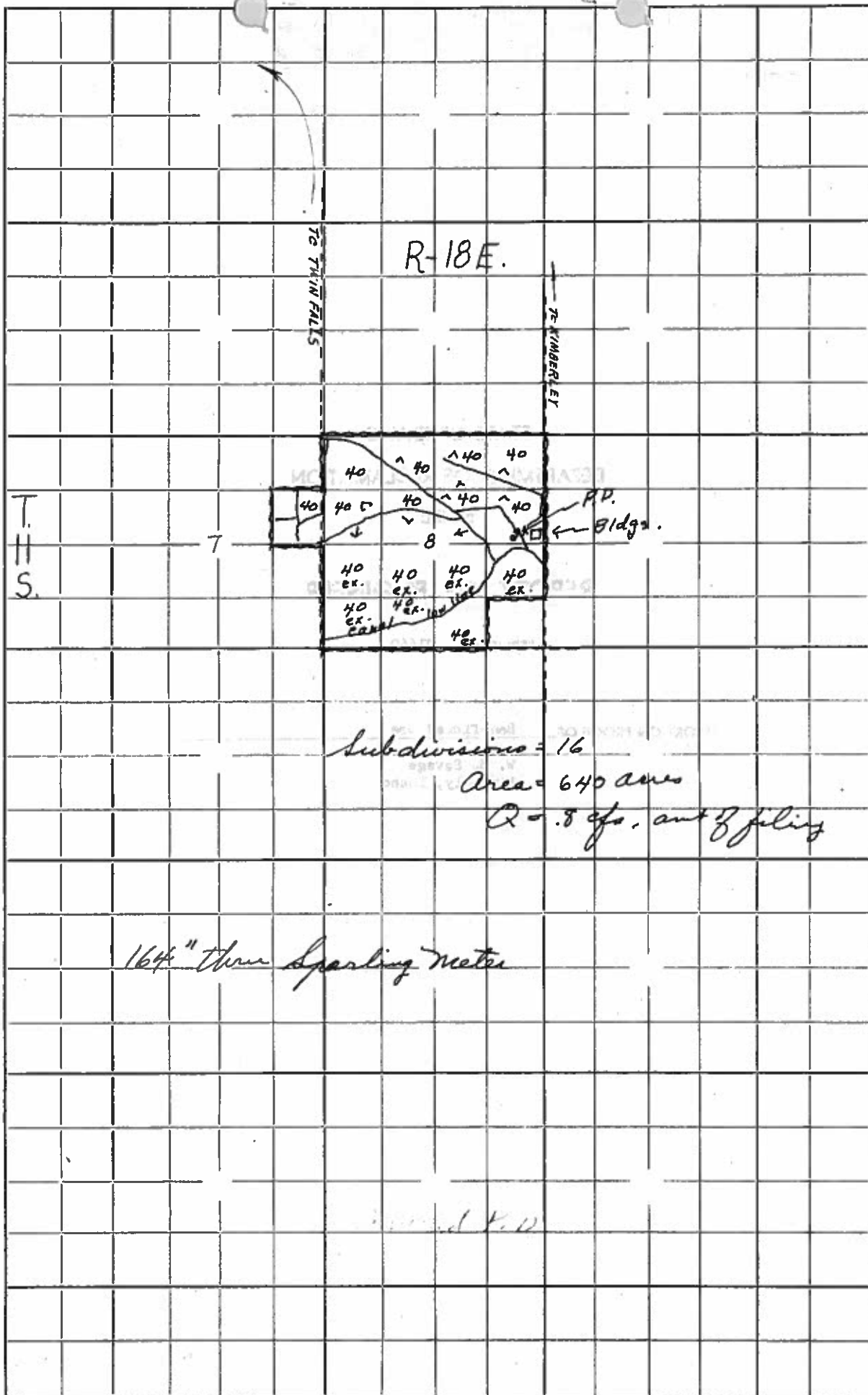
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21660

REPORT ON PROOF OF Beneficial Use

W. B. Savage
Kimberly, Idaho



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

31660