

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 47-2468
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 MYERS 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: 09/02/1955

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	NE NW	TWIN FALLS	
11S	18E	23	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	4/01	10/31	2.48	

7. Total Quantity Appropriated is:

2.48 C.F.S. and/or 1047.8 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	SE	NW	IRRIGATION	23
			NE	SW	IRRIGATION	34
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	38
			NE	NW	IRRIGATION	23
			NW	NW	IRRIGATION	39
			SW	NW	IRRIGATION	40
			SE	SW	IRRIGATION	38
Section Acres						275
11S	18E	15	SW	NE	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NE	NE	IRRIGATION	39
			NW	SE	IRRIGATION	39
			SW	SE	IRRIGATION	39
			SE	SE	IRRIGATION	35
			SE	NE	IRRIGATION	40
			Section Acres			
11S	18E	22	NE	NE	IRRIGATION	6
			SE	NE	IRRIGATION	16
Section Acres						22
11S	18E	23	NE	NW	IRRIGATION	18
			NW	NW	IRRIGATION	6
			SW	NW	IRRIGATION	32
			SE	NW	IRRIGATION	1
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:

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.

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.

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

***** 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.

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

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.

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.

15. Basis of Claim: License

16. Signature(s)

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
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<u>ATTACHED</u>		

Water Right No(s)	Adjudication Claim No(s)	Split
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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 Meyer
 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) - WR**

*47-12721-WR
47-12694-WR*

T040052

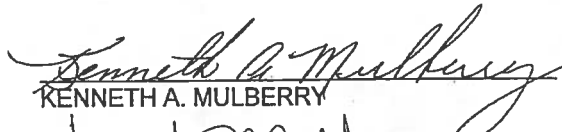
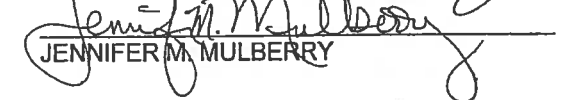
Twin Falls County, Idaho
Recorded for:
TWIN FALLS TITLE
09:37am Oct.01,2004
2004-021426
No. of Pages: 16 Fee: \$48.00
KRISTINA GLASCOCK
County Clerk
Deputy: KM

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

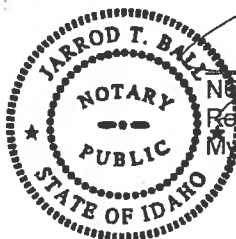
STATE OF IDAHO)

) 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.

47-14363

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

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: SE $\frac{1}{4}$ NE $\frac{1}{4}$

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 E $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ 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 SE $\frac{1}{4}$ 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; S¼NW¼; 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:

now R

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 use(s) 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 those that apply:

☐ 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
 Bascom West
 P.O. Box 34720
 Boise ID 83720-KIMH

5. Name and address for this acknowledgment copy is:

Signature: *Kenneth A. Mulberry*
 Printed Name: Kenneth A. Mulberry
 Capacity: *Partner*
 (see last section of back of form)

Secretary of State's Office

STATE OF IDAHO
 01/20/1999 10:00
 01 0000 01 100 1-1 1000
 1 1 0000 01 00 0000 0000

01321

SCANNED

FEB 12 2012

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: A47-02468
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: SEP 2, 1955

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	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	2.480		

7. Total Quantity Appropriated is:
2.480 C.F.S. (and/or) 1047.80 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 of	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:

36-02257 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: 25926

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)08/10/95 16:01:57
Page 1

Water Right Number - A47-02468 Prefix Translation: ADJUDICATION CLAIM Old (D) Number - 25926

+ - - - - 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 THE1 - 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 - - - +
09/02/1955 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 2.480+ - - Total Div. Rate - - - + - - - Total Div. Volume - - - + - - - KW Usage - - - +
2.480 1047.80 1878.0+ - - - - - - - - - - - - - - - Place of Use - - - - - +
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 SE NE 40.0 01 IRRIGATION (83) TWIN FALLS
11S 18E 15 NW SE 40.0 01 IRRIGATION (83) TWIN FALLS
11S 18E 15 SE SE 39.0 01 IRRIGATION (83) TWIN FALLS
11S 18E 15 SW SE 35.0 01 IRRIGATION (83) TWIN FALLS
11S 18E 22 NE NE 6.0 01 IRRIGATION (83) TWIN FALLS

Prefix Translation: ADJUDICATION CLAIM

Total Acres: 626.0

+ - - Other Rights for Same Use - 36-02257 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 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 water rights in a single irrigation season.

4702468

----- Conditions of Approval -----

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.

- 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

RECEIVED

APR 17 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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
SENE , 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	
			SENE 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	
			SENE 1			57

Total number of acres irrigated: * 626

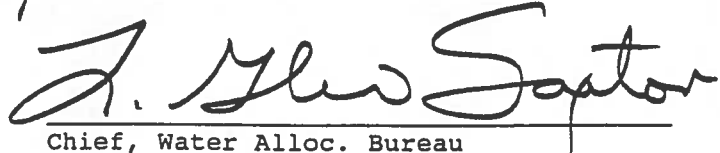
NOV 28 1996

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 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3623

Page 2
RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources

Southern Region Office

Name of applicant Kenneth A. Mulberry Phone 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 RGE 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
		Total number of acres irrigated:		640

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

APR 14 1995

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 RGE 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
		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	1/4	1/4	1/4	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 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	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

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

47-2257
47-2468

original

HUB BUTTE QUADRANGLE

7.5 MINUTE SERIES (ORTHO PHOTOQUAD)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

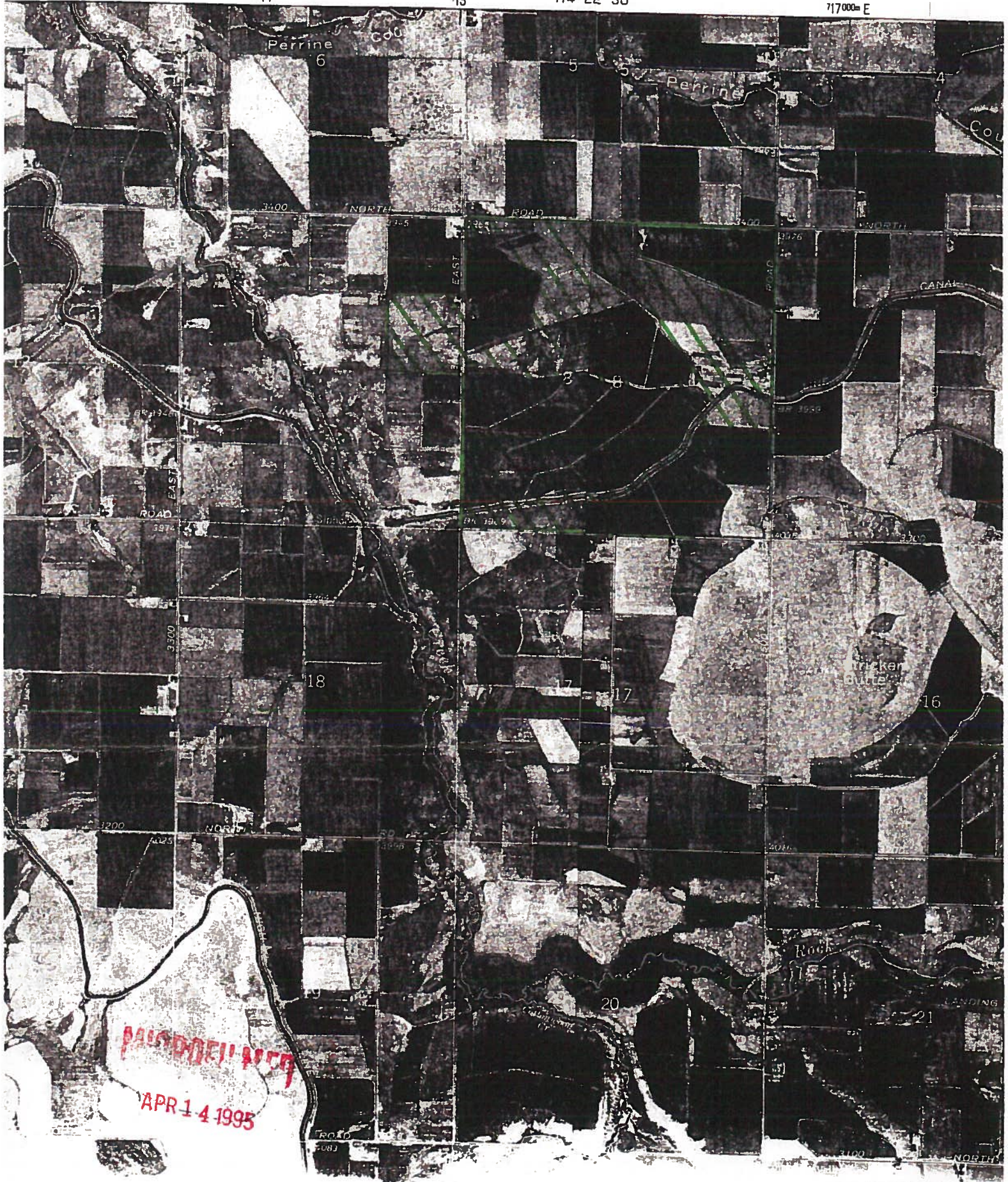
390 000 FEET

714

715

114° 22' 30"

717000 E





T-2754
R-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

2 NW
35.8

8 NW
90.2

APR 14 1995

3
46.9 NW

3
15.0 NW

NAPP 160

R18

T-3125
F-2999
HEL

5 NW
186.5

1 NW
20.4

T-2778
F-1392
HEL

4 NW
29.9

3 NW
33.7

2 NW
26.2

12.4 NW

APR 14 1995

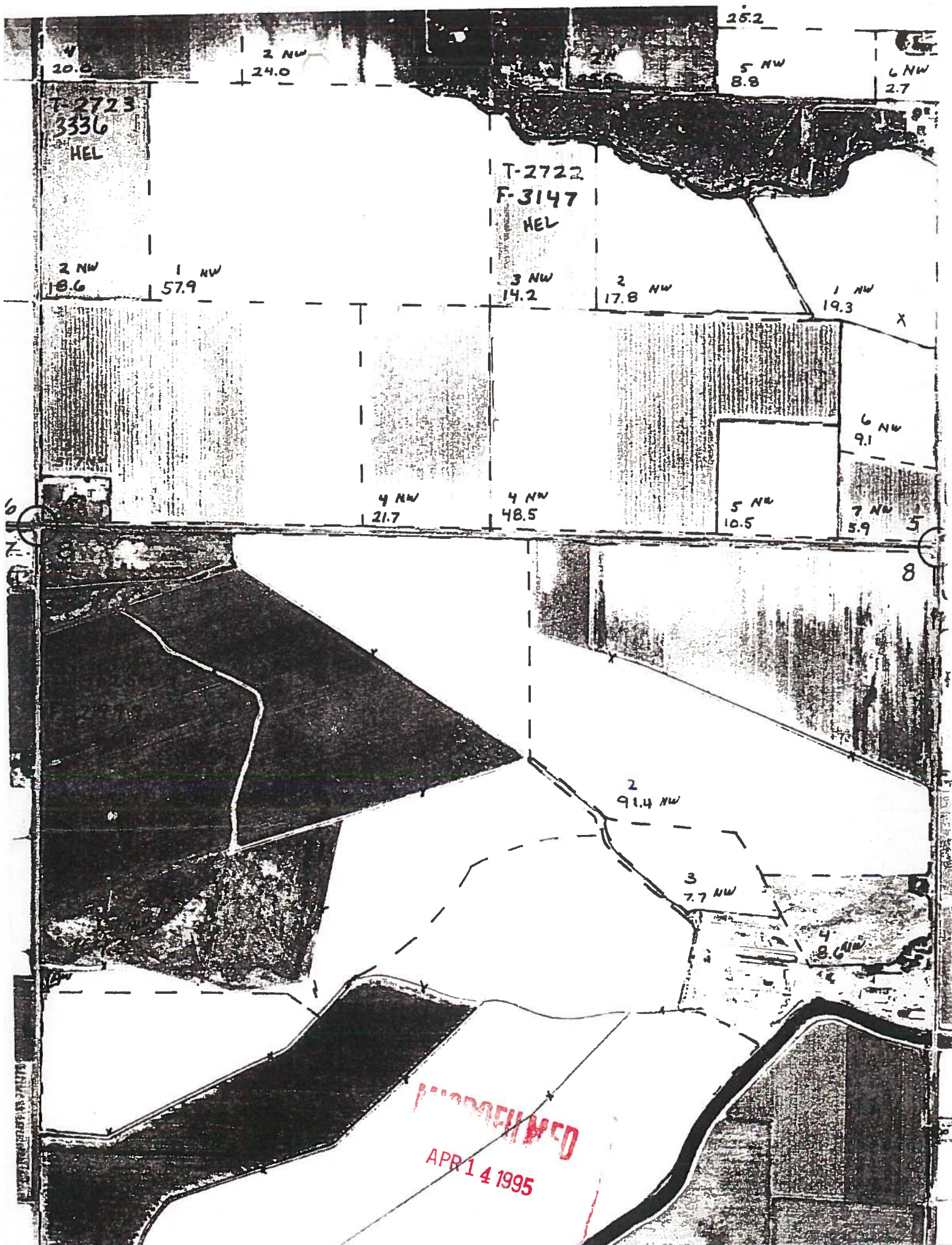
5 NW
21.5

6 NW
12.1

3 NW
12.9

1 NW
15.7

T-2778



4
20.6

2 NW
24.0

25.2

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

6 NW
9.1

4 NW
21.7

4 NW
48.5

5 NW
10.5

7 NW
5.9

8

2
91.4 NW

3
7.7 NW

4
8.6 NW

APR 14 1995



8 NW
22.1

8 NW
90.2

15 NW
12.3

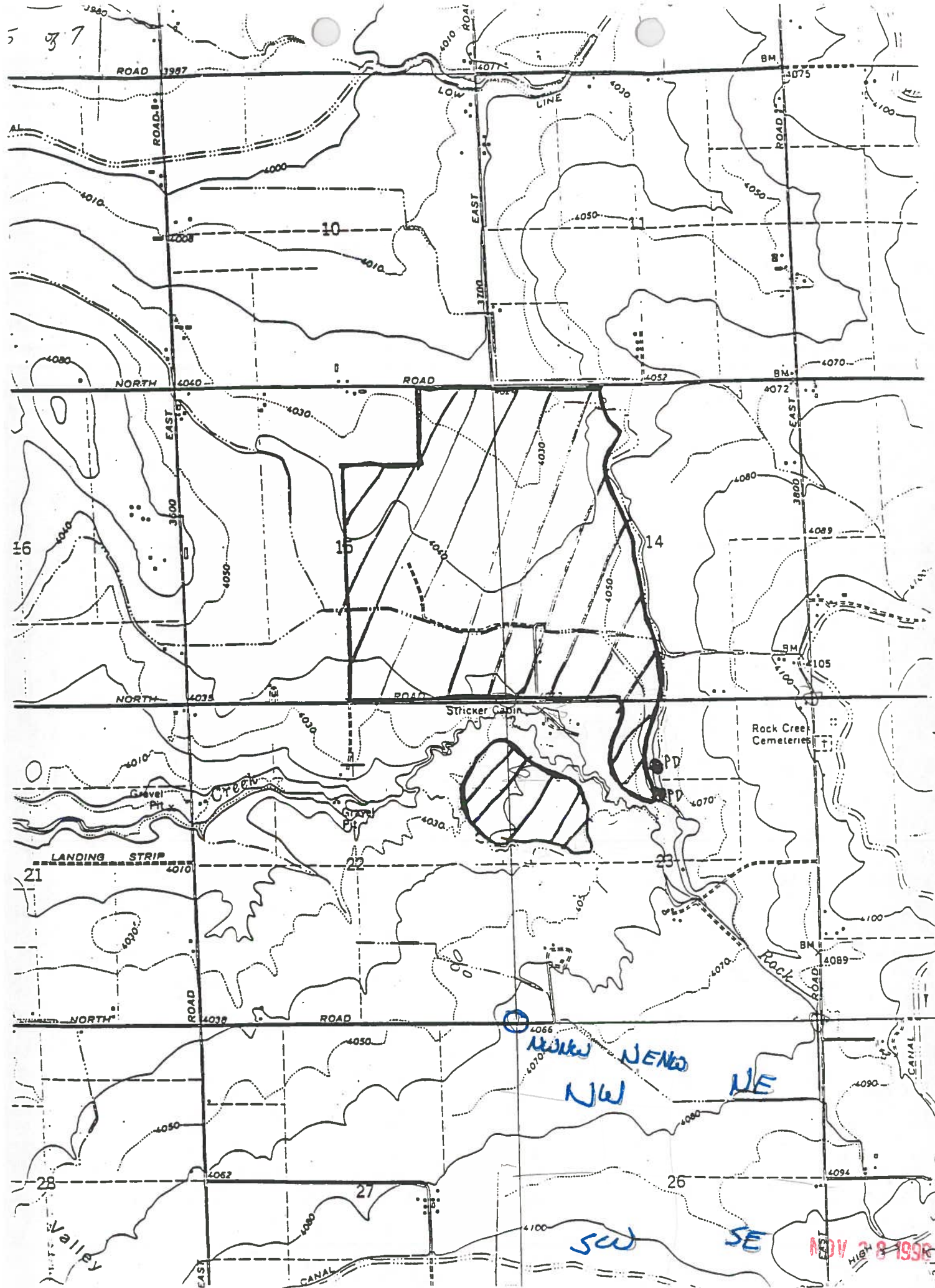
3
46.9 NW

3
15.0 NW

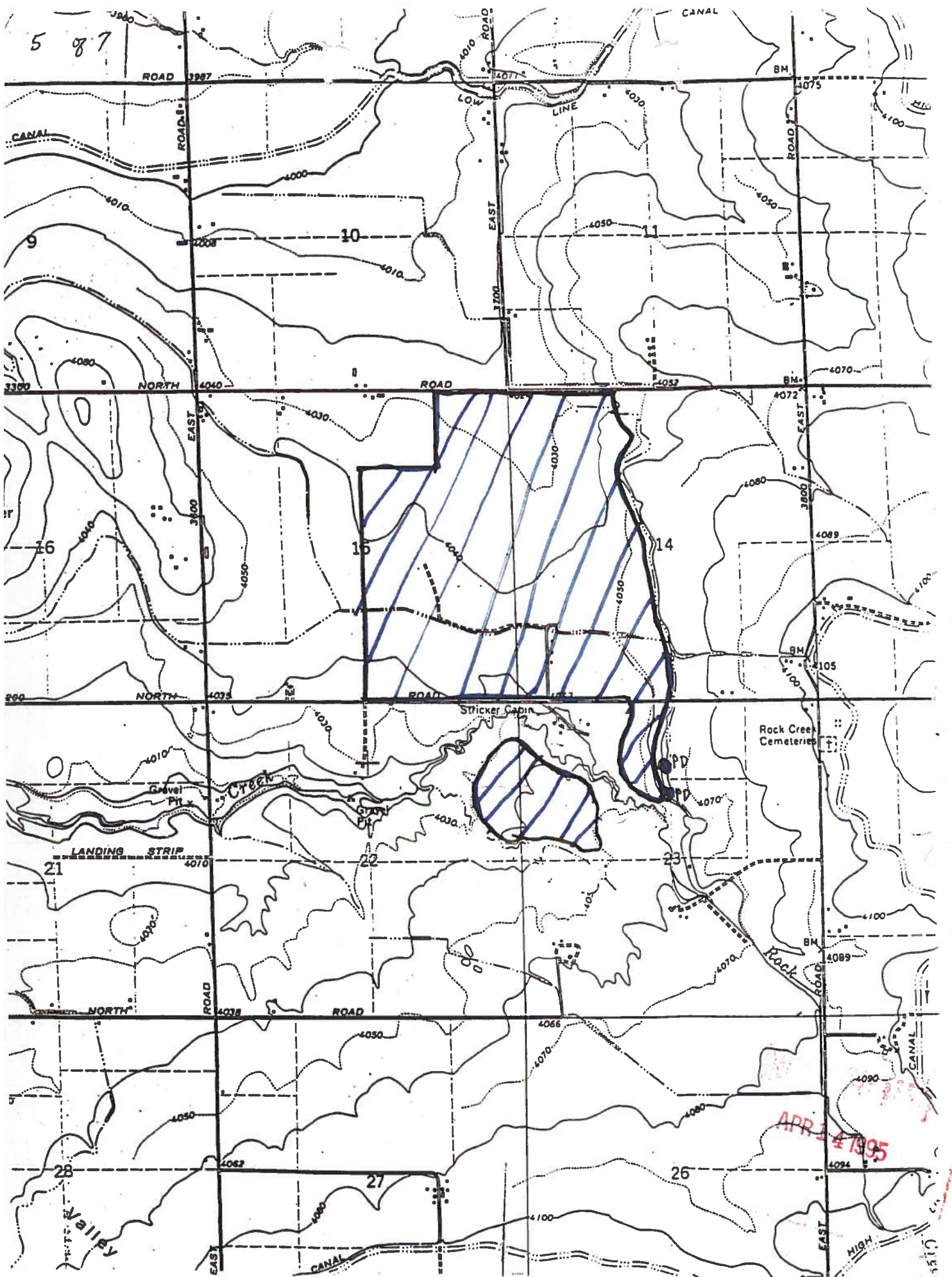
1 NW

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APR 14 1995



NOV 28 1998



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.

A large grid for drawing a map, representing land sections, townships, and ranges. The grid is composed of dashed lines forming a series of squares. The grid is approximately 10 units wide and 10 units high, with a central cross dividing it into four quadrants. The grid is intended for the applicant to 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.

APR 14 1995

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 ONLY**Transfer contains 7 pages and 0 attachmentsReceived by AS Date 8/28/89 Protest filed by _____Prelim. check by AS Fee \$50. attachedReceipted by J.F. Stanton Date 8-28-89 5008971Published 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 TS

Copy of transfer sent to lien holder _____

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 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 miss the deadline
for recording

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 executed this instrument or the persons who executed the instrument 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 p.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 $00^{\circ} 04' 00''$ 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.

47-22-77

NOV 28 1936

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 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 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 arrangement enabling the applicant to make this filing _____

10. Remarks: _____

NOV 28 1936

320
80
96
486
40
536

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: **A47-02468**
Date Received: 4/24/1992
Receipt No: 5014448
Received By: AD

COPY

**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: SEP 2, 1955

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	2.480		

7. Total Quantity Appropriated is:
2.480 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

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:

36-02257 AND SHARES IN TWIN FALLS CANAL CO.

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 25926

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

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

Kenneth A. Mulharg
Signature of Authorized Agent

Partner Ken Mulharg Enterprises
Title and Organization

April 24, 1992
Date

State of Idaho)
County of Timber Falls) SS.

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

[Signature]
Notary Public

Seal

Residing at Kimberly, ID
My Commission Expires 6/30/99

WARRANTY DEED

For Value Received CLIFTON HAYNES, NORMA HAYNES, DORIS HAYNES,
MAURICE HAYNES and SHIRLEY PUCKETT, each as to an undivided interest

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

the grantee a, whose current address is P.O. Box 8, Kimberly, ID 83341

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

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

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

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

Dated: May 18th, 1989

Clifton Haynes
Clifton Haynes

Norma Haynes
Norma Haynes

Doris Haynes
Doris Haynes

Maurice Haynes
Maurice Haynes

STATE OF IDAHO, COUNTY OF TWIN FALLS
On this 18th day of May 1989
before me, a notary public in and for said State, personally
appeared Clifton Haynes, Norma Haynes,
Doris Haynes, Maurice Haynes and
Shirley Puckett

Known to me to be the persons whose names are subscribed to the within instrument, and I am satisfied that they

Doris Haynes
Doris Haynes

Shirley Puckett
Shirley Puckett

STATE OF IDAHO, COUNTY OF TWIN FALLS, IDAHO
I hereby certify that this instrument was first recorded in the request
of FIRST AMERICAN TITLE COMPANY

May 28 1989
RICHARD A. HARRIS

INSTRUMENT NO

9559

MICROFILMED

MAR 10 1993

First American Title Company of Idaho

PARCEL 1

EXHIBIT "A"

Township 11 South, Range 18 East of the 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 0°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 said Section 15;

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

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

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

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

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

Section 22: NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$.

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

EXCEPT

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

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

BEGINNING at a point on the North line of Section 24, 100 feet East from the Northwest corner (with Sections 14, 15, and 23);

Thence East 479 feet 5 inches on Section line;

Thence South 660 feet;

Thence West 499 feet 5 inches;

Thence North 560 feet;

Thence East 20 feet;

Thence North 100 feet to POINT OF BEGINNING;

EXCLUDING all land North of the present roadway that traverses the Northeastern end of the described parcel;

A triangle beginning 461 feet South of the Northeast corner with a Western boundary bearing South 21°12' West for 221 feet 6 inches; and all land West of Rock Creek.

PARCEL 2

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

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

BEGINNING at a point South 0°48' East 38 feet and South 89°12' West 51 feet;

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

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

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

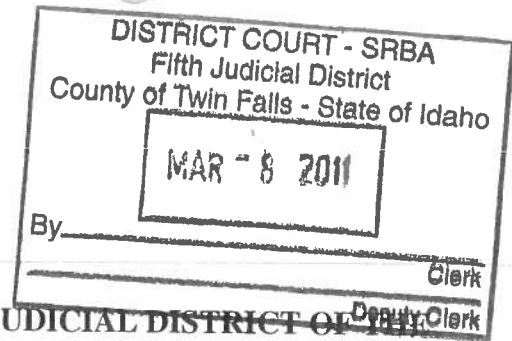
Thence North 18°57' West 210 feet to a point;

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

MICROFILMED

MAR 10 1993

COPY



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

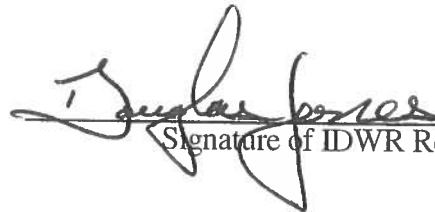
In Re SRBA	)	SUBCASE NO. 47-129, 47-130,
	)	47-131, 47-132, 47-2257, 47-2468,
Case No. 39576	)	47-2478, 47-2548, 47-2550, 47-17302
	)	
	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDING

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: 47-2468

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.480 CFS
1,047.80 AFY

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

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

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.

PRIORITY DATE: 09/02/1955

POINT OF
DIVERSION:T11S R18E S23 NENENW Within TWIN FALLS County
T11S R18E S23 NESENW Within TWIN FALLS CountyPURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

04/01 10/31

2.480 CFS
1,047.80 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	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
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

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.

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.

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.

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.

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

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

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.



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: 47-2468

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: 2.480 CFS
1,047.800 AFY

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

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

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.

PRIORITY DATE: 09/02/1955

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

04/01 10/31

2.480 CFS
1,047.80 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
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

02/28/2006

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

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:

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.

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

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.

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

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.

Idaho Department of Water Resources

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

**Recommended Place of Use
TWP 11S RNG 18E S14, 15, 22, 23
Prepared February 27, 2006**



660 0 660 1320 Feet



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

License Claim (if diff from license)

Mulberry/Meyers Groundwater



GW

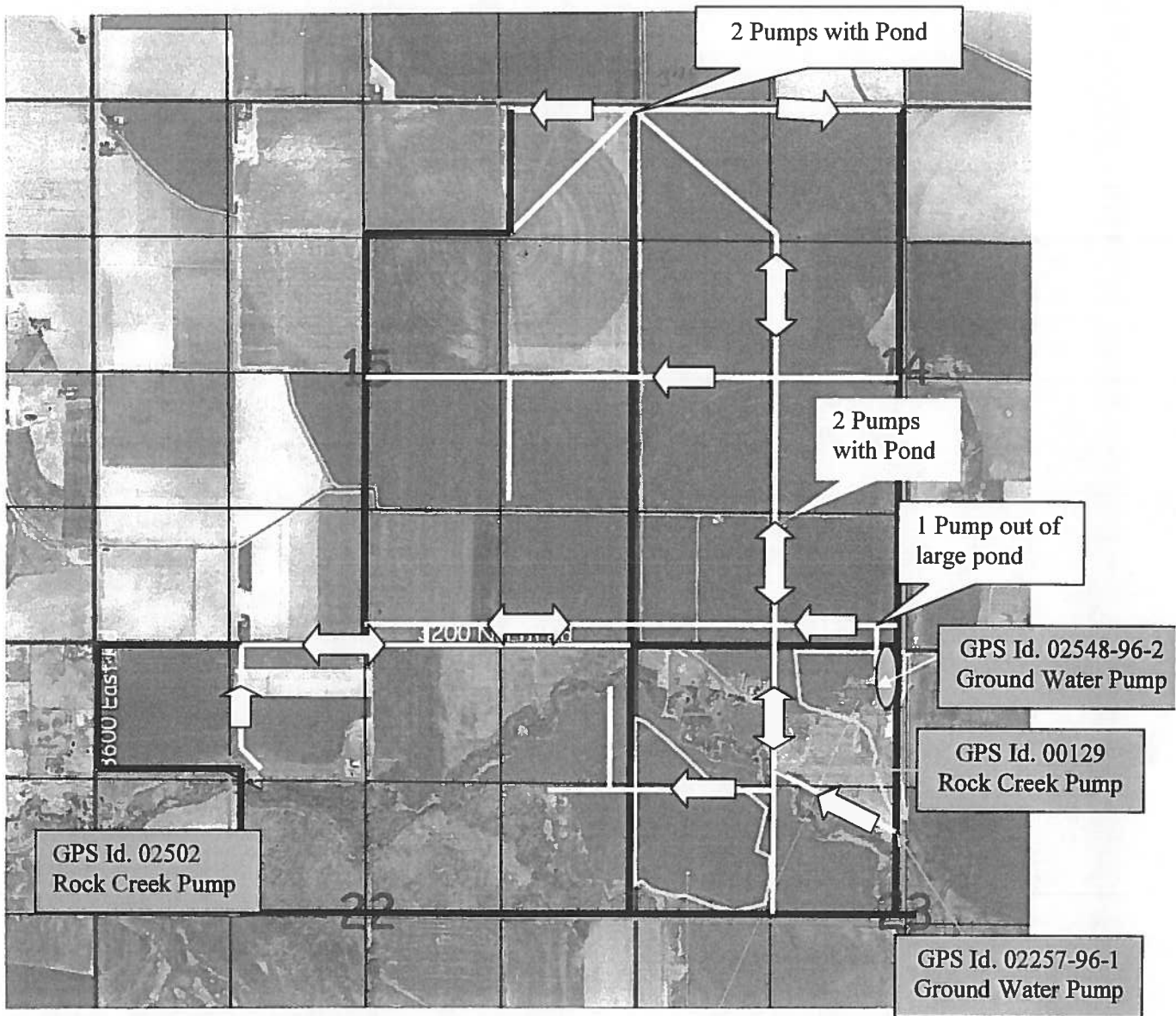


2548.shp

2257_2468.shp

1987imagery

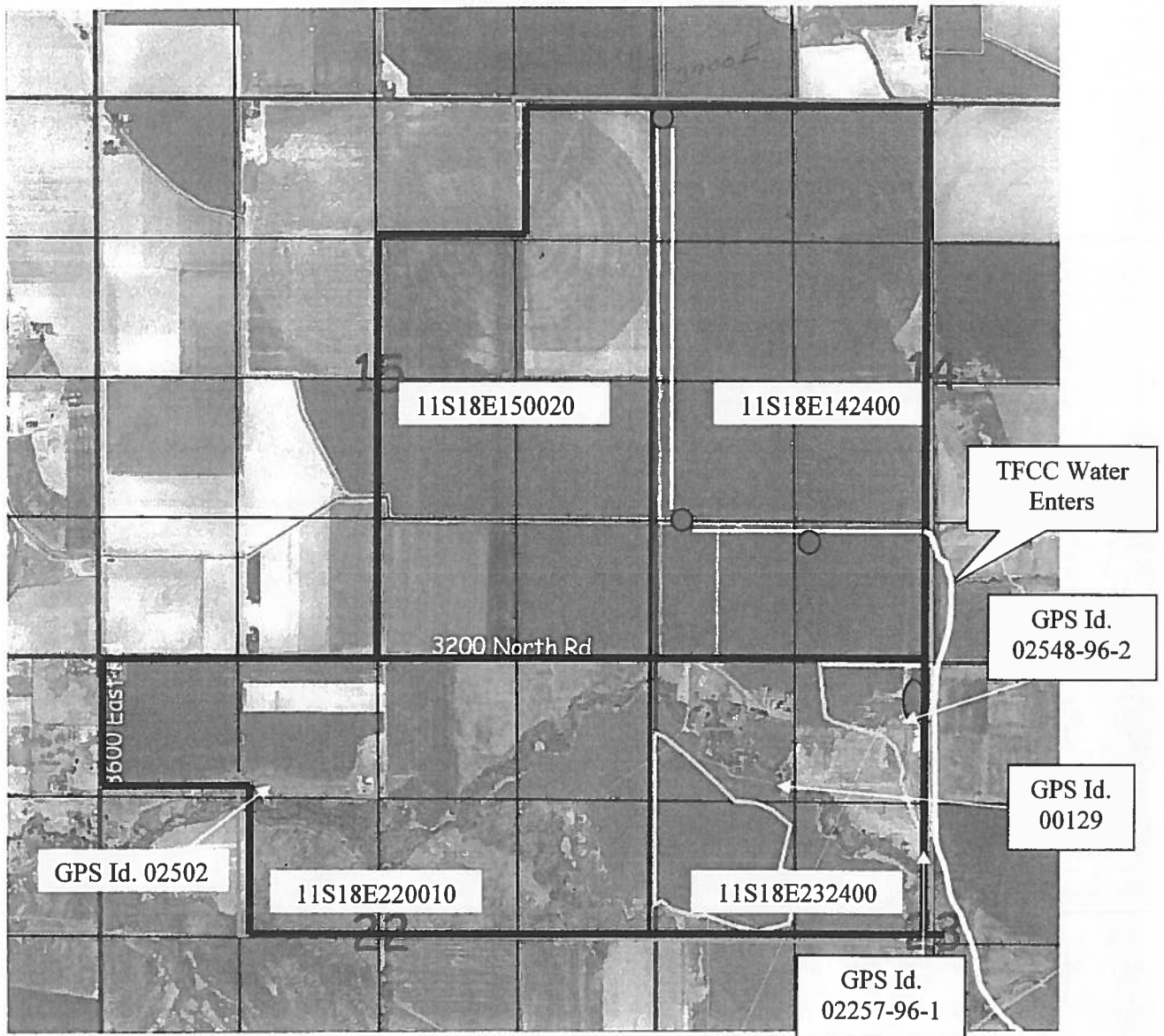
Ken Mulberry Distribution



GPS Water Right Pump sites in light blue.

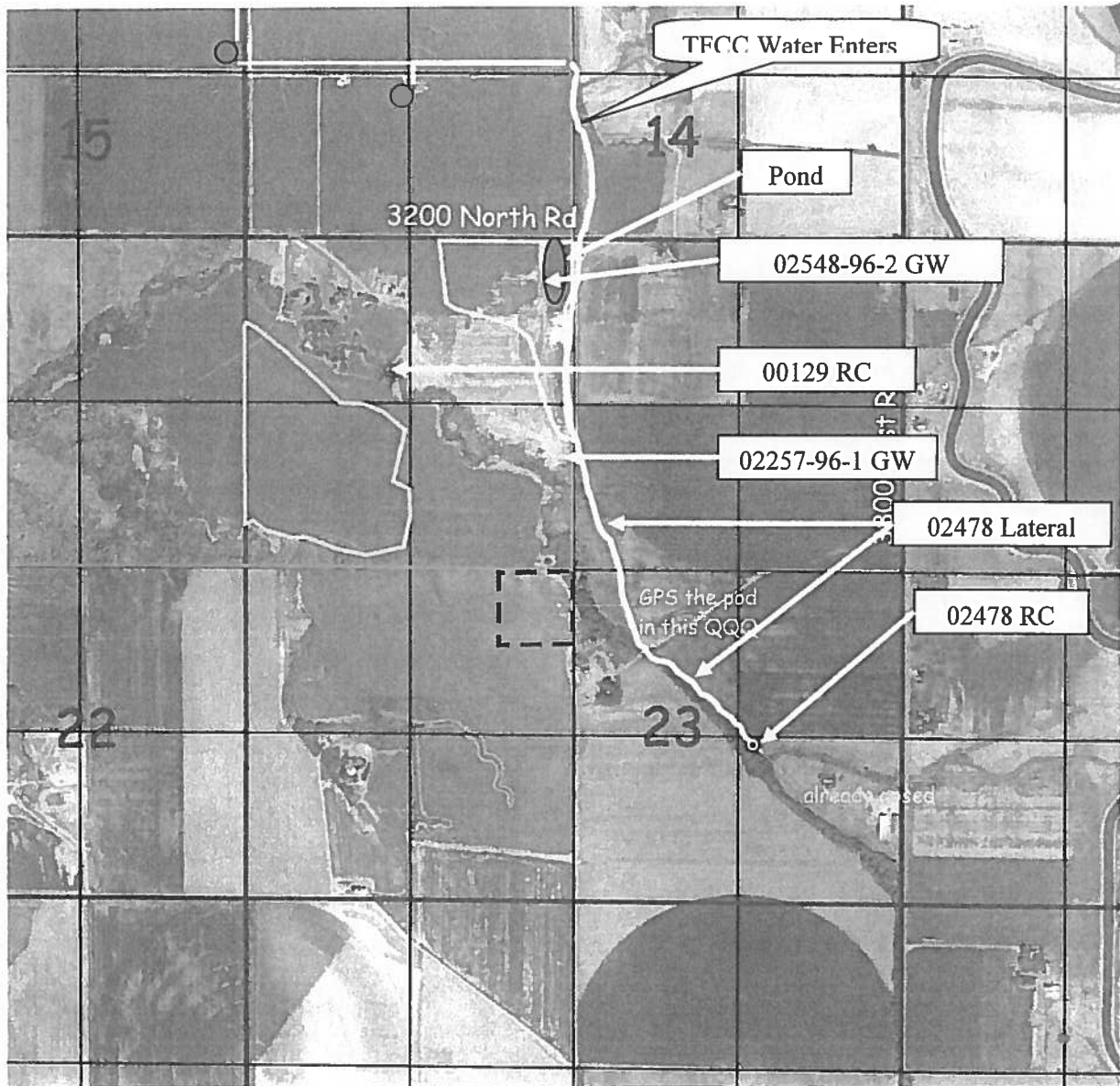
White lines show the distribution of water thru pressurized lines. As shown on the map the water can go to all locations that the lines go as shown by the bidirectional arrows. There were times in the last few years that Rock Creek went dry. Because of the lines all connecting he is able to move water 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 then flowing west to the first center pivot pond, then flowing into under ground pipeline heading west to the next pond where it then 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 then flowing west to the first center pivot pond, then flowing into under ground pipeline heading west to the next pond where it then 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.



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

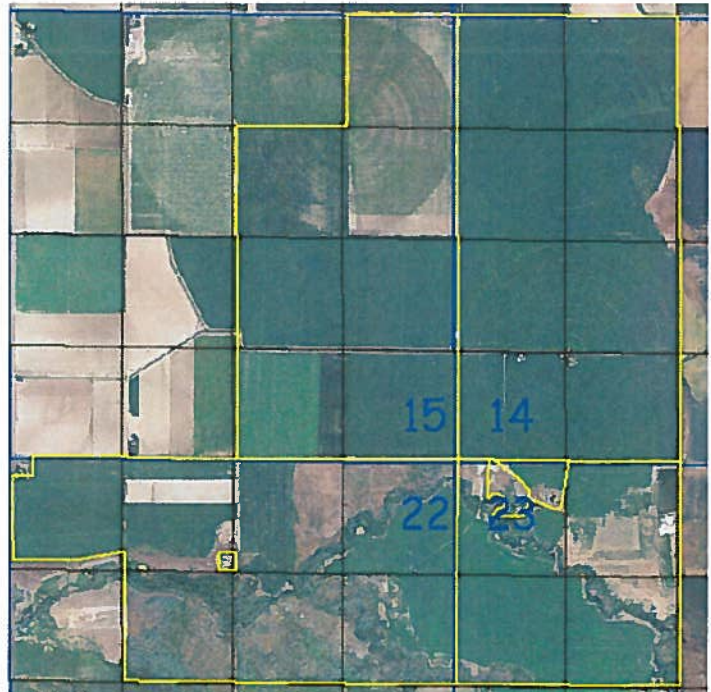
Dear Mr. Meyers,

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.

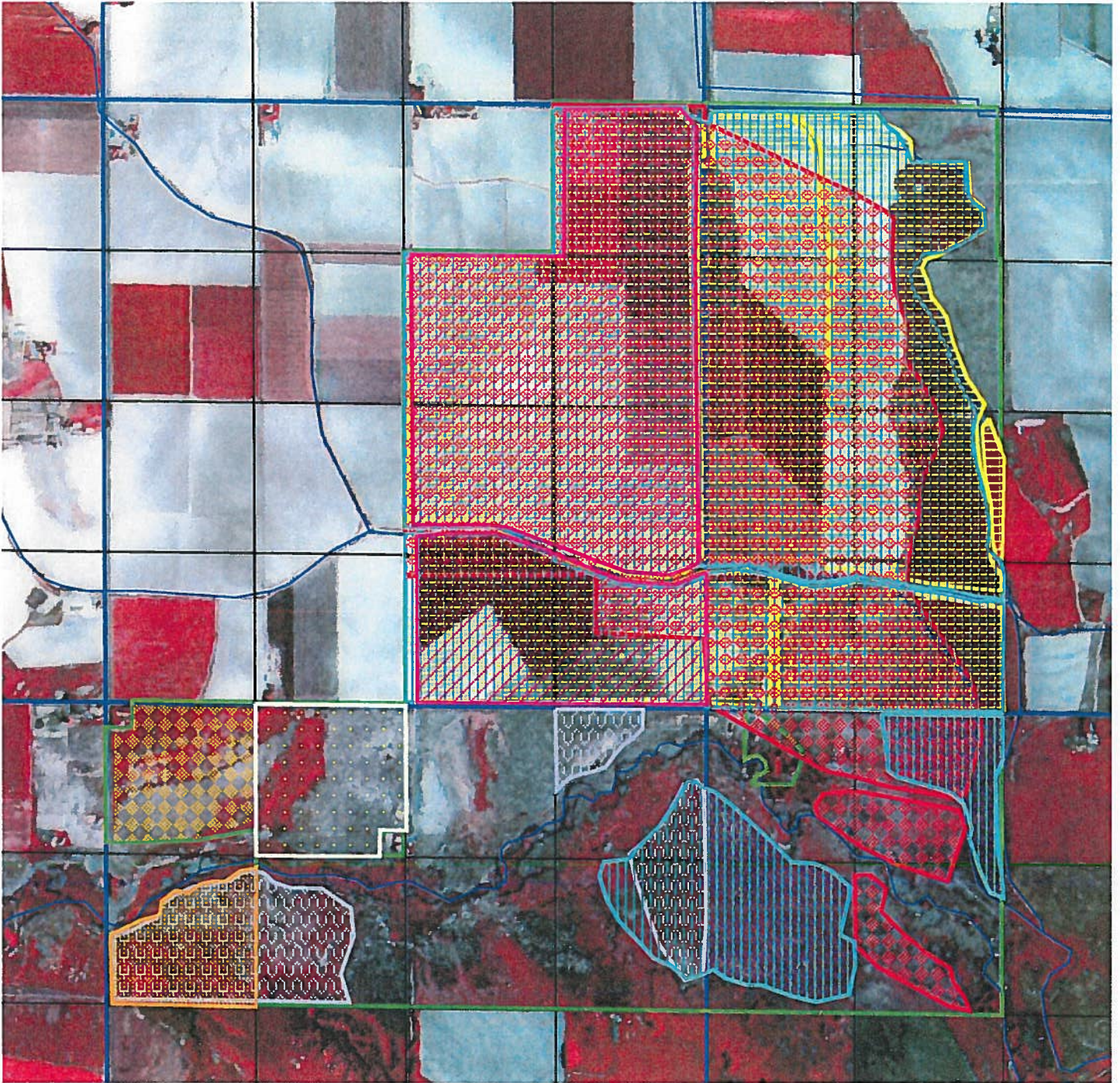
Sincerely,

Amanda Kriwox
Water Resource Agent
Idaho Department of Water Resources



2004 imagery of claimed place of use

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

9-2-1955

Ground water

2.48 cfs

irrig + domestic 640 acres

Trans. 3623: Changed pou + pod

pod → 113 182 323 new + serv

pou → 626 acres in 113 182 314, 15, 22, 23

Limiting Conditions:

- ① R31
- ② 2254 + 2468 nte 3.28 cfs on 1585.8 AF
- ③ Use surface water before g. water
- ④ 2254 + 2468 shall not be used if the surface water app. to pou is sold, transferred, leased, or used elsewhere.
- ⑤ 2254 + 2468 limited to combined irrig of 573 acres.

TFCC shares used by none are app. to E 3623 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	-	39.89
40	-	-	-	-	-	-	-

Transfer 3623 PPOU: 47-2257 & 47-2468



1987 imagery

FEB 12 2002

Log for claim A47-02468

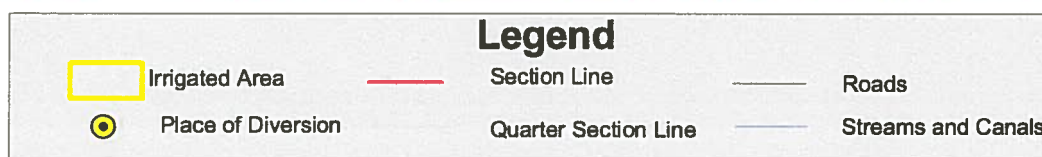
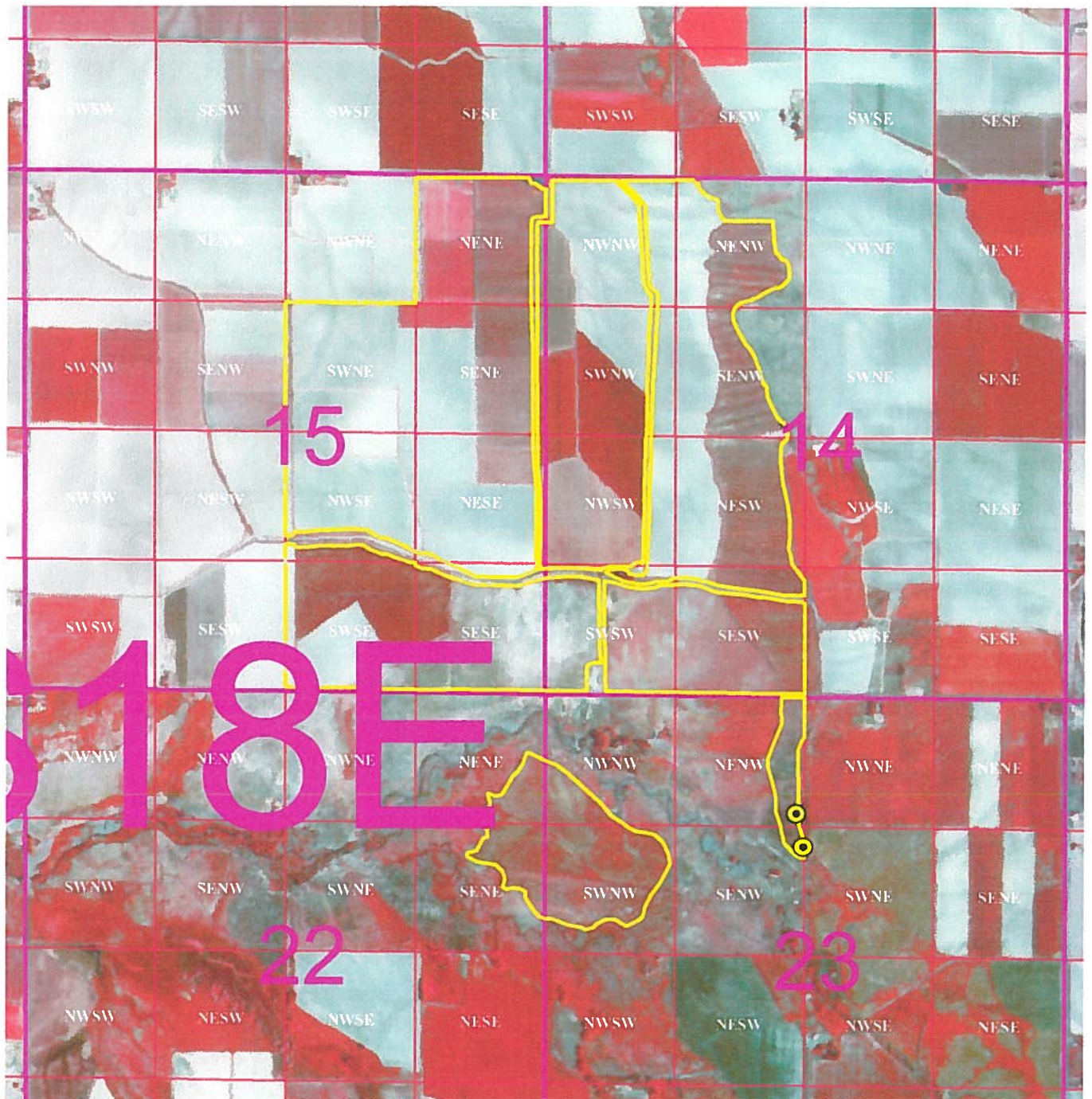
Spatial Dynamics LTD

10/4/00

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	Indiscernible
11s18e	23	NENW	18	7.6	Indiscernible
11s18e	23	NWNW	6	6.4	
11s18e	23	SWNW	32	26	Indiscernible
11s18e	23	SENW	1	1.2	
Totals:			626	589.9	

Water Right Claim Number A47-02468
Township , 11S18E

10/04/2000

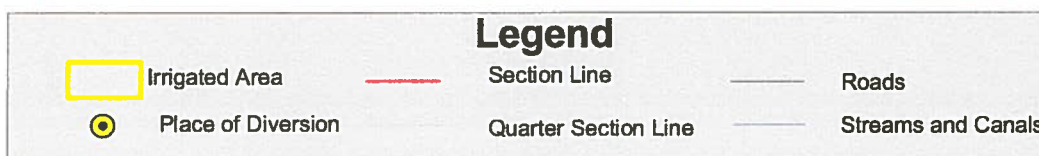
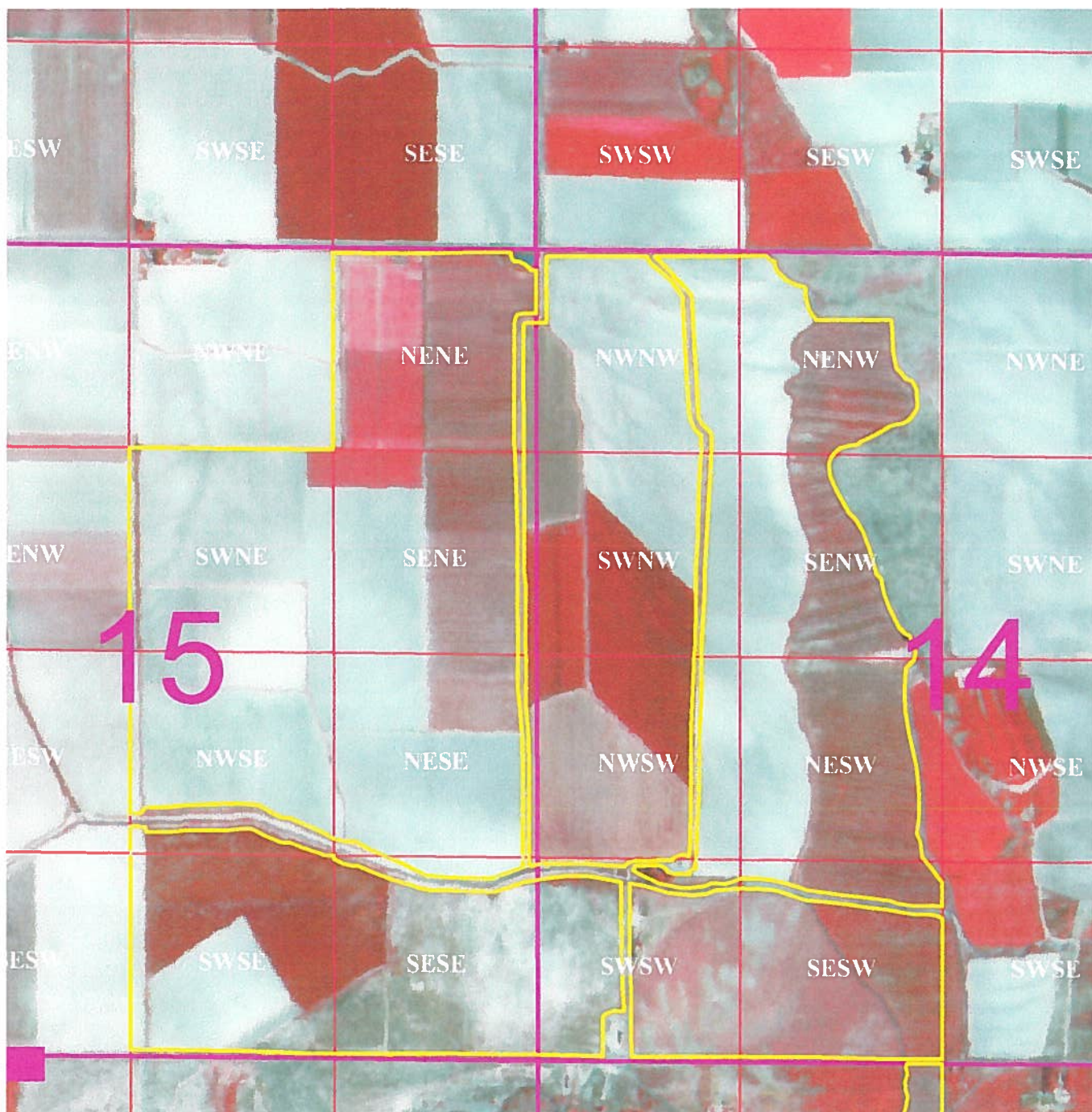


1000 0 1000 2000 Feet



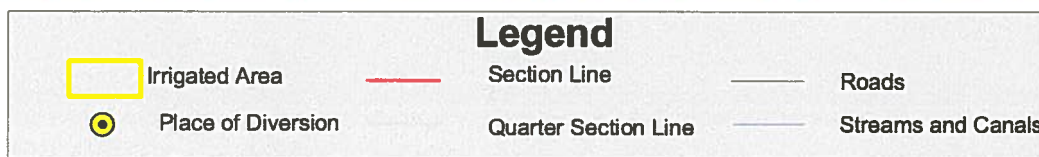
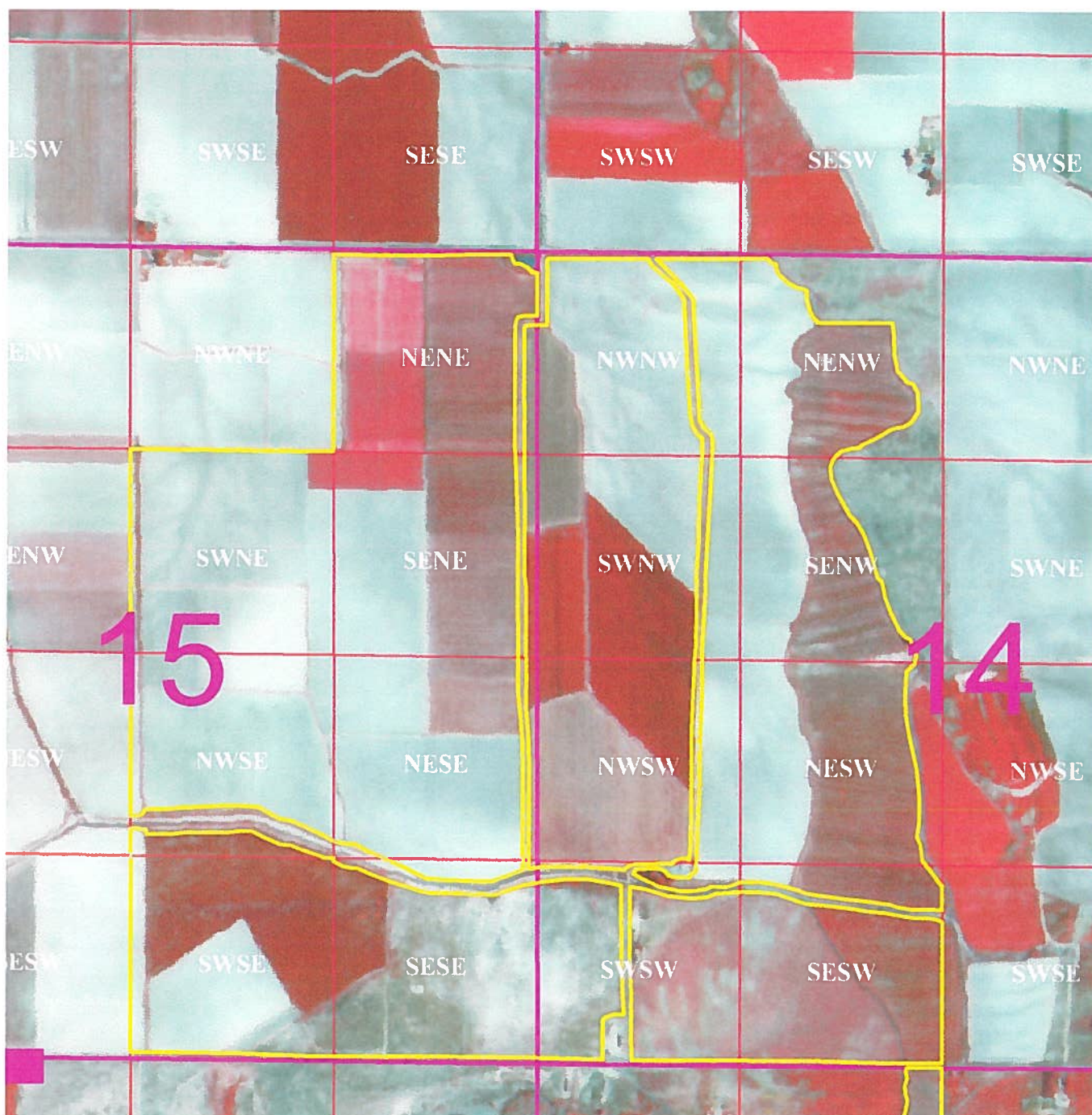
Water Right Claim Number A47-02468
Township , 11S18E

10/04/2000



Water Right Claim Number A47-02468
Township , 11S18E

10/04/2000

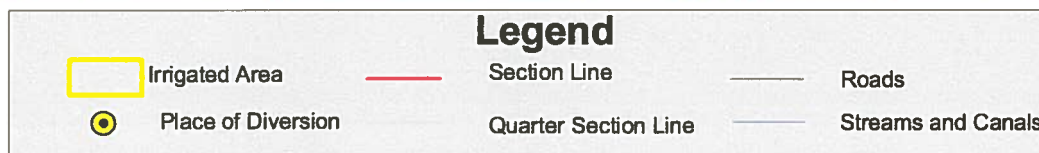
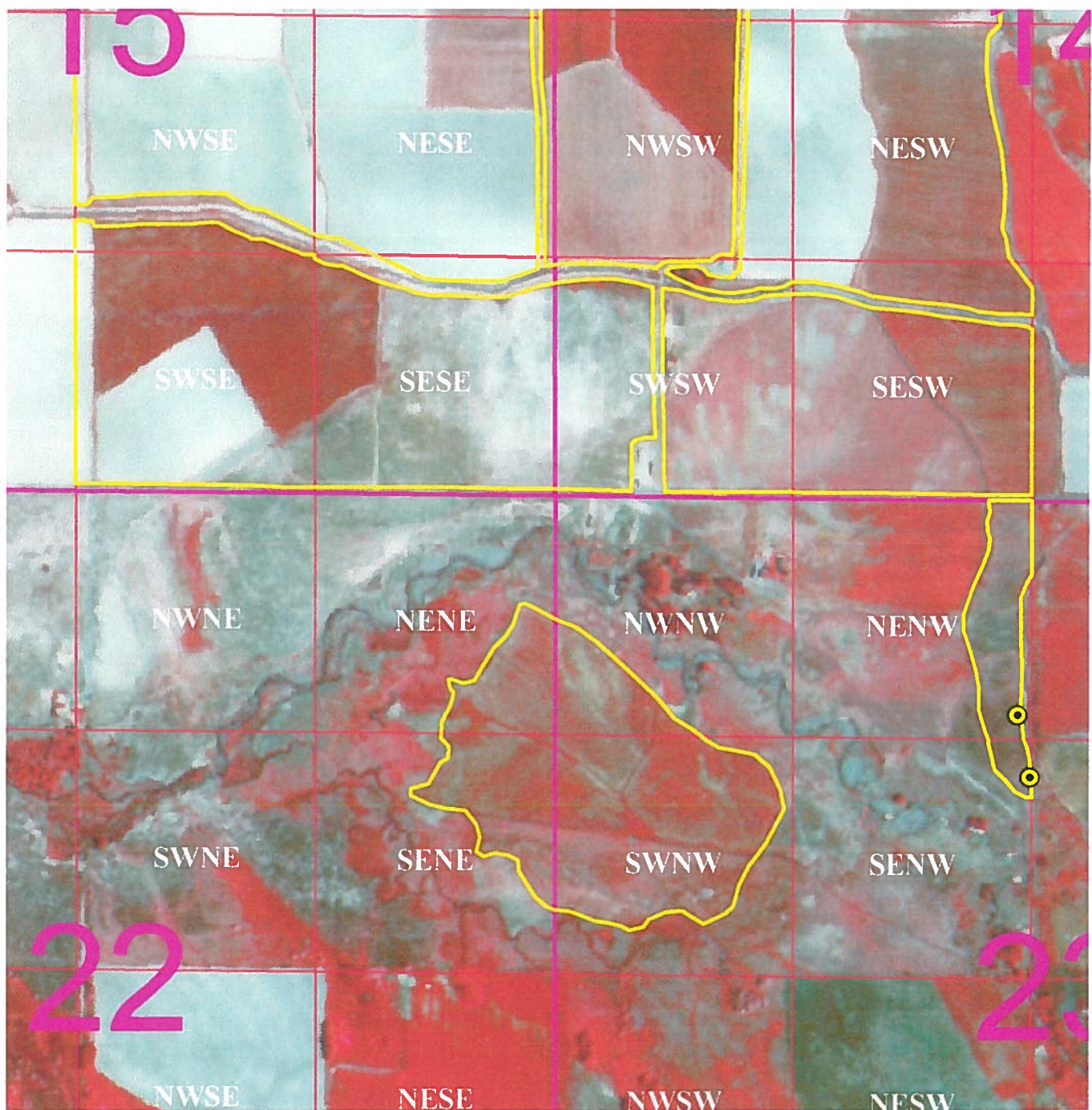


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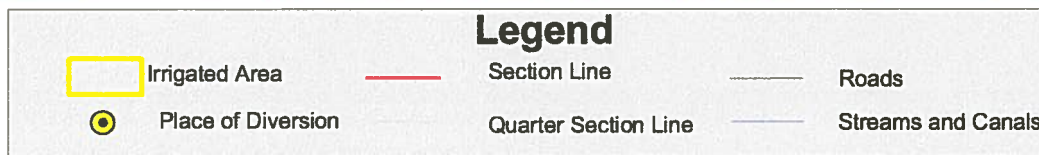
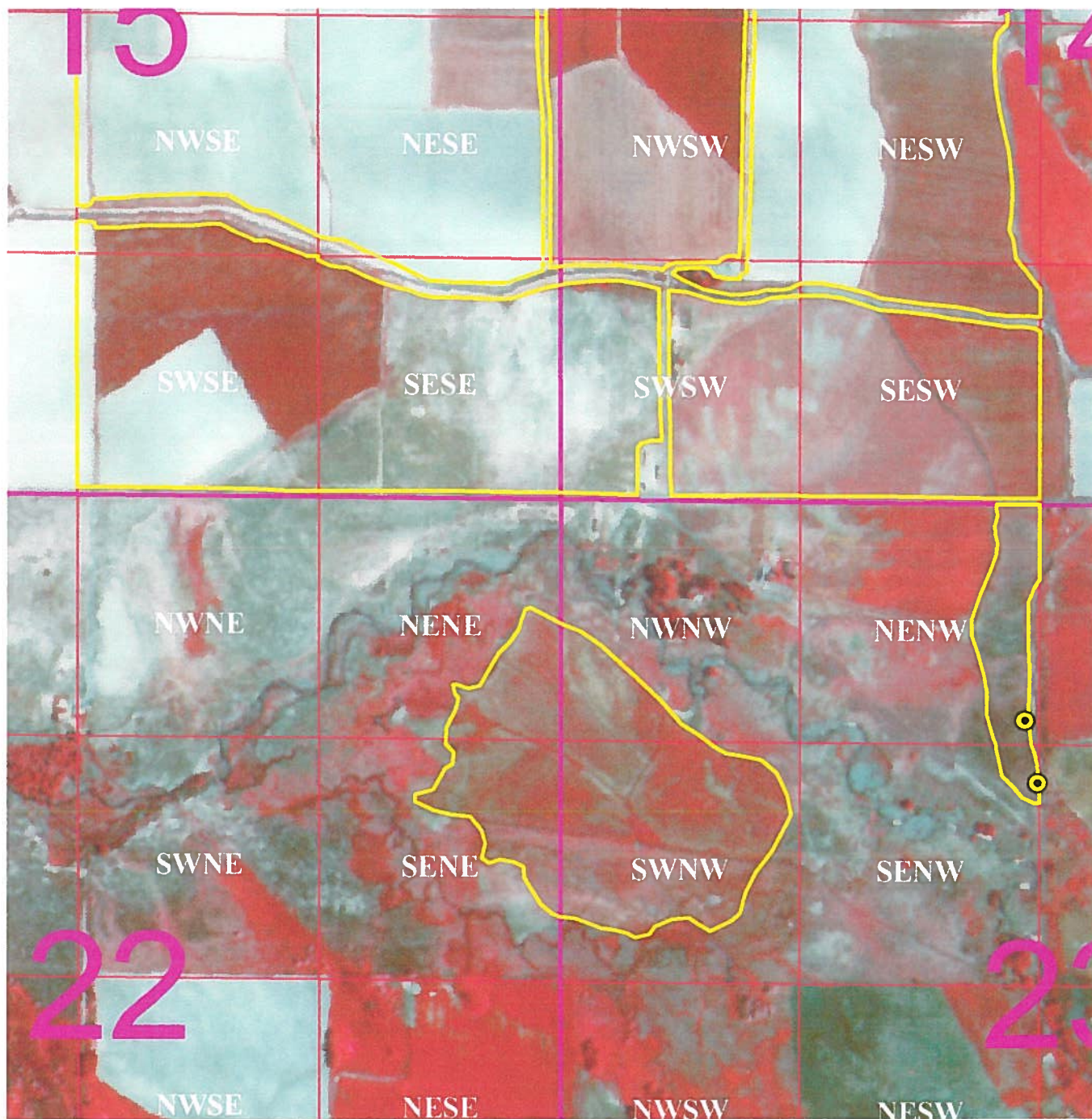
Water Right Claim Number A47-02468
Township , 11S18E

10/04/2000



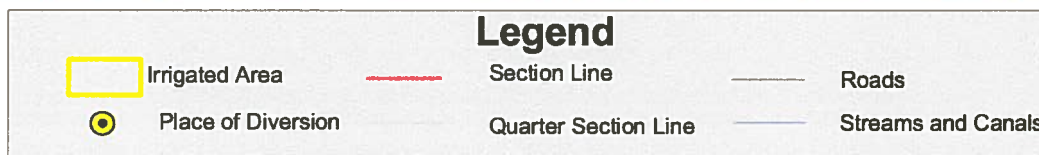
Water Right Claim Number A47-02468
Township , 11S18E

10/04/2000



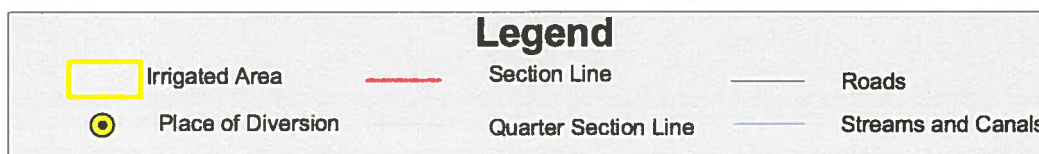
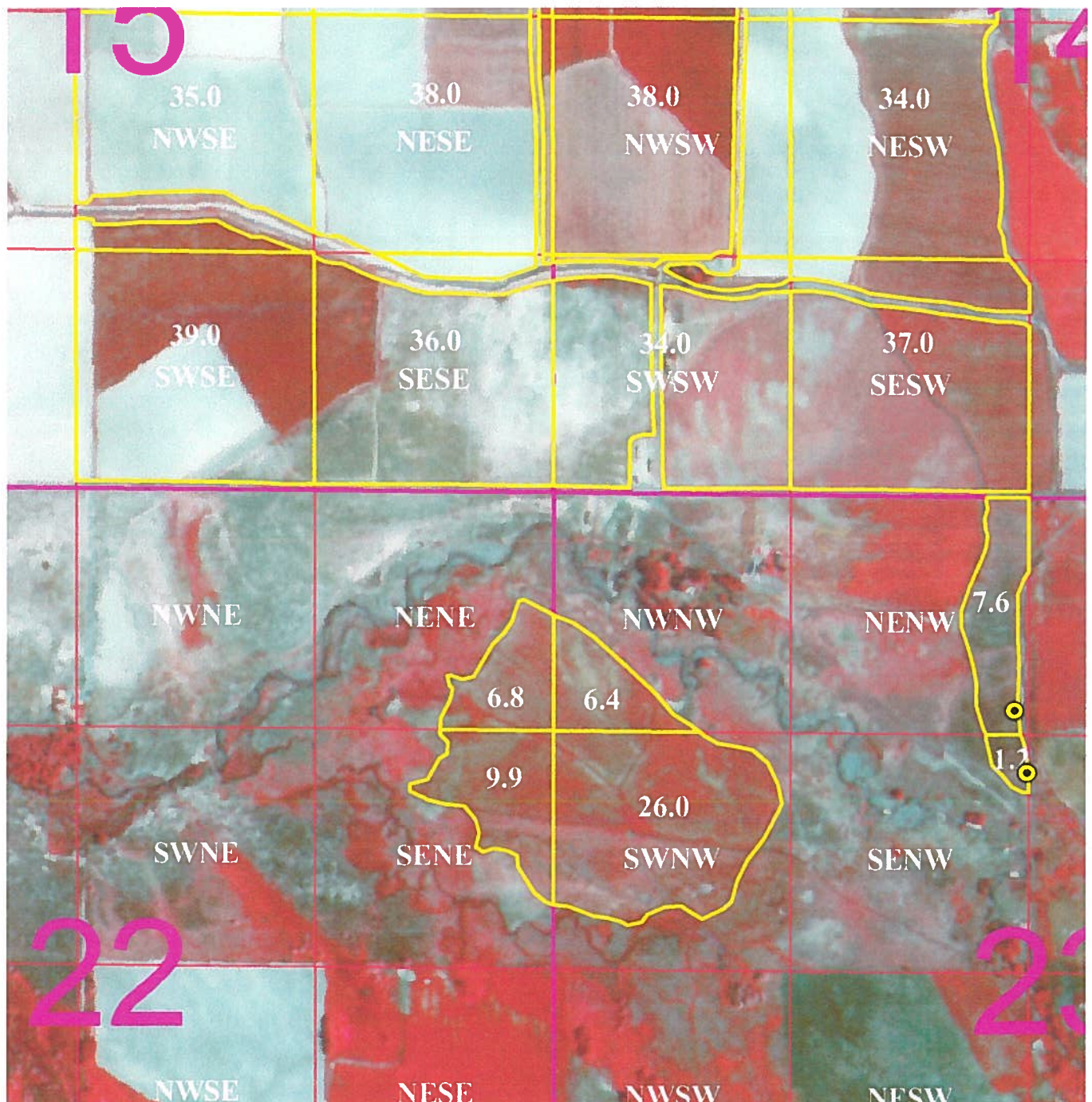
Water Right Claim Number A47-02468
Township , 11S18E

10/04/2000



Water Right Claim Number A47-02468
Township , 11S18E

10/04/2000



AJ5809NP
No. A47-02468

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/00
PAGE: 212

OWNER CODE: C
NAME & ADDRESS: KEN MULBERRY ENTERPRISES
PO BOX H
KIMBERLY ID 83341
(208) 423-5556
PRIORITY DATE: 09/02/1955
WATER USE: IRRIGATION
USE PERIOD FROM TO: 04-01 10-31
DIVERSION RATE: 2.480 CFS
DIVERSION VOLUME: 1047.80 AFA
1878.00 AFA
TOTAL DIVERSION: 1047.80 AFA
CONSUMPTIVE USE: 1878.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T11S R18E S23

NENW

SENE

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
		NENE		NMNE		SNE		SENE		NNW		SNW		SEW		SEW		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	SUM
11S	18E	14	:	:	:	:	23	39	40	23	:	34	40	38	38	:	:	275.0
11S	18E	15	:	:	:	40	:	:	:	:	:	:	:	:	:	:	:	272.0
11S	18E	22	:	:	:	16	:	:	:	:	:	:	:	:	:	:	:	22.0
11S	18E	23	:	:	:	:	18	06	32	01	:	:	:	:	:	:	:	57.0
TOTAL ACRES																		626.0

POU County: TWIN FALLS

Other Rights: 36-02257 AND SHARES IN TWIN FALLS CANAL CO.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A47-02257 A47-02548 A47-02550

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

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

Conditions of Approval:

- 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 irrigation of 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 right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - 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.
- T17 - 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.

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.

Objection Filed Date:

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

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

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
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

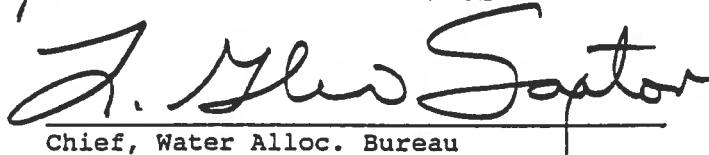
APR 14 1995

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, 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

APR 14 1995

State of Idaho

License and Certificate of Water Right

Water License No. G-25926

Amount 2.48 c.f.s.

Water District No. _____

Priority September 2, 1955

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 September 2, 1955; that Permit No. G-25926
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.48 second feet, was issued thereunder on November 17, 1958, showing that said works
were completed on the 5th day of September, 1957; 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. G-25926 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 6527, on the 17th day of November, 1958;
The right hereby confirmed dates from September 2, 1955;
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 2.48 cubic feet per second.

Description and location of use:

Description and location of irrigated land					
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
			SE ¹ ₄ NE ¹ ₄	40	40
			SW ¹ ₄ NE ¹ ₄	40	40
			NE ¹ ₄ NW ¹ ₄	40	40
			NW ¹ ₄ NW ¹ ₄	40	40
			SW ¹ ₄ NW ¹ ₄	40	40
			SE 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	37.01	40
			SW ¹ ₄ SE ¹ ₄	6.80	40
		SE ¹ ₄ NE ¹ ₄	40	40	
Total number of acres irrigated					540

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/ Geo. N. Carter
State Reclamation Engineer.

(SEAL)

45-25926
47-2468

APPLICATION FOR PERMIT 45-2502

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 33800
 Permit No. G- 25926
 District No.

*W. B. Savage Ranches, Inc.
 Idaho Falls, Idaho
 Twin Falls, Idaho
 11 S. 18 E. 8*

1. Name of Applicant: W. B. SAVAGE RANCHES, INC.
 Postoffice address: Kimberly County: Twin Falls State: Idaho
2. Quantity of water claimed: 3.2 second feet
 - (a) Rate of withdrawal in cubic feet per second. 3.2 or Idaho
 Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum 100
3. Source of water supply: Subterranean waters
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 8
 Twp. 11 S., Rge. 18 E., B.M., County of Twin Falls, Idaho, more specifically in Lot
 20 U.C. Co. Subdivision of said Section 8.
5. Water is to be used for: Irrigation and domestic purposes
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Deep drilled well, pump, pipeline and ditches.
8. Estimated cost of works: \$ Works already installed.
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is two years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation: 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, Agnes Savage and M. W. Craig.
 - II. The financial resources of the applicant are (a) Cash onhand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources: The diversion works include a well, pump, motor, pipeline and ditches already
 installed under Permit 21660, on which completion of works was made August 19, 1955.
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 541.31 Shares of capital stock
 in Twin Falls Canal Co. 0.8 second feet under Permit 21660.
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.
 Water applied for hereby together with that applied for under Permit 21660 is for use as a supplement to the Twin Falls Canal Company water.

Remarks:

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

W. B. SAVAGE RANCHES, INC. Applicant.

By W. B. SAVAGE Agent.

Date of first receipt at Department of Reclamation: 2-30 P.M. September 2, 1955

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-25926

Recorded in Book 92 Page 25926 Approved September 2, 1955

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 and to continue diligently and uninterruptedly to completion, Work to begin on or before November 2, 1955 unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before September 2, 1956
The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before September 2, 1957

Witness my hand this 2nd day of September, 1955

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and IRA H. MASTERS, 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 7th day of September, 1955.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS, Secretary of State.

By ROBERT E. SMYLIE, Governor

by PAULA L. MLEENOR, Deputy Secretary of State

12.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11 S	18 E	7				40													40
11 S	18 E	8	40	40	40	40	40	40	40	40	40	40	27.42	22.38	7.39	37.01	6.80		501
Total Number of Acres to be Irrigated																			541

APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-25926

Comes now W. B. Savage Ranches, Inc. and represent 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. G-25926. That the point of diversion is described in said permit as being located NE 1/4 SE 1/4 of Section 8, Township 11 South, Range 18 East, R.M. That he now requests that the point of diversion be changed to a point located SE 1/4 NE 1/4 of Section 8, Township 11 South, Range 18 East, R.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.
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. G-25926. 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.

Recorded: November 14, 1958

/s/ Geo. N. Carter
State Reclamation Engineer

Permit No. G-25926
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. G-25926, issued upon Application No. G-33800, bearing date of priority of September 2, 1955, authorizing the diversion of 3.2 second feet of waters of Subterranean waters 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 2.48 second feet of the waters of subterranean flow from a well thā the point of diversion of said waters SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 8, Township 11 South, Range 18 East, BM and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 640 acres in the N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8 and SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, Township 11 South, Range 18 East, BM Proof of Completion of Works made: September 5, 1957

Witness my hand this 17th day of November, A.D. 1958

/s/ Geo. N. Carter
State Reclamation Engineer

Proof of Completion of Works made: September 5, 1957
Certificate of Completion of Works issued: November 17, 1958

WATERS ISSUED FOR 2.48 SEC. FT.
Page 6527

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-25926

REPORT ON PROOF OF Completion of Works & Beneficial Use

W. B. Savage, Inc., Kimberly, Idaho

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

Permit No. G-25926

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant..... W. B. Savage Ranches, Inc.,
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the..... N 25 E 1/4..... of Section..... 8
T..... 11 S..... R..... 18 E..... D. M. County of..... Twin Falls
4. Describe works as they exist, giving dimensions and capacities of same:.....

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 SE, NE $\frac{1}{4}$ of Sec. 7, and 50 $\frac{1}{2}$ acres of Sec. 8, all in Twp. 11 S., Rge. 18 E., D. 1

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

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

Remarks:

This examination was made on the 26 day of August, 1958

(Signed) E. N. Humphrey Examiner.

825726

W. B. Savage, Inc. A
Kimberly, Idaho

Permit No. G-25926

Examination for Completion of Works of Beneficial Use

County Twin Falls

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 11 1958

Department of Reclamation

COMMUNICATION DOCUMENTATION

IDWR Employee/Agent Georgia Satterlee

DATE

June 8, 1999 2:16pm

CUSTOMER

MULBERRY, MS.

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

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

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

71-02468



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,

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

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.

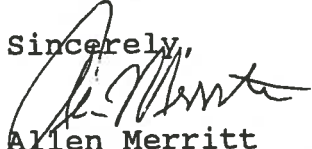
Your letter requested we also change A36-15131. Since your letter indicated that only Kenneth & Jennifer Mulberry, Ken Mulberry Enterprises or Mulberry Enterprises property was mortgaged, this change was **not** made since the claim is in the name of "Russet Valley Produce" and/or "Russet Valley Produce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

NOV 28 1994