

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: A47-07019B
Date Received: 2/03/1989
Receipt No: S005830
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MUD CREEK WATER USER'S ASSOCIATION 208-734-0700
Address: C/O JOHN R. ROSHOLT
P.O. BOX 1906
TWIN FALLS, ID 83303-1906

2. Date of Priority: DEC 20, 1967

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	14E	28	NE	NW			TWIN FALLS

5. Description of diverting works:
CONCRETE DAM AND DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	11/15	3.640		

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

8. Total consumptive use is 531.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	14E	21	NE	NE		IRR	29.0
			NW	NE		IRR	6.0
			SW	NE		IRR	26.0

A47-07019B

Page 1

Date: 02/03/89

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10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
09S	14E	21	SE	NE		IRR	22.0
			NE	SW		IRR	18.0
			NE	SE		IRR	36.0
			NW	SE		IRR	40.0

Section Acres 177.0

Total Acres	177.0
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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:

A47-14735, A47-07019A & -07019B, A47-07041

14. Remarks:

TRANS. 2307.

100% OF NON-DELINQUENT MEMBERS OF ASSOCIATION HAVE VOTED TO FILE
WATER SHARES AS AN ASSOCIATION.

DWR NOTE*****P/U INCOMPLETE DESCRIPTIONS, MAP SCALE TOO SMALL.
ACREAGES TAKEN FROM LICENSE.

15. Basis of Claim: LICENSE

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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 _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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:

Ident. Number

Date Received

Receipt Number

39576

A47-07019B

1/10/89

AD~

5005830

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

- Name of Claimant (s) Mud Creek Water User's Association, Inc. Phone (208) 734-0700
Mailing Address C/O John R. Rosholt, P.O. Box 1906, Twin Falls, ID Zip 83303-1906
- Date of Priority (Only one (1) per claim) December 20, 1967
- Source of water supply (a) Mud Creek
which is tributary to (b) Snake River
- a. Location of existing point of diversion is: Township 9 South Range 14 East Section 28/SW corner
Left bank of
NE 1/4 of NW 1/4 of 1/4, Govt. Lot, B.M., County of Twin Falls
Additional points of diversion if any: None
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
- Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
Including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Original dirt with rock fill diversion
dam built in 1969/1970 washed out the week of 9-22-70 and was replaced with same.
Second dam washed out week of 1-8-79 and was replaced with concrete dam of steel
reinforced by bedrock drilling and rock fill. Water then flows into cement ditch
for 3,000 feet to dirt ditch system.
In 1986/1987 fish ponds and a power plant were constructed in cement ditch system
by Terry White, owner of property on which Association water is diverted.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3-1 to 11-15 amount 3.64 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.64 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 531 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use: SEE EXHIBITS B THROUGH GG ATTACHED

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated 177

11. In which county (ies) are lands listed above as place of use located? Twin Falls

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

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

#47-0719A, #47-07041, #47-07007A and .20 cfs in Sec. 22 and .10 cfs or None ()

in Sec. 21 being applied for.

14. Remarks: One hundred percent of non-delinquent members of Association have voted to file water shares as an association.

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Last Name Mud Creek Water User's Ident No. _____

MAR 11 1993
Copies: White State, Tenon-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of 256 squares. Each square contains a crosshair pattern of dashed lines. The pattern consists of a horizontal dashed line and a vertical dashed line intersecting at the center of the square. The lines are thin and black, set against a white background. The grid is composed of solid black lines forming the borders of the squares.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 47-07019B
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments thirty three

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

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

For Organizations: I do solemnly swear or affirm that I am President _____
of Mud Creek Water User's Association, Inc. _____, that I have signed the foregoing
document in the space below as President _____ of Mud Creek Water User's Ass'n, Inc. _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Donald R. Sparks

Title and Organization President, Mud Creek Water User's Ass'n, Inc. Date 1-9-89

State of Idaho/or _____)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 9th day of January 19 89

SEAL

Notary Public Michelle Clark

Residing at Buhl, Idaho

My Commission Expires 3-10-93

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

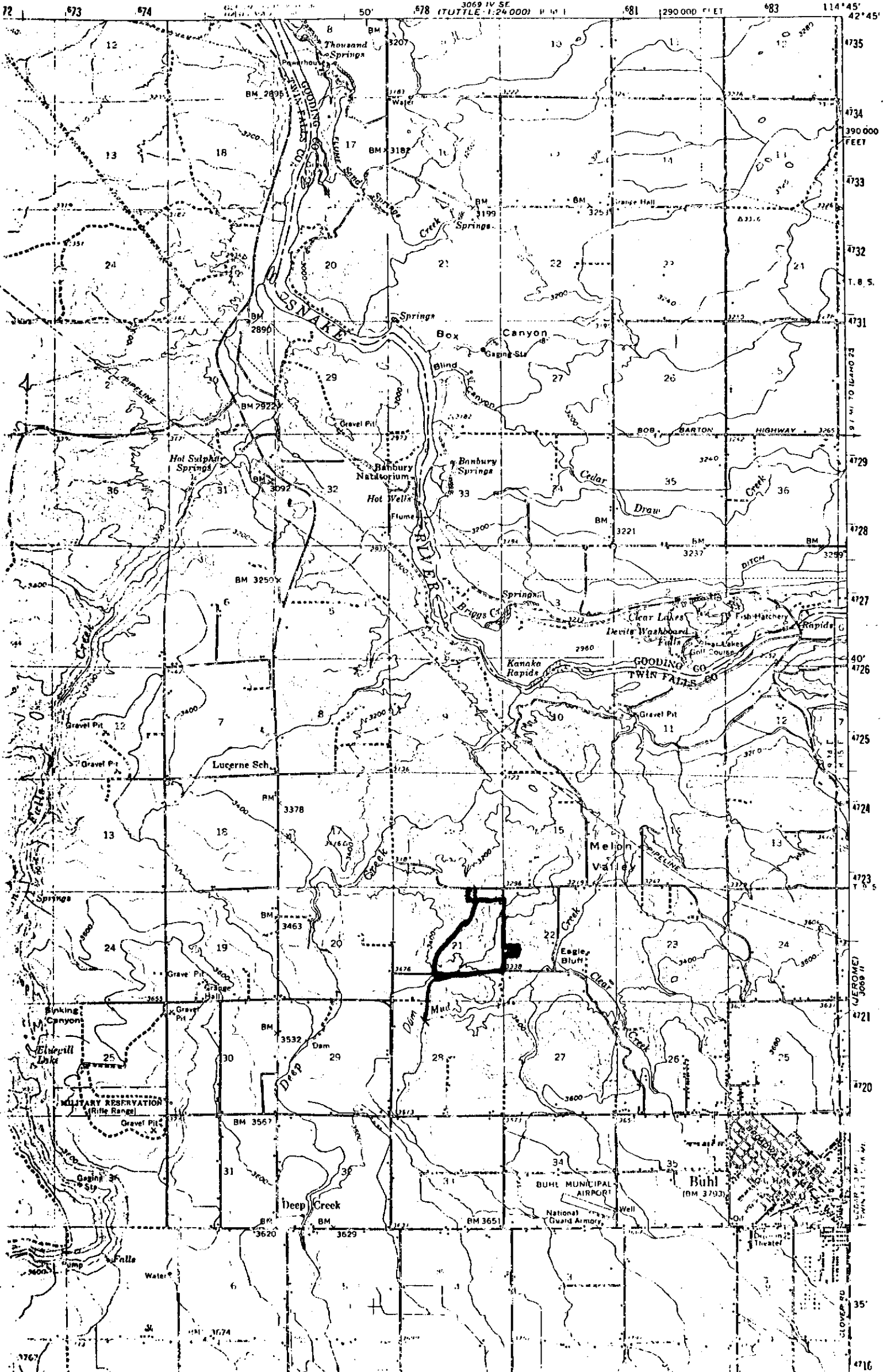
Date _____

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MAR 11 1993

Last Name Mud Creek Water User's Ident. Number _____

Copies White-State, Yellow-Claimant



DATE: FEB. 3, 1989

TO: ALLEN MERRITT

FROM: STEVE CLELLAND

RE: MUD CREEK REFUNDS

THE FOLLOWING INDIVIDUALS HAVE FILED ADJ. CLAIMS AND HAVE ALSO ASSIGNED THEIR WATER RIGHTS OVER TO MUD CREEK WATER USER'S ASSOC. RECORDS SHOW BOTH PARTIES PAID THE \$1/ACRE FEES FOR THE SAME ACRES.

HARVEY HASLIP	A47-07041	C003476	\$81
CHESTER BESS	A47-07019D	S002656	53
ALEXANDER M. BLUM	A47-07019E	S002827	55
GLENN NELSON	A47-07019F	S004418	60
GLENN W. ZACK	A47-07007A	S000634	77

THE AMOUNTS GIVEN ARE THE PORTIONS PAID FOR THAT CLAIM NOT THE ENTIRE RECEIPT.

1) CLAIM A47-07041 WAS AMENDED TO SHOW MUD CREEK AS CLAIMANT AND THE RECEIPT NUMBER AS MUD CREEK'S. I BELIEVE HASLIP SHOULD RECEIVE AN \$81.00 REFUND FOR HIS FILING.

2) THE THREE CLAIMS BASED ON WR #47-07019 ARE PROBABLY FROM THE PORTION SPLIT "B", FILED BY MUD CREEK. SINCE THE CLAIMS STILL EXIST AS FILED BY THESE CLAIMANTS IF A REFUND IS ISSUED THE CLAIMS WOULD NEED TO BE WITHDRAWN OR CANCELLED. ANOTHER POSSIBLE SOLUTION IS TO REFUND THE ACRE FEES ONLY SINCE THEY ARE DUPLICATED WITH THE MUD CREEK FILINGS, THEN KEEP THE \$50.00 FILING FEES AND CLAIMS ON FILE.

3) CLAIM A47-07007A WAS THE ONLY SPLIT PORTION OF THE WATER RIGHT FILED. HE HAS SINCE ASSIGNED IT TO MUD CREEK AND IS IN A SIMILAR SITUATION AS THE ABOVE CLAIMS.

CECILIA AND ALICE KIMBALL FILED A47-07019G BUT DO NOT WISH TO BE PART OF MUD CREEK FILING.

THESE ARE THE CLAIMS AND FEES FILED BY MUD CREEK:

A47-07019A	S005830	\$87
A47-07019B	"	227
A47-07007	"	106
A47-07041	"	81
A47-14735	"	110
		<u>611</u>

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MAR 11 1993

EXHIBIT HH

SD-49
INQUIRY

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NAMES SCREEN

DATE: 01/03/89
TIME: 13:26:51

WATER RIGHT NUMBER: 47-07019B

FIRST PAGE

OWNER CODES: O ORIGINAL OWNER P PRESENT OWNER L LIEN HOLDER
C CURRENT OWNER R REPRESENTATIVE A ATTORNEY OF RECORD

LAST: KINYON
ADDRESS:

FIRST: GUY

STATE: ID ZIP:
OWNER CODE: C

CITY:
PHONE: (208) -

LAST: YOUNG
ADDRESS: RT. 3

FIRST: CLARENCE L.

STATE: ID ZIP: 83316
OWNER CODE: C

CITY: BURL
PHONE: (208) -

(ENTER=EXIT)
ON LINE V2.4

(GOLD4=PREV SCREEN)
(GOLD5=NEXT SCREEN)
CAP NUM

(GOLD6=END OF DATA)

(GOLD8=CANCEL)
L1

SD-49
INQUIRY

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NAMES SCREEN

DATE: 01/03/89
TIME: 13:27:05

WATER RIGHT NUMBER: 47-07019B

OWNER CODES: O ORIGINAL OWNER P PRESENT OWNER L LIEN HOLDER
C CURRENT OWNER R REPRESENTATIVE A ATTORNEY OF RECORD

LAST: NIPPER
ADDRESS:

FIRST: DEWEY

STATE: ID ZIP:
OWNER CODE: C

CITY:
PHONE: (208) -

LAST:
ADDRESS:

FIRST:

STATE: ID ZIP:
OWNER CODE: C

CITY:
PHONE: (208) -

(ENTER=EXIT)
ON LINE V2.4

(GOLD4=PREV SCREEN)
(GOLD5=NEXT SCREEN)
CAP NUM

(GOLD6=END OF DATA)

(GOLD8=CANCEL)
L1

MICROFILMED

MAR 11 1993

SD-14
INQUIRY

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS SCREEN C

DATE: 01/03/89
TIME: 13:27:17

WATER RIGHT NUMBER: 47-07019B

2. PRIORITY DATE: 12/20/1967

3. SOURCE:

TRIB:

4. POINT OF DIVERSION::

RDD COUNTY

COUNTY

TWP RANGE SECT 1/4 1/4 1/4 LOT FLAG CODE NAME

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER USES:

USE CODE	DESCRIPTION	FROM	TO	CEG (AND/OR) AFA
		/	/	

7. TOTAL DIVERSION RATE:

3.640 8. TOTAL DIVERSION VOLUME:

9. DIVERSION CAPACITY:

(ENTER=EXIT)

(GOLD8=CANCEL)

ON LINE V2.4

CAP NUM

L1

SD-61
INQUIRY

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS SOURCE/TRIBUTARY SCREEN

DATE: 01/03/89
TIME: 13:27:33

WATER RIGHT NUMBER: 47-07019B

FIRST PAGE

SOURCE: MUD CREEK

TRIB: SNAKE RIVER

(ENTER=EXIT)

(GOLD4=PREV SCREEN)

(GOLD6=END OF DATA)

(GOLD5=NEXT SCREEN)

(GOLD8=CANCEL)

ON LINE V2.4

CAP NUM

L1

MICROFILMED
MAR 11 1993

EXHIBIT HH

SD-50

INQUIRY

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS FORMS OF DIVERSION SCREEN

DATE: 01/03/89

TIME: 13:27:48

WATER RIGHT NUMBER: 47-07019B

FIRST PAGE

4. POINT OF DIVERSION::

POD COUNTY COUNTY

TWP	RNG	SECT	1/4	1/4	1/4	LOT	FLAG	CODE	NAME
09S	14E	28		NE	NW			83	TWIN FALLS

(GOLD4=PREV SCREEN)

(GOLD6=END OF DATA)

(GOLD8=CANCEL)

(ENTER=EXIT)

ON LINE V2.4

(GOLD5=NEXT SCREEN)

CAP NUM

L1

SD-51

INQUIRY

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS WATER USAGE SCREEN

DATE: 01/03/89

TIME: 13:28:01

WATER RIGHT NUMBER: 47-07019B

FIRST PAGE

WATER USES:

USE CODE	DESCRIPTION	FROM	TO	CFS	AF/A
01	IRR	3/ 1	11/15	3,640	
		/	/		
		/	/		
		/	/		
		/	/		
		/	/		
		/	/		
		/	/		
		/	/		
		/	/		
		/	/		
		/	/		
		/	/		
		/	/		
		/	/		

(GOLD4=PREV SCREEN)

(GOLD6=END OF DATA)

(GOLD8=CANCEL)

(ENTER=EXIT)

ON LINE V2.4

(GOLD5=NEXT SCREEN)

CAP NUM

L1

MICROFILMED

MAR 11 1993

SD-52
INQUIRY

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PLACES OF USE SCREEN

DATE: 01/03/89
TIME: 13:28:29

WATER RIGHT NUMBER: 47-070198

FIRST PAGE

10. TWP	RNG	SEC	1/4	1/4	LOT	ACRES	USE	USE DESC.	COUNTY	COUNTY NAME
09S	14E	21	NE	NE		34.0	01	IRR	83	TWIN FALLS
09S	14E	21	NW	NE		6.0	01	IRR	83	TWIN FALLS
09S	14E	21	SW	NE		26.0	01	IRR	83	TWIN FALLS
09S	14E	21	SE	NE		22.0	01	IRR	83	TWIN FALLS
09S	14E	21	NE	SW		18.0	01	IRR	83	TWIN FALLS
09S	14E	21	NE	SE		36.0	01	IRR	83	TWIN FALLS
09S	14E	21	NW	SE		40.0	01	IRR	83	TWIN FALLS

(ENTER-EXIT)
ON LINE V2.4

(GOLD4=PREV SCREEN)
(GOLD5=NEXT SCREEN)
CAP NUM

(GOLD6=END OF DATA)

(GOLD8=CANCEL)
L1

SD-62
INQUIRY

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS REMARKS SCREEN

DATE: 01/03/89
TIME: 13:28:43

WATER RIGHT NUMBER: 47-070198

FIRST PAGE

13. REMARKS: TRANS. 2307.

(ENTER-EXIT)
ON LINE V2.4

(GOLD4=PREV SCREEN)
(GOLD5=NEXT SCREEN)
CAP NUM

(GOLD6=END OF DATA)

(GOLD8=CANCEL)
L1

Mud Creek Water User's

MICROFILMED

MAR 11 1993

SD-60
INQUIRY

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS SCREEN 4

DATE: 01/03/89
TIME: 13:29:11

WATER RIGHT NUMBER: 47-07019B

STAGE/STATUS : L/
REGION : 17
TRANSFER/AMENDED: P
SWAN FALLS SPEC :

TEMPORARY RIGHT: P
WATER DISTRICT :
FIELD EXAM :
OLE CAREY ACT :

DATES:

APPL. REC.: / /
FIELD EXAM: / /
PROTESTED : / /
VERIFIED : 2/26/1985

PROOF MADE: / /
DECREE : / /
HEARING : / /
SHOW CAUSE: / /

PROOF DUE : / /
LICENSED : 6/21/1979
APPR/DENY : / /
START WORK: / /

RECEIPT NO.:
OLD NUMBER :

DIVERSION CAPACITY:
CIVIL CASE NO. :

DEFENDANT:
PLAINTIFF:

(ENTER=EXIT)
ON LINE V2.4

CAP NUM

(GOLD=CANCEL)
L1

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 4 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Attached

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

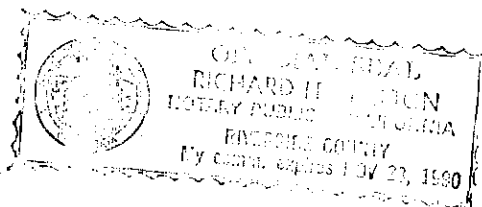
The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 20 day of 12 Dec, 1988.



L Roy Bahr
GRANTOR

GRANTOR MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Spahr
PRESIDENT

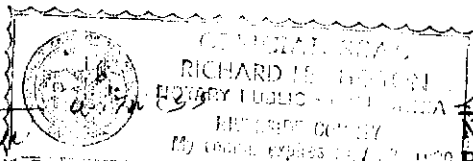
STATE OF IDAHO)
County of Twin Falls) ss.
Riverside, CA 91720

On this 20 day of 12th Dec., 1988, before me, a Notary Public, in and for said County and State, personally appeared LEROY BAKER, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that 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.

Witness

Lois McLaughlin
Lois McLaughlin



Richard L. Nelson
NOTARY PUBLIC FOR IDAHO
Residing at: 1326 W. 6th, Corona, Ca. 91720
My commission expires:

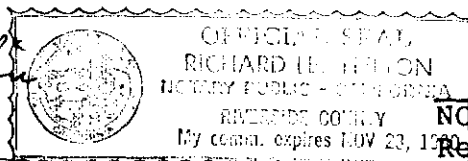
STATE OF IDAHO)
County of Twin Falls) ss.
Riverside, CA 91720

On this 20 day of 12 Dec., 1988, before me, a Notary Public, in and for said County and State, personally appeared LEROY BAKER, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that IS 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.

Witness

Lois McLaughlin
Lois McLaughlin



Richard L. Nelson
NOTARY PUBLIC FOR IDAHO
Residing at: 1326 W. 6th, Corona
My commission expires:

STATE OF IDAHO)
County of Twin Falls) ss.
Riverside, CA. 91720

On this 20 day of 12 Dec., 1988, before me, a Notary Public, in and for said County and State, personally appeared LEROY BAKER, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl Idaho
My commission expires: 3-10-93

0487m

Mud Creek Water Users

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, 1989, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

MICROFILMED
MAR 11 1993

Mud Creek Water Users

13
14 A parcel of land located in the E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section
15 21, Township 9 South, Range 14 East, Boise Meridian
described as follows:

16 Beginning at the NW corner of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;
17 Thence S89°18'01" East along the North line of
18 said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ 639.12 feet to the NE corner of
19 said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$; Thence S00°23'47" West along the
20 East line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ 654.88 feet; Thence
21 N89°34'42" West 642.01 feet to the West line of
said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$; Thence N00°38'56" East along the
West line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ 657.98 feet to the
point of beginning. Containing 9.65 acres more
or less.

22 SUBJECT to a 25 foot wide roadway easement being 12.50
23 feet on each side of a centerline being more particularly
24 described as follows: Beginning at the NE corner of said
25 E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$; Thence S00°23'47" West along the East line of
26 said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 13.25 feet to the True Point
27 of Beginning; Thence N25°00'26" West 17.49 feet; Thence
28 N49°17'04" West 20.61 feet to the North line of said
29 E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ from which the NE corner of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ bears
30 S89°18'01" East 15.71 feet; Thence continuing from a
31 point on the North line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ from which the
NE corner of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ bears S89°18'01" East 333.30
feet; Thence along said centerline for the following
Seven (7) courses and distances; S32°33'10" West 76.40
feet; S40°00'48" West 59.86 feet; S75°34'14" West
42.58 feet; N59°39'17" West 47.56 feet; N40°35'40"
West 44.20 feet; N50°39'42" West 92.11 feet; N57°53'42"
West 7.38 feet to the point of termination on the North
line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ from which the NW corner of said
E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ bears N89°18'01" West 33.10 feet.

32 SUBJECT to a 25 foot wide roadway easement along
33 the West line of the above described parcel of
land.

34 TOGETHER with Six (6) shares of water stock in the MUD
Creek Water Users Association.

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 5 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

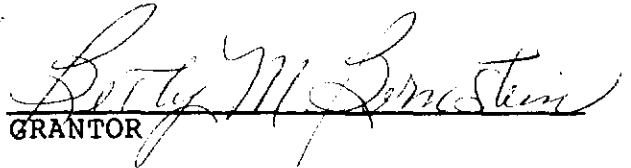
The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

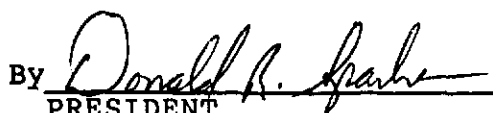
Dated this 23rd day of December, 1988.


GRANTOR


GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By 
PRESIDENT

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 5 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Township 9 S., Range 14 E., 13 N., Twin Falls Co
 Idaho - Section 21, Land located in NE 1/4 NE 1/4 SW 1/4, - Beginning at N.W.
 corner of NE 1/4 NW 1/4 SW 1/4; as follows: Then S 89° 18' 01" E 80 ft N.W. 1/4
 NE 1/4 NW 1/4 SW 1/4, 654.88 ft

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 28 day of November, 1988.

Alexander M. Blum
 GRANTOR

None
 GRANTOR MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Spahr
 PRESIDENT

STATE OF IDAHO)
Twin Falls) ss.
County of T-N)

On this 28 day of Nov., 1988, before me, a Notary Public, in and for said County and State, personally appeared Alexander M. Blum, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, 1989, before me, a Notary Public, in and for said County and State, personally appeared Don Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

Mud Creek Water Users

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 23rd day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Allen Bernstein, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 23rd day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Betty M. Bernstein, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

Donald R. Sparks, Buhl, Idaho

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 6 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Attached

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 9th day of January, 1989, ~~1988~~.

Lyle G. Burmeister
GRANTOR

GRANTOR MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Park
PRESIDENT

Township 9 South, Range 14 E., B.M., Twin Falls County,
Idaho

Section 22: A tract of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, being
more particularly described as follows:

COMMENCING at the Northwest corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE South 89°31'24" East along the North line of
said NW $\frac{1}{4}$ SW $\frac{1}{4}$ for 325.88 feet to the TRUE POINT OF BEGINNING;

THENCE South 00°49'25" West for 658.84 feet;

THENCE South 89°17'40" East for 330.29 feet;

THENCE North 00°59'33" East for 660.15 feet to the
North line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE North 89°31'24" West along said North line for
330.29 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO: A 7.5 foot wide Utility Easement along the West
line, a 15 foot wide Utility Easement along the North line,
a 15 foot wide road right of way along the South line 420.57
feet of the East 15 feet of the above described tract.

TOGETHER WITH: The right of ingress and egress over and
across a 10 foot wide road right of way, the West line of
said right of way being the South 395.57 feet of the East
line of the above described tract.

To Whom It May Concern:

I hereby give my permission, as mortgagor, for Lyle Burmeister,
Peter Comacho, Floyd Hernandez and Dwight Tucker

to transfer 32 (total) water shares to the Mud Creek
Water Users Association, Inc. effective immediately.

Should the above named default on their note to me, the
water shares would be put back in my name.


Wayne Hill

STATE OF IDAHO
County of Twin Falls) ss.

On this 9th day of January, in the year 1989,
before me, a Notary Public in and for said State, personally appeared
Wayne Hill known to me to
be the person whose name is/are subscribed to the within instrument,
and acknowledged to me that he executed the same.

WITNESS my hand and official seal.


Notary Public
Residing at Buhl, Idaho 83316
My Commission expires 3-10-93

MICROFILMED

MAR 11 1993

To Whom It May Concern:

I hereby give my permission, as mortgagor, for Lyle Burmeister,
Peter Comacho, Floyd Hernandez and Dwight Tucker

to transfer 32 (total) water shares to the Mud Creek
Water Users Association, Inc. effective immediately.

Should the above named default on their note to me, the
water shares would be put back in my name.

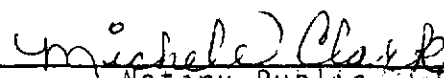

Wayne Hill

STATE OF IDAHO)
County of Twin Falls) ss.

On this 9th day of January, in the year 1989,
before me, a Notary Public in and for said State, personally appeared

Wayne Hill known to me to
be the person whose name is/are subscribed to the within instrument,
and acknowledged to me that he executed the same.

WITNESS my hand and official seal.


Notary Public
Residing at Buhl, Idaho 83316
My Commission expires 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, 1989, before me, a Notary Public, in and for said County and State, personally appeared Lyle A. Burmeister, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, 1989, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

0487m

Mud Creek Water Users

A parcel of land located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section Twenty-one (21), Township Nine (9) South, Range Fourteen (14) East, Boise Meridian, Twin Falls County, Idaho, being more particularly described as follows:

Beginning at the SW corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence S 89°34'25" East along the South line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 13.28 feet to the True Point of Beginning at the centerline of an existing Gravel Road; Thence along the centerline of said Gravel Road for the following Fourteen (14) courses and distances;

N 00°25'34" East 14.83 feet;
N 28°15'40" East 27.56 feet;
N 48°16'09" East 31.94 feet;
N 71°25'48" East 47.00 feet;
N 57°41'57" East 88.09 feet;
N 58°11'34" East 125.70 feet;
N 54°53'27" East 96.45 feet;
N 46°04'16" East 68.73 feet;
N 19°32'56" East 53.37 feet;
N 07°36'46" East 54.45 feet;
N 11°14'06" West 56.38 feet;
N 09°43'35" West 54.92 feet;
N 05°21'45" West 46.11 feet;
N 13°22'04" East 54.36 feet;

Thence N 09°00' East 550.10 feet; Thence S00°44'35" West 611.40 feet to the South line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence N 89°34'25" West along said South line a distance of 180.00 feet; Thence N00°00' East 437.00 feet to the centerline of the Twin Falls Canal Company Lateral; Thence along the centerline of said Lateral for the following five (5) courses and distances;

S 51°51'21" West 311.06 feet;
S 42°27'29" West 131.73 feet;
S 58°53'17" West 148.78 feet;
S 80°03'24" West 118.76 feet;
S 30°50'13" West 53.34 feet to the

South line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; Thence N 89°34'25" West along said South line a distance of 161.22 feet to the True Point of Beginning. Containing 6.32 acres more or less.

SUBJECT to a 20 foot wide County Road Easement along the South line of the above described parcel.

SUBJECT to a 25 foot wide roadway easement along the First Fourteen (14) courses and distances of the above described Gravel Road centerline.

SUBJECT to an easement over an existing Road Right of Way running in a Northeasterly direction from the SW corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the approximate centerline of the Westerly edge of a ten (10) acre parcel located in the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ in favor of Glenn S. Nelson and Devonne Nelson.

TOGETHER WITH Six (6) shares of water stock in the Mud Creek Water Users Association.

RECORDED
MAR 11 1993

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 11 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 25 day of November 1988.

Dean Cantrell
GRANTOR

Barbara Cantrell
GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Grant
PRESIDENT

Land Clear

A parcel of ground located in the Northeast Quarter Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Twenty-one (21) Township Nine (9) South, Range Fourteen (14) East of the Boise Meridian, and more particularly described as follows:

Beginning at the Northeast corner of the Northeast Quarter Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) Thence South 330 feet to the true point of beginning,
Thence South 291 feet;
Thence West 660 feet;
Thence North 291 feet;
Thence East 660 feet to the true point of beginning, containing five acres more or less,
SUBJECT TO ALL EXISTING road and ditch easements,
TOGETHER with four (4) shares of Mud Creek Water Users Association stock.

MICROFILMED

MAR 11 1993

FIRST ABOVE WRITTEN.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 25th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Pauline Cantrell, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ 1989, before me, a Notary Public, in and for said County and State, personally appeared Don Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 5 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Attached

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 22nd day of November, 1988.

Randy E. Langley
GRANTOR

Sherry J. Causby
GRANTOR ~~MORTGAGEE~~

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By *Donald H. Graham*
PRESIDENT

(Optional)

Recorded ☐
 Microfilmed ☐
 Indexed ☐

Platted ☐
 Deed Card ☐
 Compared ☐

Key Punched ☐
 Master File ☐
 Abstracted ☐

To Treasurer ☐
☐

(DO NOT WRITE ABOVE THIS LINE)

WARRANTY DEED

Randy E. Caughey, a single man
 of Twin Falls County of Twin Falls
 hereby CONVEYS or GRANTS and WARRANTS TO

GRANTOR(S)
 State of Idaho

Randy E. Caughey and Sherry A. Caughey, husband and wife as joint tenants

of Twin Falls County of Twin Falls
 for the sum of Ten Dollars and Other Valuable Consideration
 the following described tract(s) of land in Twin Falls
 Township 9 South, Range 14 E., B.M., Twin Falls County,
 Idaho.

GRANTEE(S)
 State of Idaho
 Dollars (\$ 10.00)
 County, State of Idaho:

Section 21: A parcel of land located in the E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$,
 being more particularly described as follows:
 Beginning at the Southwest corner of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;
 Thence North 00°38'56" East along the West line of
 said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 677.00 feet;
 Thence South 89°34'42" East, 321.00 Feet;
 Thence South 00°31'21" West, 677.00 feet to the
 South line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;
 Thence North 89°34'40" west along said South line a
 distance of 322.495 feet to the Point of Beginning.
 Location of above described property _____

Subject to: A 20 foot wide road easement
 along the South Line of the described
 parcel of land.

Subject to: A 25 foot wide road easement
 along the West line of the described
 parcel of land.

Together: With a right of way of 25 feet
 road easement along the West line of the
 described parcel.

Together with five (5) shares of water
 stock in the Mud Creek Water Users Assn.

House No. _____ Street _____
 WITNESS the hands of said Grantors this third day of Sept. A.D. 19 86

Randy E. Caughey

(NOTARY SEAL)



State of Idaho
 County of _____ ss
Darlene Stevens
 personally appeared before me

On the 3rd day of Sept. A.D. 19 86

Randy E. Caughey

the signer(s) of the within instrument, who duly acknowledged to me that he executed the same.

Darlene Stevens
 (NOTARY PUBLIC)

Residing at: *Darlene Stevens*

My Commission expires: 9-25-88

MAIL DEED TO:

Randy E. and Sherry A. Caughey
 1192 W Meadow Stream Road
 West Valley City, Utah 84119

MAIL TAX NOTICE TO:

Name Randy E. and Sherry A. Caughey
 Address 1192 W Meadow Stream Road
 City & State West Valley, Utah Zip 84119

I hereby certify that this instrument was
 filed for record at request of
Randy Caughey
 at 25 minutes past 3
 o'clock P.M., this SEP 3 1986 day
 of _____ A.D. 19 ____
 in my office, and duly recorded in Book
 of _____ at page _____
 RICHARD A. PENCO
 Ex-Officio Recorder.
Richard A. Penco
 Deputy.

Dated _____, 19 ____
 STATE OF IDAHO
 County of SEP 3 1986 } ss.

No. 908088
 WARRANTY DEED

Mud Creek Water Users

EXHIBIT "A"

Township 9 South, Range 14 E., B.M., Twin Falls County, Idaho
Section 21: A parcel of land located in the E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, being more particularly described as follows:

BEGINNING at the Southwest corner of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE North 00°38'56" East along the West line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 677.00 feet;

THENCE South 89°34'42" East, 321.00 feet;

THENCE South 00°31'21" West, 677.00 feet to the South line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE North 89°34'40" West along said South line a distance of 322.495 feet to the POINT OF BEGINNING.

SUBJECT TO: A 20 foot wide county road easement along the South line of the above described parcel of land.

SUBJECT TO: A 25 foot wide road easement along the West line of the above described parcel of land.

TOGETHER: With a right of way of 25 foot road easement along the West line of the above described parcel.

Dried Creek Water Users

STATE OF ~~IDAHO~~ Utah)
) ss.
County of Salt Lake)

On this 22nd day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Randy E. Coughney, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

[Signature]
NOTARY PUBLIC FOR ~~IDAHO~~ Utah
Residing at: S.L. Co.
My commission expires: 9-18-90

STATE OF ~~IDAHO~~ Utah)
) ss.
County of Salt Lake)

On this 22nd day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Sherry A. Coughney, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

[Signature]
NOTARY PUBLIC FOR ~~IDAHO~~ Utah
Residing at: S.L. Co.
My commission expires: 9-18-90

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~XXXX~~ 1989, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

[Signature]
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

0487m

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of TEN shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Attached

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 9th day of January, ¹⁹⁸⁹~~1988~~.

Arlene C. Comacho
GRANTOR *Arlene C. Comacho*

GRANTOR *MORTGAGEE*

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

BY *Daniel R. Graham*
PRESIDENT

To Whom It May Concern:

I hereby give my permission, as mortgagor, for Lyle Burmeister,
Peter Comacho, Floyd Hernandez and Dwight Tucker

to transfer 32 (total) water shares to the Mud Creek
Water Users Association, Inc. effective immediately.

Should the above named default on their note to me, the
water shares would be put back in my name.

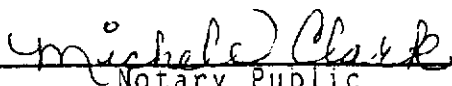

Wayne Hill

STATE OF IDAHO
County of Twin Falls) ss.

On this 9th day of January, in the year 1989,
before me, a Notary Public in and for said State, personally appeared

Wayne Hill known to me to
be the person whose name is/are subscribed to the within instrument,
and acknowledged to me that he executed the same.

WITNESS my hand and official seal.


Notary Public

Residing at Buhl, Idaho 83316

My Commission expires 3-10-93

MAR 11 1993

MICROFILMED

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Peter Comacho, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Adeline C. Comacho, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

0487m

Mud Creek Water Users

13 A parcel of land located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section
14 Twenty-one (21), Township Nine (9) South, Range
15 Fourteen (14) East, Boise Meridian, Twin Falls
County, Idaho, being more particularly described
as follows:

16 Beginning at the SW corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
17 Thence S 89°34'25" East along the South line
of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 13.28 feet to
the centerline of an existing gravel road;
18 Thence along said centerline for the following
twenty (20) courses and distances;

19 N 00°25'35" East 14.38 feet;
N 28°15'40" East 27.56 feet;
20 N 48°16'09" East 31.94 feet;
N 71°25'48" East 47.00 feet;
21 N 57°41'57" East 88.09 feet;
N 58°11'34" East 125.70 feet;
22 N 54°53'27" East 96.45 feet;
N 46°04'16" East 68.73 feet;
23 N 19°32'56" East 53.37 feet;
N 07°36'46" East 54.45 feet;
24 N 11°14'06" West 56.38 feet;
N 09°43'35" West 54.92 feet;
25 N 05°21'45" West 46.11 feet;
N 13°22'04" East 81.39 feet;
26 N 06°51'49" East 79.32 feet;
N 04°39'46" West 75.00 feet;
27 N 08°34'23" West 51.53 feet;
N 43°27'54" West 488.53 feet;
28 N 37°11'31" West 60.62 feet;
N 25°00'37" West 89.15 feet to the west

line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; Thence S 00°23'47" West along
29 said West line a distance of 1318.63 feet to the
point of beginning. Containing 8.64 acres more or
30 less.

31 SUBJECT to a 20 foot wide county road easement along the
South line of the above described parcel.

32 SUBJECT to a 25 foot wide road easement lying 25 feet
West of and parallel to the first seventeen (17)
33 courses and distance of the above described gravel
road centerline.

34 TOGETHER WITH Eight (10) shares of water stock in the Mud
Creek Water Users Association, and,

LAW OFFICE
ROBERT C.
WEAVER
BOULDER, IDAHO

MICROFILMED

MAR 11 1993

Mud Creek Water Users.

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 1.6 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

TRACT 5 AS DESCRIBED IN THE ATTACHED MAP

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 21 day of NOVEMBER, 1988.

[Signature]
GRANTOR

Barbara Dandell
GRANTOR *MORTGAGEE*

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By *Donald R. [Signature]*
PRESIDENT

WASHINGTON
STATE OF ~~IDAHO~~)
County of King) ss.

On this 21 day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Alan J. Davidoff, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

L. M. Papp
NOTARY PUBLIC FOR ~~IDAHO~~ WASHINGTON
Residing at: 2500 S. 272 St. Kent
My commission expires: 9-10-91

WASHINGTON
STATE OF ~~IDAHO~~)
County of King) ss.

On this 21 day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Barbara J. Davidoff, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

L. M. Papp
NOTARY PUBLIC FOR ~~IDAHO~~ WASHINGTON
Residing at: 2500 S. 272 St. Kent
My commission expires: 9-10-91

STATE OF IDAHO)
County of Twin Falls) ss.

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

0487m

Mud Creek Water Users

WARRANTY DEED

For Value Received

STEVEN KINKADE, a married man dealing in his sole and separate property

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto

BARBARA DAVIDOFF, a married woman dealing in her sole and separate property
whose address is:

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

TRACT 5

Township 9 South, Range 14 E, P. M., Twin Falls County, Idaho
Section 21: A tract of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, being more particularly described as follows:

COMMENCING at the Southeast corner of said NE $\frac{1}{4}$ NE $\frac{1}{4}$;

THENCE North 89°01'20" West along the South line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ for 1168.32 feet to the TRUE POINT OF BEGINNING, at the centerline of a 25 foot wide access road;

THENCE along the centerline of said access road for the following two courses and distances;

North 75°16'30" East 535.42 feet;

North 68°56'37" East 53.55 feet;

THENCE North 89°01'20" West and parallel to the South line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ for 723.33 feet to the West line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$;

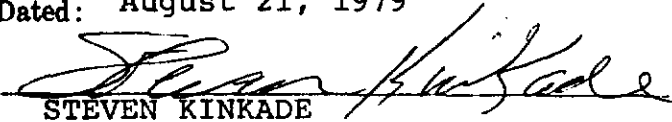
THENCE South 00°44'37" West along said West line for 165.00 feet to the South line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$;

THENCE South 89°01'20" East along said South line for 157.58 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO: A 12.5 foot wide road Right of Way along the above mentioned access road.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: August 21, 1979

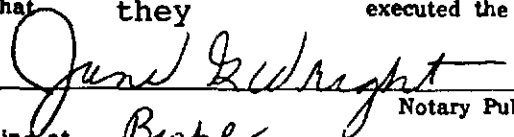

STEVEN KINKADE

STATE OF IDAHO, COUNTY OF

On this _____ day of _____, 19____, before me, a notary public in and for said State, personally appeared

STEVEN KINKADE, a married man dealing in his sole and separate property

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


Notary Public
Residing at Byrne, Idaho
Comm. Expires Lifetime

STATE OF IDAHO, COUNTY OF TWIN FALLS, IDAHO

I hereby certify that this instrument was filed for record at the request of Steven Kinkade

at 50 minutes past 3 o'clock P m.,
this SEP 10 1979 day of _____,
19____, in my office, and duly recorded in Book 230
of Deeds at page 1289

RICHARD A. PENCE

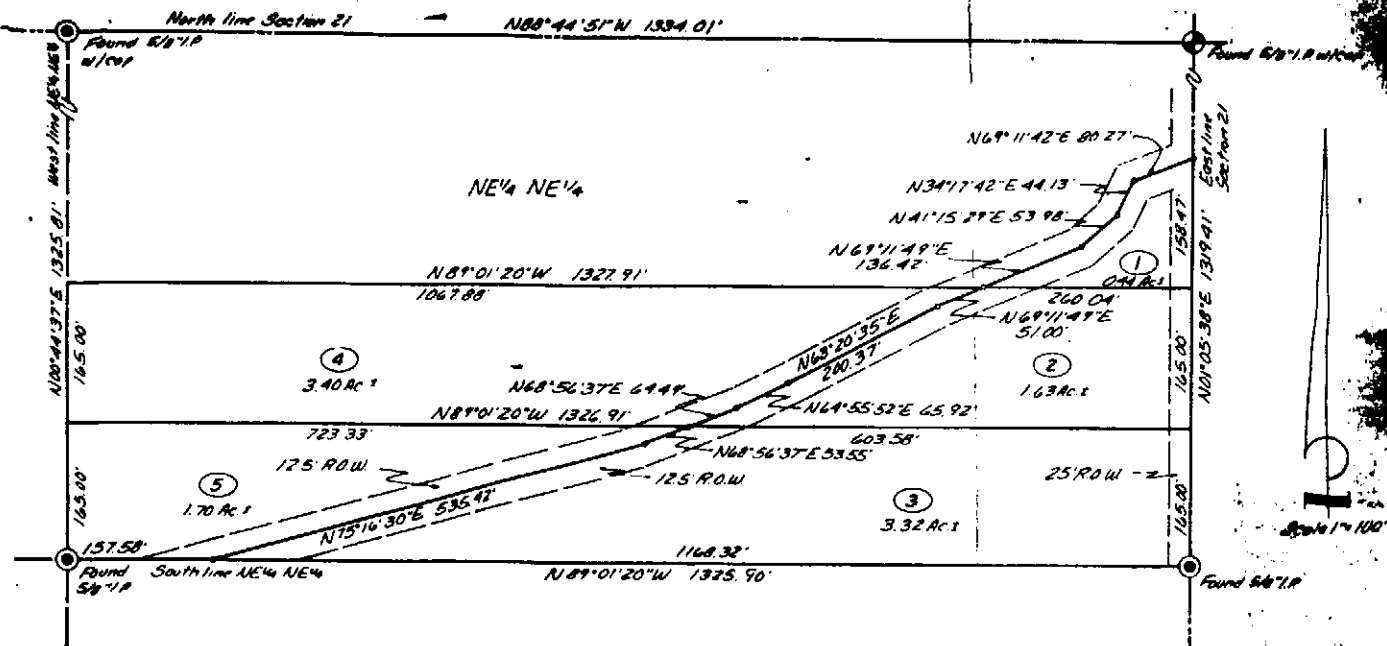
Ex-Officio Recorder

By Jant Braver Deputy.
Fees \$ 2.00
Mail to: 203 B St 3 Bull

INSTRUMENT No.

767552

Mud Creek Water Users



Legend

- Section line
- 1/4 Section line
- Property line
- Right of Way line
- Section Corner
- 1/4 Corner
- Road Centerline endpoint

County Recorder's Certificate

State of Idaho) ss
County of Twin Falls)

This is to certify that the foregoing Record of Surveys Map of the Kinkade Property was filed for record in the office of the Recorder of Twin Falls County Idaho this _____ day of _____ 1979 at _____ M. and duly recorded in Record of Surveys Book _____ of Page _____

Deputy _____ Ex-Officio Recorder

Tract 1

A tract of land located in the NE 1/4 NE 1/4 of Section 21 T9S, R14E, B.M. Twin Falls County Idaho being more particularly described as follows:

Commencing at the SE Corner of said NE 1/4 NE 1/4; Thence N 01° 05' 38\"/>

Thence continuing N 01° 05' 38\"/>

Thence along the centerline of said access road for the following four courses and distances:

1. S 68° 11' 42\"/>

Thence S 89° 01' 20\"/>

Containing 0.44 Acres m/l

Subject to a 25 ft wide road Right of Way along the above mentioned access road

Also subject to a 25 ft wide road Right of Way along the East line of the above described tract of land

Tract 2

A tract of land located in the NE 1/4 NE 1/4 of Section 21 T9S, R14E, B.M. Twin Falls County Idaho being more particularly described as follows:

Commencing at the SE Corner of said NE 1/4 NE 1/4; Thence N 01° 05' 38\"/>

Thence continuing N 01° 05' 38\"/>

Thence N 89° 01' 20\"/>

Thence along the centerline of said access road for the following four courses and distances:

1. S 68° 11' 42\"/>

Thence S 89° 01' 20\"/>

Containing 1.63 Acres m/l

Subject to a 25 ft wide road Right of Way along the above mentioned access road

Also subject to a 25 ft wide road Right of Way along the East line of the above described tract of land

Tract 3

A tract of land located in the NE 1/4 NE 1/4 of Section 21 T9S, R14E, B.M. Twin Falls County Idaho being more particularly described as follows:

Commencing at the SE Corner of said NE 1/4 NE 1/4; Thence N 89° 01' 20\"/>

Thence along the centerline of said access road for the following two courses and distances:

1. N 75° 16' 30\"/>

Thence N 89° 01' 20\"/>

Thence S 89° 01' 20\"/>

Containing 1.70 Acres m/l

Subject to a 25 ft wide road Right of Way along the above mentioned access road

Surveyor's Certificate

I, Donald E. Wolford, a Registered Land Surveyor in the State of Idaho do hereby certify that the survey and accompanying Record of Surveys map of the Kinkade Property were made under my supervision and that the accompanying map accurately shows said property, to the best of my knowledge and belief



Don Wolford Land Surveying Rt. 3 Box 208 Buhl, Idaho 83316	
Steve Kinkade	
NE 1/4 NE 1/4 of Section 21, T9S, R14E, B.M. Twin Falls County, Idaho.	
DPW	4-22-79
Scale	1\"/>

New Copy of the Survey
 Notice I made
 both Deeds & Survey
 map. Still in the
 new bundle
 mud creek water

MAR 11 1993

MICROFILMED

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 3.4 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

THE NORTH 165 FEET OF THE SOUTH 330 FEET OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4 NE1/4), SECTION 21, TOWNSHIP 9 SOUTH, RANGE 14 EAST, B.M., TWIN FALLS COUNTY, IDAHO LESS TRACT 2 AS SPECIFIED ON THE ATTACHED MAP.

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 21 day of NOVEMBER, 1988.

[Signature]
GRANTOR

Barbara Dardoff
GRANTOR MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Spear
PRESIDENT

WASHINGTON
STATE OF ~~IDAHO~~)
County of King) ss.

On this 21 day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Alan J. Davidoff, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

L. M. Papp
NOTARY PUBLIC FOR ~~IDAHO~~ WASHINGTON
Residing at: 2500 S. 272 St., Kent
My commission expires: 9/10/91

WASHINGTON
STATE OF ~~IDAHO~~)
County of King) ss.

On this 21 day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Barbara J. Davidoff, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

L. M. Papp
NOTARY PUBLIC FOR ~~IDAHO~~ WASHINGTON
Residing at: 2500 S. 272 St., Kent
My commission expires: 9/10/91

STATE OF IDAHO)
County of Twin Falls) ss.

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

0487m

Mud Creek Water Users

WARRANTY DEED

For Value Received Dewey S. Nipper and Josephine Nipper, husband and wife, of Buhl, County of Twin Falls, State of Idaho,

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto Barbara Jeanne Davidoff, a married woman dealing with her sole and separate property, whose address is: c/o Ray R. Kinkade, Route #3, Twin Falls, Idaho, 83301,

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

The North 165 feet of the South 330 feet of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$), Section 21, Township 9 South, Range 14, E., B.M., Twin Falls County, Idaho, as shown on the records of the County Recorder for Twin Falls County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: March 21, 1977.

Dewey S. Nipper

Josephine Nipper

STATE OF IDAHO, COUNTY OF Twin Falls

On this 21st day of March, 19 77, before me, a notary public in and for said State, personally appeared Dewey S. Nipper and Josephine Nipper, husband and wife,

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

Alta Sannon

Notary Public
Residing at Buhl, Idaho
Comm. Expires Sept 2-1977

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

HEPWORTH, NUNCESTER & FELTON

at 45 minutes past 10 o'clock m.,
this day of MAR 23 1977
19 in my office, and duly recorded in Book 227
of Deeds at page 1716

GARY WHITWELL

Ex-Officio Recorder

By Liane Matthews

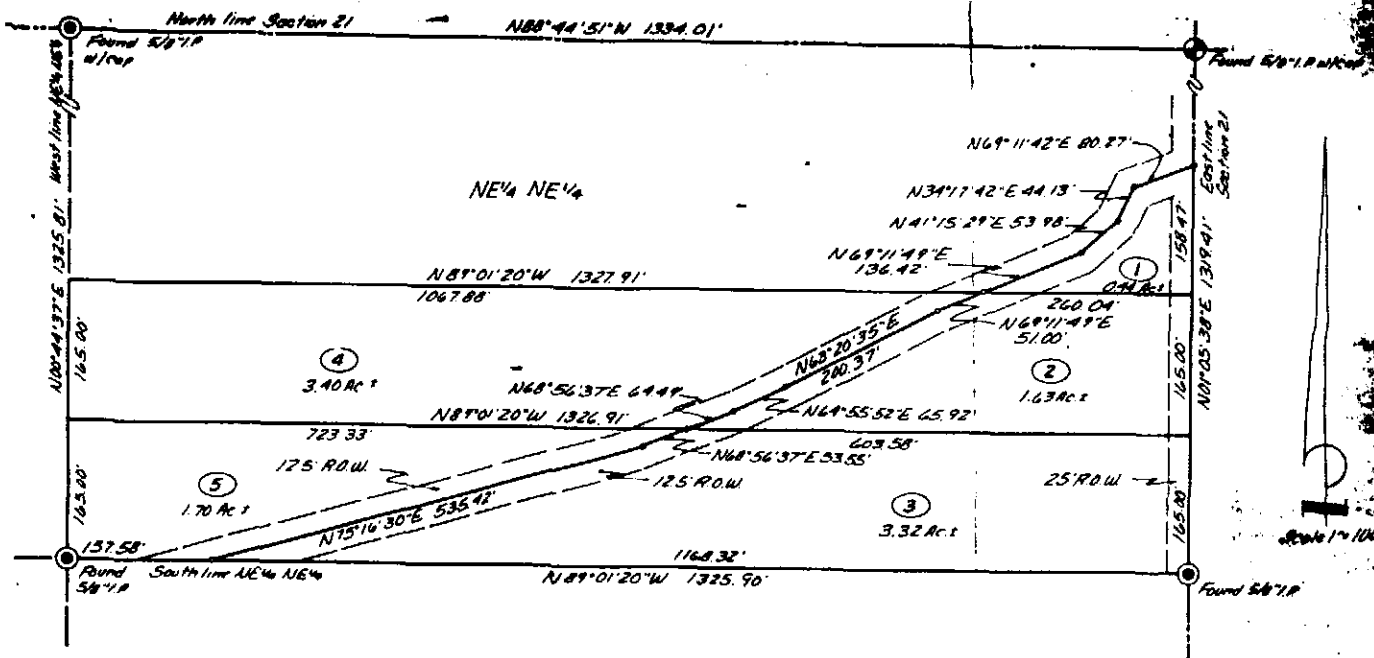
Deputy.

Fees \$ 1.00

Mail to: Ray Kinkade R#3 TF

INSTRUMENT NO. 712089

Mud Creek Water Users



Legend

- Section line
- 1/4 & 1/4 lines
- Property line
- Right of Way line
- Section Corner
- 1/4 Corner
- Road Centerline angle point

County Recorder's Certificate

State of Idaho) ss
County of Twin Falls)

This is to certify that the foregoing Record of Surveys Map of the Kinkade Property was filed for record in the office of the Recorder of Twin Falls County Idaho this _____ day of _____ 1979 at _____ M. and duly recorded in Record of Surveys Book _____ of Page _____

Deputy

Ex Officio Recorder

Tract 1

A tract of land located in the NE 1/4 NE 1/4 of Section 21 T9S, R14E, B.M. Twin Falls County Idaho being more particularly described as follows:

Commencing at the SE Corner of said NE 1/4 NE 1/4; Thence N 10° 05' 38" E along the East line of said Section 21 for 330.00 ft to the True Point of Beginning; Thence continuing N 01° 05' 38" E along said East line for 158.47 ft to the centerline of a 25 ft wide access road; Thence along the centerline of said access road for the following four courses and distances: 1. S 69° 11' 42" E 80.27 ft; 2. S 34° 17' 42" W 44.13 ft; 3. S 41° 15' 29" W 53.98 ft; 4. S 69° 11' 49" W 136.42 ft; Thence S 89° 01' 20" E and parallel to the South line of said NE 1/4 NE 1/4 for 260.04 ft to the True Point of Beginning. Containing 0.44 acres m/l.

Subject to a 125 ft wide road Right of Way along the above mentioned access road. Also subject to a 25 ft wide road Right of Way along the East line of the above described Tract of land.

Tract 2

A tract of land located in the NE 1/4 NE 1/4 of Section 21 T9S, R14E, B.M. Twin Falls County Idaho being more particularly described as follows:

Commencing at the SE Corner of said NE 1/4 NE 1/4; Thence N 01° 05' 38" E along the East line of said Section 21 for 168.00 ft to the True Point of Beginning; Thence continuing N 01° 05' 38" E along said East line for 168.00 ft; Thence N 89° 01' 20" W and parallel to the South line of said NE 1/4 NE 1/4 for 260.04 ft to the centerline of a 25 ft wide access road; Thence along the centerline of said access road for the following four courses and distances: 1. S 69° 11' 49" W 51.00 ft; 2. S 68° 30' 35" W 200.37 ft; 3. S 41° 55' 52" W 65.92 ft; 4. S 68° 56' 37" W 64.49 ft; Thence S 89° 01' 20" E and parallel to the South line of said NE 1/4 NE 1/4 for 603.58 ft to the True Point of Beginning. Containing 1.63 Acres m/l.

Subject to a 125 ft wide road Right of Way along the above mentioned access road. Also subject to a 25 ft wide road Right of Way along the East line of the above described Tract of land.

Tract 3

A tract of land located in the NE 1/4 NE 1/4 of Section 21 T9S, R14E, B.M. Twin Falls County Idaho being more particularly described as follows:

Commencing at the SE Corner of said NE 1/4 NE 1/4; Thence N 89° 01' 20" W along the South line of said NE 1/4 NE 1/4 for 1168.32 ft to the True Point of Beginning of the centerline of a 25 ft wide access road; Thence along the centerline of said access road for the following two courses and distances: 1. N 75° 16' 30" E 535.42 ft; 2. N 68° 56' 37" E 53.55 ft; Thence N 89° 01' 20" W and parallel to the South line of said NE 1/4 NE 1/4 for 723.33 ft to the West line of said NE 1/4 NE 1/4; Thence S 00° 44' 37" W along said West line for 165.00 ft to the South line of said NE 1/4 NE 1/4; Thence S 89° 01' 20" E along said South line for 157.58 ft to the True Point of Beginning. Containing 1.70 Acres m/l.

Subject to a 125 ft wide road Right of Way along the above mentioned access road.

Surveyor's Certificate

I, Donald E. Walford, a Registered Land Surveyor in the State of Idaho do hereby certify that the survey and accompanying Record of Surveys map of the Kinkade Property were made under my supervision and that the accompanying map accurately shows said property, to the best of my knowledge and belief.



Don Walford Land Surveying	
Rt. 3 Box 208	
Buhl, Idaho 83316	
Steve Kinkade	
NE 1/4 NE 1/4 of Section 21, T9S, R14E, B.M. Twin Falls County, Idaho.	
Drawn by	D.E.W.
Scale	1" = 22.79'
Date	4-22-79
Sheet	1 of 1

Your Copy of the Survey Map with Deeds is in the new bundle

MICROFILMED
MAR 11 1993

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 4 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

See attached legal description.

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

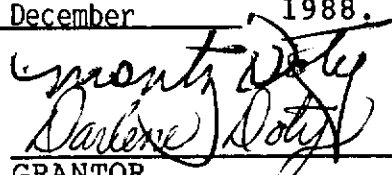
The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

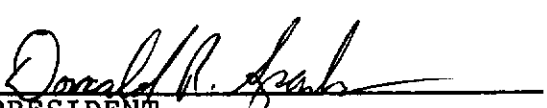
Dated this 19th day of December 1988.


GRANTOR

GRANTOR MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By 
PRESIDENT

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 4 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

See attached legal description.

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 19th day of December 1988.

Monty Doty
Darlene Doty
 GRANTOR

Associates, Inc. by George H. ...
W.D. ...
 GRANTOR MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION

BY

Donald R. Leah
 PRESIDENT

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 19th day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Marty Doty, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 19th day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Darlene Doty, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, 1988⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

Mud Creek Water Users.

A. LEGAL DESCRIPTION

Township 9 South, Range 14 East of the Boise Meridian, Twin Falls County, Idaho Section 21: A tract of land located in the S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, and the N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ being more particularly described as follows:

BEGINNING at the East quarter corner of said Section 21;
Thence North 01°05'38" East along the East line of said Section 21, 31.85 feet;
Thence North 88°32'56" West 659.03 feet, more or less, to the West line of said S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence South 00°55'06" West along the West line of said S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.50 feet, more or less, to the Southwest corner of said S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence South 00°55'06" West along the West line of said N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ 290.13 feet to a point from which the Southwest corner of said N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ bears South 00°55'06" West 40.50 feet;
Thence South 88°36'57" East 658.01 feet, more or less, to the East line of said Section 21;
Thence North 01°05'38" East along the East line of said Section 21 298.00 feet, more or less, to the POINT OF BEGINNING.

SUBJECT TO a 25 foot roadway easement along the North line of the above described tract for the purpose of access to the SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 21.

ALSO SUBJECT TO a 25 foot wide roadway easement located in the S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 9 South, Range 14, EBM, Twin Falls County, Idaho. The North line being more particularly described as follows:

BEGINNING at the East quarter corner of said Section 21;
Thence North 01°05'38" East along the East line of said Section 21, 31.85 feet to the TRUE POINT OF BEGINNING;
Thence North 88°17'17" West 659.06 feet, more or less, to a point on the West line of said S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, from which the Southwest corner of said S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ bears South 00°55'06" West 43.50 feet.

AND SUBJECT TO an existing easement for an existing roadway across the Northwest corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ connecting the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21 and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, Township 9 South, Range 14, EBM.

MAYER & ASSOCIATES

MICROFILMED
MAR 11 1993
-8-

Shed Creek Water Users.

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 6 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-07198 of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Old Canal 40
Greenacre Subdivision
Lots 7a, 7b, 6b

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 28 day of Dec, 1988.

Wesley Trueman
GRANTOR

GRANTOR MORTGAGEE Inc.

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Smith
PRESIDENT

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 28th day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Wesley Friesen, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 1 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

See Attached "A"

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 19th day of December, 1988.

William R. Fuller
GRANTOR

GRANTOR MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald B. Smith
PRESIDENT

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 1 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

See Attached "A"

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

(*) Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 19th day of December, 1988.

(*) PERMISSION GRANTED BY LIENHOLDER
FOR MUD CREEK WATER USERS' ASSN.
TO FILE FOR WATER RIGHTS.

William R. Fuller
GRANTOR

TWIN FALLS BANK & TRUST CO. **RECORDED**
FOR IRENE J. KINKADE
By: Allen Arnold **11 1993**
Asst. Trust Officer
GRANTOR MORTGAGEE

ACCEPTED:

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 19th day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared William L. Fullmer, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

Mud Creek Water Users

SCHEDULE "A"

A tract of land located in the NE1/4NE1/4 of SECTION 21, Township 9 South, Range 14 East of the Boise Meridian, Twin Falls County, Idaho, being more particularly described as follows:

BEGINNING at the Northeast corner of said Section 21; THENCE South $01^{\circ} 05' 38''$ West along the East line of said Section 21 for 564.00 feet to the True Point of Beginning; THENCE North $88^{\circ} 54' 22''$ West for 185.00 feet; THENCE South $01^{\circ} 05' 38''$ West for 368.83 feet to the Northerly right of way of a road; THENCE along said right of way for the following four courses and distances:

North $69^{\circ} 11' 49''$ East 39.28 feet;
North $41^{\circ} 15' 29''$ East for 46.24 feet;
North $34^{\circ} 17' 42''$ East 50.47 feet;
North $69^{\circ} 11' 42''$ East 98.17 feet to

the East line of said Section 21;
THENCE North $01^{\circ} 05' 38''$ East along said East line for 240.00 feet to the True Point of Beginning,

EXCEPT the East 25 feet thereof;

MICROFILMED

MAR 11 1993

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 4 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

*SE 1/4 of NE 1/4 of Section 21
Township 9S Range 14E B.M.*

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 11 day of 25, 1988.

Alan J. Hadfield
GRANTOR

Arlo N. Hadfield
GRANTOR ~~MORTGAGEE~~

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By *Donald R. Spahr*
PRESIDENT

STATE OF IDAHO)

County of Twin Falls)

ss.

On this 25th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Dean Rodfield, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Ed Baur
NOTARY PUBLIC FOR IDAHO

Residing at: Hammon

My commission expires: Ed B

STATE OF IDAHO)

County of Twin Falls)

ss.

On this 25 day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Alfred Rodfield, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Ed Baur
NOTARY PUBLIC FOR IDAHO

Residing at: Hammon

My commission expires: Ed B

STATE OF IDAHO)

County of Twin Falls)

ss.

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO

Residing at: Buhl, Idaho 83316

My commission expires: 03 10 93

0487m

Mud Creek Water User

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 8 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Attached

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 29th day of December, 1988.

James L. Hamilton
GRANTOR

Virginia M. Hamilton
GRANTOR MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Franks
PRESIDENT

MISSOURI
STATE OF ~~IDAHO~~)
) ss.
County of St. Louis)

On this 29th day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared James B. Hambleton & Virginia M. Hambleton, his wife, known or identified to me to be the individual whose name is subscribed to the within 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.

Isacalm A. Jank
NOTARY PUBLIC FOR ~~IDAHO~~ MISSOURI
Residing at: St. Louis County
My commission expires: 10-21-91

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Nicholas Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

0487m

Mud Creek Water Users

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PARCEL #3

A parcel of land located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section Twenty-one (21), Township Nine (9) South, Range Fourteen (14) East of the Boise Meridian, Twin Falls County, Idaho, being more particularly described as follows:

Beginning at the SW corner of the N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section Twenty-one (21); Thence S 89° 05' 29" East along the South line of said N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ 754.37 feet; Thence S 00° 44' 37" West 498.21 feet; Thence N 89° 11' 44" West 751.34 feet to the West line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$; Thence N 00° 23' 47" East along said West line 499.60 feet to the point of beginning. Said parcel containing 8.62 acres more or less.

MICROFILMED

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 6 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-07198 of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Section 21 Township 9 Range 14
 Melon Valley Estates
 Parcel 8 NW NE

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 7th day of November, 1988.

Burton Harmon
 GRANTOR

Edna M. Harmon
 GRANTOR
and clear

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

BY Donald R. Sparks
 PRESIDENT

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 7th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Burton Harmon, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 7th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Edna M. Harmon, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho
My commission expires: 3-10-93

0487m

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 10 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Attached

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

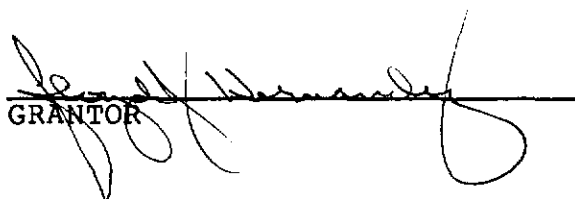
The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 03 day of NOVEMBER, 1988.


GRANTOR

GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By 
PRESIDENT

To Whom It May Concern:

I hereby give my permission, as mortgagor, for Lyle Burmeister,
Peter Comacho, Floyd Hernandez and Dwight Tucker

to transfer 32 (total) water shares to the Mud Creek
Water Users Association, Inc. effective immediately.

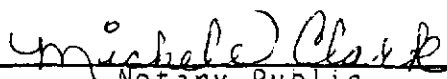
Should the above named default on their note to me, the
water shares would be put back in my name.


Wayne Hill

STATE OF IDAHO
County of Twin Falls } ss.

On this 9th day of January, in the year 1989
before me, a Notary Public in and for said State, personally appeared
Wayne Hill known to me to
be the person whose name is/are subscribed to the within instrument,
and acknowledged to me that he executed the same.

WITNESS my hand and official seal.


Notary Public

Residing at Buhl, Idaho 83316

My Commission expires 3-10-93

MICROFILMED

MAR 11 1993

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 3rd day of November, ~~XXXX~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Floyd Hernandez, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~XXXX~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

0487m

Mud Creek Water Users

14 PARCEL 4

15 A parcel of land located in the South half
16 Southwest Quarter Northeast Quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$)
17 of Section Twenty-one (21), Township Nine (9)
18 South, Range Fourteen (14) East of the Boise
19 Meridian, Twin Falls County, Idaho, being more
20 particularly described as follows:

21 Beginning at the Southwest corner of the South-
22 west Quarter Northeast Quarter of said Section
23 Twenty-one (21); Thence N00°23'47" East along
24 the West line of said Southwest Quarter Northeast
25 Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) 499.60 feet; Thence South
26 89°11' 46" East 882.84 feet; Thence South 00°44'36"
27 West 497.98 feet to the South line of said South-
28 west Quarter Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$); Thence
29 North 89°18'01" West along the South line of said
30 Southwest Quarter Northeast Quarter 879.82 feet
31 to the point of beginning. Containing 10.09 acres
32 more or less.

33 SUBJECT to a Twenty-five (25) foot wide roadway
34 easement. The north line of said easement being
35 more particularly described as follows:

36 Beginning at the Northeast corner of the above
37 described parcel; Thence North 89°11'46" West
38 along the North line of the above described parcel
39 131.50 feet to the point of termination.

MICROFILMED
MAR 11 1993

Shed Creek Water User

EXHIBIT R

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 8 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Sec 21 T 9 R 14
W½ SE NE SE, EXC HWY; S 39' of
W 330' NE NE SE (5A)

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

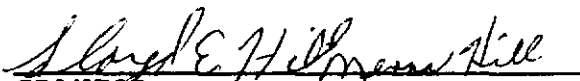
The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 4th day of November, 1988.


GRANTOR

GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

BY 
PRESIDENT

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 4th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Lloyd E. Hill, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl Idaho
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 4th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Merna Hill, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl Idaho
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

Mud Creek Water User

2/11/17 5

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 2 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows: Township 9 South, Range 14 East of the Boise Meridian, T.F. Co., ID. Section 21; A parcel of land located in the NE 1/4 NE 1/4 of said section, being more particularly described as follows:
Commencing at the southeast corner of said NE 1/4 NE 1/4; Thence North 89° 01' 20" West along the south line of said NE 1/4 NE 1/4 for 320.00 feet to the True Point of Beginning; Thence North 01° 05' 38" East and parallel to the East line of said Section 21 for 304.45 feet to the center line of an existing Road Right of Way; Thence Southwest along said center line for the following four courses & distances S: (1) South 63° 01' 35" West for 196.08 feet; (2) South 64° 55' 52" West for 65.92 ft; (3) South 68° 56' 36" West for 118.04 ft; (4) South 75° 16' 30" West for 535.42 ft. to the South line of said NE 1/4 NE 1/4; Thence South 89° 01' 20" East along said South line for 848.32 feet to the True Point of Beginning.
The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 23rd day of December, 1988.

John E. Hattman
GRANTOR

Hattman
GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Gault
PRESIDENT

March 10, 1989

To Whom It May Concern:

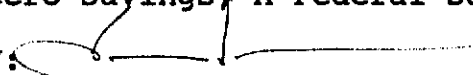
Otero Savings, a Federal Savings and Loan Association hereby gives its permission for the transfer of water shares to Mud Creek Water User's Association, Inc. for the following mortgagors:

Archie L. Thompson
Barbara G. Thompson
Route 3, Box 253
Buhl, ID

Michael Eugene Hottman
Inez Elaine Hottman
Route 3, Box 265A
Buhl, ID

Should the above named or their successors and/or assigns default on their individual notes to Otero Savings, the water shares would be put in Otero Savings, a Federal Savings and Loan Association's name.

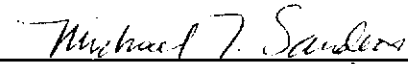
Otero Savings, A Federal Savings and Loan Association

BY: 
James W. Moore, Vice President

STATE OF COLORADO)
COUNTY OF EL PASO) ss.

On this 10th day of March, 1989, before me, a Notary Public, in and for said County and State, personally appeared James W. Moore, known or identified to me to be the Vice President of Otero Savings, a Federal Savings and Loan Association, the corporation that executed the foregoing instrument, 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.


Notary Public Michael T. Sanders
1515 N. Academy Blvd.
Colorado Springs, CO 80909

My Commission Expires February 27, 1993

MICROFILMED

MAR 11 1993

STATE OF IDAHO)
) ss.
County of Twin Falls

On this 23rd day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Hottman, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls

On this 23rd day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Inez E. Hottman, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, ID 83316
My commission expires: 3-10-93

0487m

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 3 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

SEC 21 T 9 R 14 Parcel 1 .. E 2.84 acres of SE
5.38 acres SE of existing road NE NE

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 2nd day of December 1988.

Judith A. Kinn (Grantor)
GRANTOR

GRANTOR MORTGAGEE

Attached

MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Graham
PRESIDENT

As previous owner of these
water shares, and owner of the
1st deed of trust on Judy Gann Kerns
property in question: I, Steven R.
Kinkade, grant permission to transfer
the water shares currently in Judy
Gann Kerns name to the Mud
Creek Water Association, Inc.

1 December 17, 1988

Steven R. Kinkade

MICROFILMED

MAR 11 1993

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 2nd day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Judy A. Kern (Gann), known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

[Signature]
NOTARY PUBLIC FOR IDAHO
Residing at: Jerome
My commission expires: 3-19-92

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ 1989, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

[Signature]
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 6 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Attached

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 3 day of December, 1988.

Brian J. Kiel
GRANTOR

GRANTOR Proctor & Co.

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Sparks
PRESIDENT

STATE OF Utah)
IDAHO)
County of Salt Lake) ss.

On this 3 day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Bion J. Kirk, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that 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.

Ginger Head
NOTARY PUBLIC FOR IDAHO Utah
Residing at: West of Ecor, Salt Lake City
My commission expires: 4/1/90

STATE OF Utah)
IDAHO)
County of Salt Lake) ss.

On this 3 day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Bion J. Kirk, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that 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.

Ginger Head
NOTARY PUBLIC FOR IDAHO Utah
Residing at: Salt Lake City
My commission expires: 4/1/90

STATE OF Utah)
IDAHO)
County of Salt Lake) ss.

On this 3 day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Bion J. Kirk, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Ginger Head
NOTARY PUBLIC FOR IDAHO Utah
Residing at: Salt Lake City
My commission expires: 4/1/90

0487m

Mud Creek Water Users

STATE OF IDAHO)
)
County of Twin Falls) ss.

On this 9th day of January, 1989, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President fo the MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

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

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires on: 031093

MICROFILMED

MAR 11 1993

Mud Creek Water Users

PARCEL 2

A parcel of land located in the East half Southwest Quarter Northeast Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Twenty-one (21), Township Nine (9) South, Range Fourteen (14) East of the Boise Meridian, Twin Falls County, Idaho, being more particularly described as follows:

Beginning at the Southeast corner of the North half North half Southwest Quarter Northeast Quarter (N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$) of said Section Twenty-one (21);
 Thence S00°44'37" West along the East line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ 497.18 feet;
 Thence N89°11'44" West 569.50 feet;
 Thence N00°44'37" East 498.21 feet to the South line of said N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$;
 Thence S89°05'29" East along said South line 569.50 feet to the POINT OF BEGINNING.
 Said parcel containing 6.51 acres more or less.

TOGETHER WITH Six (6) shares of Mud Creek Water Users Association Stock, and,
 SUBJECT to a Twenty-five (25) foot roadway easement along the East side of said property, and a
 Twenty-five (25) foot roadway easement along the South side of said property.

Callers desire to sell said property, and

MICROFILMED

MAR 11 1993

J. T. LOUGHRIDGE AND HARRIETT LOUGHRIDGE, husband and wife

3. Title to the fee simple estate or interest in the land described or referred to in this Commitment is at the effective date hereof vested in:

KENNETH JACK WILSON, WILLIAM J. ROBERTS AND MELVIN T. KYEES

4. The land referred to in this Commitment is described as follows:

Township 9 South, Range 14 E., B.M., Twin Falls County, Idaho

Section 21: A parcel of land located in the E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, being more particularly described as follows:

BEGINNING at the Southeast corner of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE North 00°23'47" East along the East line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 677.00 feet;

THENCE North 89°34'42" West 321.00 feet;

THENCE South 00°31'21" West 677.00 feet to the South line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE South 89°34'40" East along said South line a distance of 322.495 feet to the POINT OF BEGINNING.

SUBJECT TO: A 20 foot wide county road easement along the South line of the above described parcel of land.

EXCEPT: Highway Right of Way

Countersigned at Twin Falls, Idaho

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 5 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

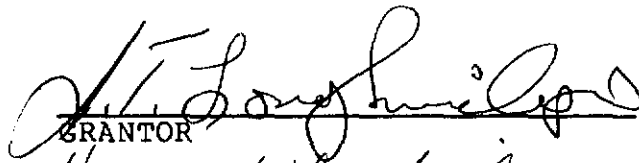
The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 6 day of NOVEMBER, 1988.

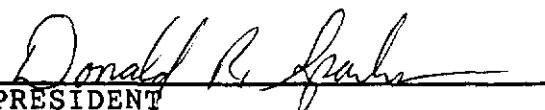

GRANTOR
Harriet Longbridge

GRANTOR

NO LIEN HOLDER.

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By 
PRESIDENT

STATE OF IDAHO)
) ss.
County of Twin Falls

On this 6th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared J. T. Loughridge, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl Idaho
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 6th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Harriett Loughridge, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl Idaho
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ 1989, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 5 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Attached

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

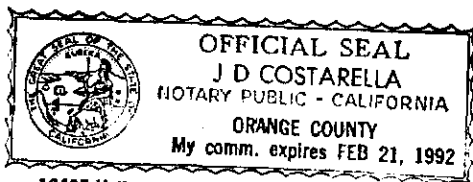
The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 25 day of NOV., 1988.



12435 Valley View St., Garden Grove, CA 92645

Joseph E. Myhres
GRANTOR
Barrett J. Myhres

GRANTOR MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By *Donald R. Sparks*
PRESIDENT

To Whom It May Concern:

I hereby give my permission, as mortgagor^{ee}, for JOE E +
HARRIET J. MAGLIACIO to transfer 5 (total)
water shares to Mud Creek Water User's Association, Inc.
effective immediately. Should the above named default on
their note to me, the water shares would be put back in my
name.

Kerrie Quinn

Vice President

Title:

MOORE FINANCIAL GROUP
P. O. Box 7128
Boise, Idaho 83707

STATE OF Idaho)
County of ada) ss.

On this 8th day of February, in the year 1989,
before me, a Notary Public in and for said State, personally
appeared KERRIE QUINN, V.P. known to me to be
the person whose name is/are subscribed to the within instru-
ment, and acknowledged to me that she executed the same.

WITNESS my hand and official seal.

David L. Duleck
/ Notary Public

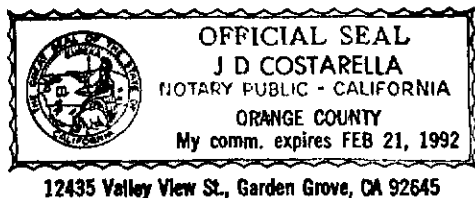
Boise
~~Salt Lake~~ IDAHO
Residing at

MICROFILMED
MAR 11 1993

California
STATE OF ~~IDAHO~~)
) ss.
County of Orange)

On this 25th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Joseph E. Migliaccio and Harriet J. Migliaccio, known or identified to me to be the individual whose name is subscribed to the within 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.



J D Costarella
NOTARY PUBLIC FOR ~~IDAHO~~ California
Residing at: _____
My commission expires: 2-21-1992

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 03 10 93

0487m

Mud Creek Water Users

Township 9 South, Range 14 E., B.M., Twin Falls County, Idaho
Section 21: A parcel of land located in the NW1/4SE1/4, more particularly described as follows:
BEGINNING at the Southeast corner of said NW1/4SE1/4;
THENCE North 89 degrees 34'25" West along the South line of said NW1/4SE1/4 a distance of 350.00 feet;
THENCE North 00 degrees 44'35" East 611.40 feet to the TRUE POINT OF BEGINNING;
THENCE North 90 degrees 00' West 550.10 feet to the centerline of an existing gravel road;
THENCE along said centerline for the following six courses and distances:
North 13 degrees 22'04" East 27.03 feet;
North 06 degrees 51'49" East 79.32 feet;
North 04 degrees 39'46" West 75.00 feet;
North 11 degrees 46'58" East 86.21 feet;
North 70 degrees 36'32" East 144.26 feet;
North 55 degrees 09'21" East 377.16 feet;
THENCE North 55 degrees 09'21" East 103.40 feet;
THENCE South 00 degrees 44'35" West 586.70 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH: A 50 foot wide roadway easement located in the NW1/4SE1/4 of Section 21, Township 9 South, Range 14 E., B.M., said easement being 25 feet on each side of a centerline being more particularly described as follows:

BEGINNING at the Southwest corner of said NW1/4SE1/4;
THENCE South 89 degrees 34'25" East along the South line of said NW1/4SE1/4 a distance of 13.28 feet to the TRUE POINT OF BEGINNING.

THENCE along said centerline for the following seventeen courses and distances:

North 00 degrees 25'34" East 14.83 feet;
North 28 degrees 15'40" East 27.56 feet;
North 48 degrees 16'09" East 31.94 feet;
North 71 degrees 25'48" East 47.00 feet;
North 57 degrees 41'57" East 88.09 feet;
North 58 degrees 11'34" East 125.70 feet;
North 54 degrees 53'27" East 96.45 feet;
North 46 degrees 04'16" East 68.73 feet;
North 19 degrees 32'56" East 53.37 feet;
North 07 degrees 36'46" East 54.45 feet;
North 11 degrees 14'06" West 56.38 feet;
North 09 degrees 43'35" West 54.92 feet;
North 05 degrees 21'45" West 46.11 feet;
North 13 degrees 22'04" East 81.39 feet;
North 06 degrees 51'49" East 79.32 feet;
North 04 degrees 39'46" West 75.00 feet;
North 08 degrees 34'23" West 51.53 feet to the POINT OF TERMINATION from which the Southwest corner of said NW1/4SE1/4 bears South 26 degrees 40'40" West 934.41 feet.

SUBJECT TO: That certain roadway easement affecting the Westerly 25 feet and Northwesterly 12.5 feet of the property described herein.

MOORE FINANCIAL SERVICES
MORTGAGE BANKING DIVISION
P.O. Box 8929
Boise, Idaho 83707

Marago

Kristy Mason Cantrell

1-800-858-1304

Mud Creek Water Users

16 A portion of ground located in the Northeast
17 Quarter Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section
18 Twenty-one (21) Township Nine (9) South,
Range Fourteen (14) East of the Boise Meridian,
being more particularly described as follows,

19 Beginning at the Southeast corner of
20 said Northeast Quarter Southeast Quarter
(NE $\frac{1}{4}$ SE $\frac{1}{4}$),

21 Thence West along the center of the
County Road right-of-way 660 feet to the
22 true point of beginning,

Thence North 952 feet,

Thence West 636 feet,

23 Thence South approximately 1000 feet to
the center of the County Road,

24 Thence East 636 feet to the true point
of beginning,

25 Containing fourteen (14) acres more or
26 less.

27 Together with Sixteen (16) shares of Mud Creek
Water Users Association Water Stock.

28 SUBJECT to all existing road and ditch easements.

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 11 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-07198 of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 22nd day of December, 1988.

Edith M. Hill
GRANTOR
Susan Hill

GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By *Donald R. Spaulding*
PRESIDENT

ELDO NIELD

Bill Roberts
885 S. Valley View Dr.
St. George, UT 84770

Farmers National Bank
Buhl, Idaho 83316

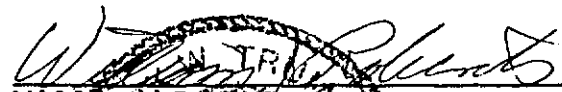
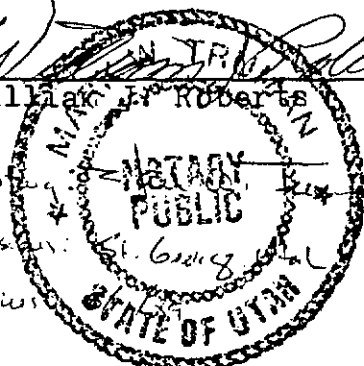
January 9, 1989

To Whom It May Concern:

I give my permission for Farmers National Bank Escrow Dept. to make the necessary changes in my pertinent Escrow Accounts to change the water shares from individual to Mud Creek Water Users, for the Idaho water adjudication.

I further understand that all property owners will retain ownership of their water.

Yours truly,


William F. Roberts
Notary Public
Res. St. George, UT
Expires 
STATE OF UTAH

MICROFILMED

MAR 11 1993

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 22nd day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Eldo Nield, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 22nd day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Susan Nield, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho
My commission expires: 3-10-93

0487m

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 10 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

SEC 21 T 9 R 14
E 350° EXC NW .07A
7807 NW SE

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 3 day of Jan, 1989.

Glenn S. Nelson
GRANTOR

Devonna Nelson
GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Spahr
PRESIDENT

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 3rd day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Glenn S. Nelson, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 3rd day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Devonna Nelson, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

Mud Creek Water Users Assn.

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 5 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

See attached Exhibit "A"

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 14th day of November, 1988.

Bernard J. Peltier
GRANTOR

Sally Patterson
GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

First Federal Savings & Loan Association
MORTGAGEE of Twin Falls

Gary H. J.
Branch Manager

By

Donald R. Sparks
PRESIDENT

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 14th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Bernard I. Patteson, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 14th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Sally Patteson, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho
My commission expires: 3-10-93

0487m

Mud Creek Water Users

EXHIBIT "A"

A parcel of land located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21 Township 9 South, Range 14 East of the Boise Meridian, Twin Falls County, Idaho, being more particularly described as follows:

Beginning at the SE corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 21;
THENCE North 89° 18' 01" West along the South line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$
438.00 feet;
THENCE North 00° 44' 36" East 497.98 feet;
THENCE South 89° 11' 46" East 438.00 feet to the East line of said
SW $\frac{1}{4}$ NE $\frac{1}{4}$;
THENCE South 00° 44' 37" West along the East line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$
497.18 feet to the point of beginning.

SUBJECT to a 12 $\frac{1}{2}$ feet wide roadway easement along the North line of the above described parcel of land.

INCLUDING ALSO a 15 feet wide roadway easement located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 9 South, Range 14 East of the Boise Meridian, Twin Falls County, Idaho. The East line of said easement being more particularly described as follows:

BEGINNING at the NE corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$;
THENCE South 00° 44' 37" West along the East line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$
331.45 feet to the TRUE POINT OF BEGINNING;
THENCE South 00° 44' 37" West along the East line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$
497.18 feet to the POINT OF TERMINATION.

ALSO a 25 feet wide roadway easement located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 9 South, Range 14 East of the Boise Meridian, Twin Falls County, Idaho. Said easement being 12 $\frac{1}{2}$ feet on each side of a centerline being more particularly described as follows:

Beginning at the SE corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$;
THENCE North 00° 44' 37" East along the East line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$
497.18 feet to the TRUE POINT OF BEGINNING;
THENCE North 89° 11' 45" West 569.50 feet to the POINT OF
TERMINATION.

AND TOGETHER WITH a non-exclusive right of ingress and egress over the following described easement: A 50 foot wide roadway easement located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, Township 9 South, Range 14 East of the Boise Meridian, Twin Falls County, Idaho. Said easement being 25 feet on each side of a centerline being more particularly described as follows:

Beginning at the SW corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
THENCE South 89° 34' 25" East along the South line of said
NW $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 13.28 feet to the true point of
beginning;
THENCE along said centerline for the following 17 courses
and distances;

CONTINUED

MICROFILMED

MAR 11 1993

Mud Creek Water Users

North 00° 25' 35" East 14.83 feet;
 North 28° 15' 40" East 27.56 feet;
 North 48° 16' 09" East 31.94 feet;
 North 71° 25' 48" East 47.00 feet;
 North 57° 41' 57" East 88.09 feet;
 North 58° 11' 34" East 125.70 feet;
 North 54° 53' 27" East 96.45 feet;
 North 46° 04' 16" East 68.73 feet;
 North 19° 32' 56" East 53.37 feet;
 North 07° 36' 46" East 54.45 feet;
 North 11° 14' 06" West 56.38 feet;
 North 09° 43' 35" West 54.92 feet;
 North 05° 21' 45" West 46.11 feet;
 North 13° 22' 04" East 81.39 feet;
 North 06° 51' 49" East 79.32 feet;
 North 04° 39' 46" West 75.00 feet;
 North 08° 34' 23" West 51.53 feet to the point
 of termination from which the SW corner of said NW¼SE¼ bears
 South 26° 40' 40" West 934.41 feet.

TOGETHER WITH AND SUBJECT IN PART to a non-exclusive right
 of ingress and egress over the following described easement:
 A 25 foot wide roadway easement located in the NW¼SE¼ and
 the SW¼NE¼ of Section 21, Township 9 South, Range 14 East
 of the Boise Meridian, Twin Falls County, Idaho. Said
 easement being 12.50 feet on each side of a centerline being
 more particularly described as follows:

Beginning at a point in said NW¼SE¼ from which the SW corner
 of said NW¼SE¼ bears South 28° 35' 12" West 892.83 feet;

THENCE along said centerline for the following 11 courses
 and distances:

North 11° 46' 58" East 86.21 feet;
 North 70° 36' 32" East 144.26 feet;
 North 55° 09' 21" East 377.15 feet;
 North 46° 32' 27" East 35.27 feet;
 North 06° 23' 35" East 39.70 feet;
 North 01° 28' 37" West 125.32 feet;
 North 01° 28' 35" West 134.87 feet;
 North 05° 00' 52" West 32.63 feet;
 North 15° 28' 12" West 44.46 feet;
 North 23° 08' 25" West 193.96 feet;
 North 21° 16' 02" West 158.63 feet to the point of
 termination from which the SW corner of said SW¼NE¼ bears
 South 55° 12' 37" West 920.60 feet.

MICROFILMED

MAR 11 1993

Mud Creek Water Users

PARCEL II:

A tract of land located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, Township 9 South, Range 14 East of the Boise Meridian, Twin Falls County, Idaho, being more particularly described as follows:

Beginning at the NE corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;

THENCE North 89° 18' 01" West along the North line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 260.00 feet to the True Point of Beginning;

THENCE South 54° 52' 37" West a distance of 111.06 feet;

THENCE North 00° 44' 35" East a distance of 65.00 feet to the North line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;

THENCE South 89° 18' 01" East along said North line a distance of 90.00 feet to the True Point of Beginning.

SUBJECT to a 15 foot wide roadway easement for the purpose of ingress and egress to Glenn S. Nelson. Said easement being 7.50 feet on each side of a centerline being more particularly described as follows:

Beginning at the NW corner of the above described tract of land;

THENCE South 89° 18' 01" East along the North line of the above described tract of land a distance of 64.70 feet to the True Point of Beginning;

THENCE along said centerline for the following four courses and distances:

South 30° 06' 48" West 15.23 feet;

South 40° 15' 19" West 34.09 feet;

South 65° 02' 03" West 20.51 feet;

South 69° 39' 36" West 18.29 feet to the Point of

Termination on the West line of the above described tract of land from which said NW corner bears North 00° 44' 35" East 55.00 feet.

MICROFILMED

MAR 11 1993

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 2.5 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

SW $\frac{1}{4}$ SE $\frac{1}{4}$ E $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$,
N $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 21 T 9 S
R 14 E B M

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 18 day of December, 1988.

David L. Pless
GRANTOR

Cynthia Kay Pless
GRANTOR

TWIN FALLS BANK & TRUST COMPANY
by: Corinne Stafford
MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

Corinne Stafford
Vice President & Assistant
Manager

By Donald R. Sparks
PRESIDENT

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 28th day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared David L. Plew, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 28th day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Cynthia Kay Plew, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ 1989, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

David Plew, Water Users

A portion of ground located in the Northeast Quarter Southeast Quarter ($NE\frac{1}{4}SE\frac{1}{4}$) of Section Twenty-one (21) Township Nine (9) South, Range Fourteen (14) East of the Boise Meridian, being more particularly described as follows:

Beginning at the Southeast corner of said Northeast Quarter Southeast Quarter ($NE\frac{1}{4}SE\frac{1}{4}$),

Thence West along the center of the County Road right-of-way 660 feet to the true point of beginning,

Thence North 952 feet,

Thence West 228 feet,

Thence South 952 feet,

Thence East 228 feet to the point of beginning.

Containing five (5) acres more or less.

Together with five (5) shares of Mud Creek Water Users Association water stock.

SUBJECT to all existing road and ditch easements.

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 5 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 20th day of December, 1988.

Donald Schutty
GRANTOR

GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Sparks
PRESIDENT

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 20th day of December, 1988, before me, a Notary Public, in and for said County and State, personally appeared Donald Schultz, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl Idaho
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl Idaho
My commission expires: 3-10-93

0487m

Mud Creek Water User

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 12 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

ATTACHED

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

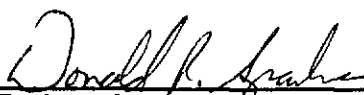
Dated this 3 day of NOVEMBER, 1988.


GRANTOR

GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By 
PRESIDENT

LEE TAYLOR

Bill Roberts
885 S. Valley View Dr.
St. George, UT 84770

Farmers National Bank
Buhl, Idaho 83316

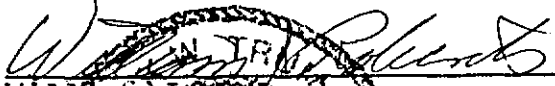
January 9, 1989

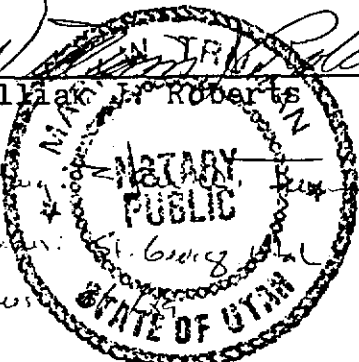
To Whom It May Concern:

I give my permission for Farmers National Bank Escrow Dept. to make the necessary changes in my pertinent Escrow Accounts to change the water shares from individual to Mud Creek Water Users, for the Idaho water adjudication.

I further understand that all property owners will retain ownership of their water.

Yours truly,



William F. Roberts
Notary Public
Residence: St. George, UT
Expires: _____


MICROFILMED
MAR 11 1993

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 3rd day of November, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Lee Taylor, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho
My commission expires: 031093

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 031093

0487m

Mud Creek Water Users

See Taylor #1

The SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section Twenty-one (21), Township Nine (9) South, Range Fourteen (14) East of the Boise Meridian, Twin Falls County, Idaho being more particularly described as follows:

Beginning at the SE corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$; Thence N89°18'01" West along the South line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 658.91 feet to the SW corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$; Thence N00°44'37" East along the West line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 662.91 feet to the NW corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$; Thence S89°09'39" East along the North line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 660.93 feet to the NE corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$; Thence S00°55'06" West along the East line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 661.30 feet to the point of beginning. Containing 10.03 acres more or less.

TOGETHER WITH:

A 25 foot wide roadway easement located in the S $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section Twenty-one (21), Township Nine (9) South, Range Fourteen (14) East of the Boise Meridian, Twin Falls County, Idaho. The North line being more particularly described as follows:

Beginning at the East Quarter corner of said section Twenty-one (21); Thence N01°05'38" East along the East line of said Section Twenty-one (21), 31.85 feet to the true point of beginning; Thence N88°17'17" West 659.06 feet more or less to a point on the West line of said S $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, from which the SW corner of said S $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ bears S00°55'06" West 43.50 feet.

MICROFILMED
MAR 11 1993

Mud Creek Water User

Lee Taylor #2

14 The North half Northwest Quarter Northeast
15 Quarter Southeast Quarter ($N\frac{1}{2}NW\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$) of
16 Section Twenty-one (21) Township Nine (9)
17 South, Range Fourteen (14) East of the Boise
Meridian, containing five (5) acres more or
less.

18 SUBJECT TO a Twenty-five (25) foot easement
19 for ingress and egress running along the
20 Northerly boundary of said property.

SUBJECT ALSO TO all existing ditch and road
easements.

21 TOGETHER WITH FOUR (4) shares of Mud Creek
Water Users Association Water Stock.

MICROFILMED
MAR 11 1993

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 5 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

A tract of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21, Township 9 South, Range 14 E.B.M., Twin Falls County, Idaho, being more particularly described on the attached sheet, Exhibit "A".

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 29th day of December, 1988.

GRANTOR

Dorothy Leonard
GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

BY Dorothy Leonard
PRESIDENT

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 5 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. _____ of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

A tract of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21, Township 9 South, Range 14 E.B.M., Twin Falls County, Idaho, being more particularly described on the attached sheet, Exhibit "A".

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 29th day of December, 1988.

MICROFILMED

NOV 11 1993

THIS DOCUMENT SHALL NOT BE RECORDED.

TWIN FALLS BANK & TRUST COMPANY, TRUSTEE

FOR RAY R. KINKADE AND IRENE J. KINKADE,

LIENHOLDER

By: _____

Assistant Trust Officer

Executed in capacity as Trustee U/T dated 5-3-85
and assumes no individual responsibility.

Mud Creek Water User

Commencing at the Northeast (NE) corner of said Section 21;

THENCE N88°44'51" W along the North line of said Section 21
for 667.00 ft;

THENCE S01°05'38" W and parallel to the East line of
said Section 21 for 537.11 ft. to the True Point
of Beginning;

THENCE S88°44'51" E and parallel to the North line of
said Section 21 for 482.00 ft;

THENCE S01°05'38" W and parallel to the East line of
said Section 21 for 423.17 ft to the centerline of
an existing Road;

THENCE S69°11'49" W along said centerline for 80.87 ft;

THENCE N89°01'20" W and parallel to the South line of
said NE¼ NE¼ for 406.96 ft;

THENCE N01°05'38" E and parallel to the East line of
said Section 21 for 455.50 ft to the True Point of
Beginning.

Containing 5.00 acres more or less.

Subject to a 25 foot wide Road Right of Way along the
Southeasterly side of the above described tract of land.

Together with five (5) shares of Mud Creek Water Users' Assn., Inc.

EXHIBIT "A"

MICROFILMED

MAR 11 1993

Mud Creek Water Users

STATE OF IDAHO)
) ss.
County of TWIN FALLS)

On this 29th day of DECEMBER, 1988, before me, a Notary Public, in and for said County and State, personally appeared DOROTHY TENNANT, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Debra Arnold
NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls, Idaho
My commission expires: 9-8-92

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

0487m

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 6 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Attached

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 9th day of January, ¹⁹⁸⁹~~1988~~.

Dwight L. Tucker
GRANTOR

GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By *Donald R. Franke*
PRESIDENT

To Whom It May Concern:

I hereby give my permission, as mortgagor, for Lyle Burmeister,
Peter Comacho, Floyd Hernandez and Dwight Tucker
to transfer 32 (total) water shares to the Mud Creek
Water Users Association, Inc. effective immediately.

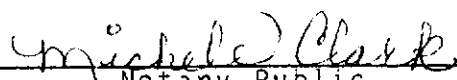
Should the above named default on their note to me, the
water shares would be put back in my name.


Wayne Hill

STATE OF IDAHO
County of Twin Falls) ss.

On this 9th day of January, in the year 1989,
before me, a Notary Public in and for said State, personally appeared
Wayne Hill known to me to
be the person whose name is/are subscribed to the within instrument,
and acknowledged to me that he executed the same.

WITNESS my hand and official seal.


Notary Public

Residing at Buhl, Idaho 83416 FILMED

My Commission expires 3-10-93 MAR 11 1993

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Dwight Tucker, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 031093

STATE OF IDAHO)
) ss.
County of _____)

On this _____ day of _____, 1988, before me, a Notary Public, in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that _____ 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 at: _____
My commission expires: _____

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 031093

0487m

Mud Creek Water Users

A parcel of land located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, Township 9 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho being more particularly described as follows; Beginning at the NE corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; Thence N89°18'01" West a distance of 350.00 feet to the true point of beginning; Thence N89°18'01" West along the North line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 967.82 feet to the NW corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; Thence S00°23'47" West along the West line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 13.25 feet to the centerline of an existing gravel road; Thence along said centerline for the following four (4) courses and distances; S25°00'37" East 89.15 feet; S37°11'31" East 60.62 feet; S43°27'54" East 488.53 feet; S08°34'23" East 51.53 feet to the intersection of the centerline of a second gravel road; Thence along the centerline of said second gravel road for the following 3 courses and distances; N11°46'58" East 86.21 feet; N70°36'32" East 144.26 feet; N55°09'21" East 377.15 feet; Thence N55°09'21" East 103.40 feet; Thence N00°44'35" East 129.19 feet to the true point of beginning. Containing 6.67 acres more or less.

SUBJECT to a 12 $\frac{1}{2}$ foot wide road way easement lying 12.50 feet north of and parallel to the two above described gravel road centerlines.

ALSO: SUBJECT to a 25 foot wide road way easement being 12.5 feet on each side of a centerline being more particularly described as follows; Beginning at the NE corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; Thence N89°18'01" West along the North line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 409.76 feet to the true point of

Dwight *Quinn* ②

beginning; Thence S01°28'37" East 125.32 feet;
Thence S06°23'35" West 39.70 feet; Thence S46°32'27"
West 35.27 feet to the point of termination from
which the NE corner of said NW¼SE¼ bears
N67°08'41" East 473.71 feet.

ALSO: SUBJECT to a 15 foot wide roadway easement
being 7.50 feet on each side of a centerline being
more particularly described as follows: Beginning
at the NE corner of the above described parcel;
Thence S00°44'35" West along the East line of the
above described parcel a distance of 55.00 feet
to the true point of beginning; Thence S69°39'36"
West 3.41 feet; Thence S58°38'35" West 21.47 feet;
Thence S23°48'41" West 65.00 feet; Thence
S31°46'19" West 72.28 feet to the point of termin-
ation from which said NE corner bears N24°41'15"
East 207.20 feet.

TOGETHER with a road easement to the above
described parcel of land, and,

SUBJECT to all existing and recorded easements.

TOGETHER WITH Six (6) shares water stock in the
Mud Creek Water Users Association.

Mud Creek Water Users

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 2 1/2 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

North Half of the SE Quarter Southeast Quarter Northeast Quarter (N 1/2 SE 1/4 SE 1/4 NE 1/4) of section Twenty-one (21) Township Nine (9) South, Range Fourteen (14) East of the Boise meridian, ~~Grant~~

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 15th day of November, 1988.

Charles E. Jackson
GRANTOR

Judy Jackson
GRANTOR

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald R. Sparks
PRESIDENT

CHARLES/JUDY ZACCONE

Bill Roberts
885 S. Valley View Dr.
St. George, UT 84770

Farmers National Bank
Buhl, Idaho 83316

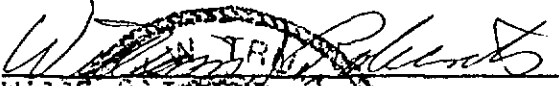
January 9, 1989

To Whom It May Concern:

I give my permission for Farmers National Bank Escrow Dept. to make the necessary changes in my pertinent Escrow Accounts to change the water shares from individual to Mud Creek Water Users, for the Idaho water adjudication.

I further understand that all property owners will retain ownership of their water.

Yours truly,


William J. Roberts
Notary Public
St. George, UT
Expire: 6/30/91
STATE OF UTAH

MICROFILMED

MAR 11 1993

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 15th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Charles E. Zaccone, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 15th day of November, 1988, before me, a Notary Public, in and for said County and State, personally appeared Judy Zaccone, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho
My commission expires: 3-10-93

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 3 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. 47-0719B of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Attached

The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 11 day of JANUARY, 1989.

Charles E. Jenkins
GRANTOR

Mary Joon Jenkins
GRANTOR (Land Clear)

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By Donald H. Jenkins
PRESIDENT

STATE OF IDAHO)
) ss.
County of TWIN FALLS)

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Charles E. Jenkins, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 031093

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, 1988, before me, a Notary Public, in and for said County and State, personally appeared Mary Joon Jenkins, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, ID 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9th day of January, ~~1988~~ ¹⁹⁸⁹, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michele Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 031093

0487m

Parcel 1

Township 9 South, Range 14, East of the Boise Meridian, Twin Falls County, Idaho

Section 21: A parcel of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Commencing at the NE Corner of said Section 21;
Thence N 88°44'51" W along the North line of said Section 21 for 1000.50 ft to the True Point of Beginning;
Thence S 00°55'08" W for 655.99 ft;
Thence N 88°44'51" W and parallel to the North line of said Section 21 for 331.50 ft to the West line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence N 00°44'37" E along said West line for 656.00 ft to the North line of said Section 21;
Thence S 88°44'51" E along said North line for 333.50 ft to the True Point of Beginning.

Subject to a 25 ft wide Road Right of Way along the North line of the above described tract of land:

EXCEPTING one-half of all gas, oil and mineral rights (not to include gravel) in, under and upon the above-described parcel of land.

Parcel 2

Township 9 South, Range 14, East of the Boise Meridian, Twin Falls County, Idaho

Section 21: A parcel of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Commencing at the NE Corner of said Section 21;
Thence North 88°44'51" West along the North line of said Section 21 for 1334.01 feet;
Thence South 00°44'37" West for 656.00 feet to the TRUE POINT OF BEGINNING;
Thence continuing South 00°44'37" West for 339.81 feet;
Thence South 89°01'20" East for 660.92 feet;
Thence North 01°05'38" East for 336.63 feet;
Thence North 88°44'51" West for 662.99 feet to the TRUE POINT OF BEGINNING.

EXCEPTING one-half of all gas, oil and mineral rights (not to include gravel) in, under and upon the above described parcel of land.

ASSIGNMENT

FOR VALUE RECEIVED, We the undersigned, owners of 3 shares of stock in the Mud Creek Water User's Association, Inc. (hereinafter "Mud Creek"), do hereby assign all of our right, title and interest in the legal title of Water Right No. _____ of the State of Idaho, to Mud Creek to be held in trust by said corporation for beneficial use of said water by the Grantors, or their successors and assigns, on the lands of the herein Grantors, said lands being located in Twin Falls County, Idaho, and served by the irrigation system and ditches of Mud Creek, more particularly described as follows:

Sec. 21 T 9 R 14

SW 3A More or Less NW 1/2 SE 1/4
Beginning at the SW corner of the NW quarter of SE quarter NW 1/4 - SE 1/4 - thence E 150 feet more or less, to center of Twin Falls Canal Co. Canal the true point of beginning, thence continuing E 600 ft. thence N 43 30 ft. more or less to center of T. F. Canal, thence S 45 00 ft. along center of Canal to the true point of beginning.
The Grantors and Mud Creek agree that this conveyance shall not change the duty of Mud Creek to said Grantors for the delivery of water or the duty of Grantors to pay the assessments of Mud Creek.

The Grantors and Mud Creek further agree that Mud Creek shall file a claim for Grantors in the Snake River Basin Adjudication as to said water right and assess the Grantors for their proportionate share of the cost thereof, and Mud Creek will thereafter protect and defend said water right.

The parties recognize and state that this Assignment will not alter the rights of any prior existing lienholders on the above described property of the Grantors or the water right herein assigned.

Grantors further covenant to obtain the written permission of any lienholder, which written permission is deemed necessary by Grantors or said lienholder.

This agreement shall be binding on the successors and assigns of the parties hereto.

Dated this 10th day of January, ~~1988~~ 1989.

Chester Burr or Gal Burr
GRANTOR

None
GRANTOR MORTGAGEE

ACCEPTED:

MUD CREEK WATER USER'S ASSOCIATION, INC.

By *Donald R. Spahr*
PRESIDENT

MICROFILMED
MAR 11 1993

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 10th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Chester Bess, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 10th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Opal Bess, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 10th day of January, ¹⁹⁸⁹~~1988~~, before me, a Notary Public, in and for said County and State, personally appeared Donald R. Sparks, known or identified to me to be the President of MUD CREEK WATER USER'S ASSOCIATION, INC., the corporation that executed the foregoing instrument, 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.

Michelle Clark
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho 83316
My commission expires: 3-10-93

Log for claim 47-07019B

Spatial Dynamics LTD

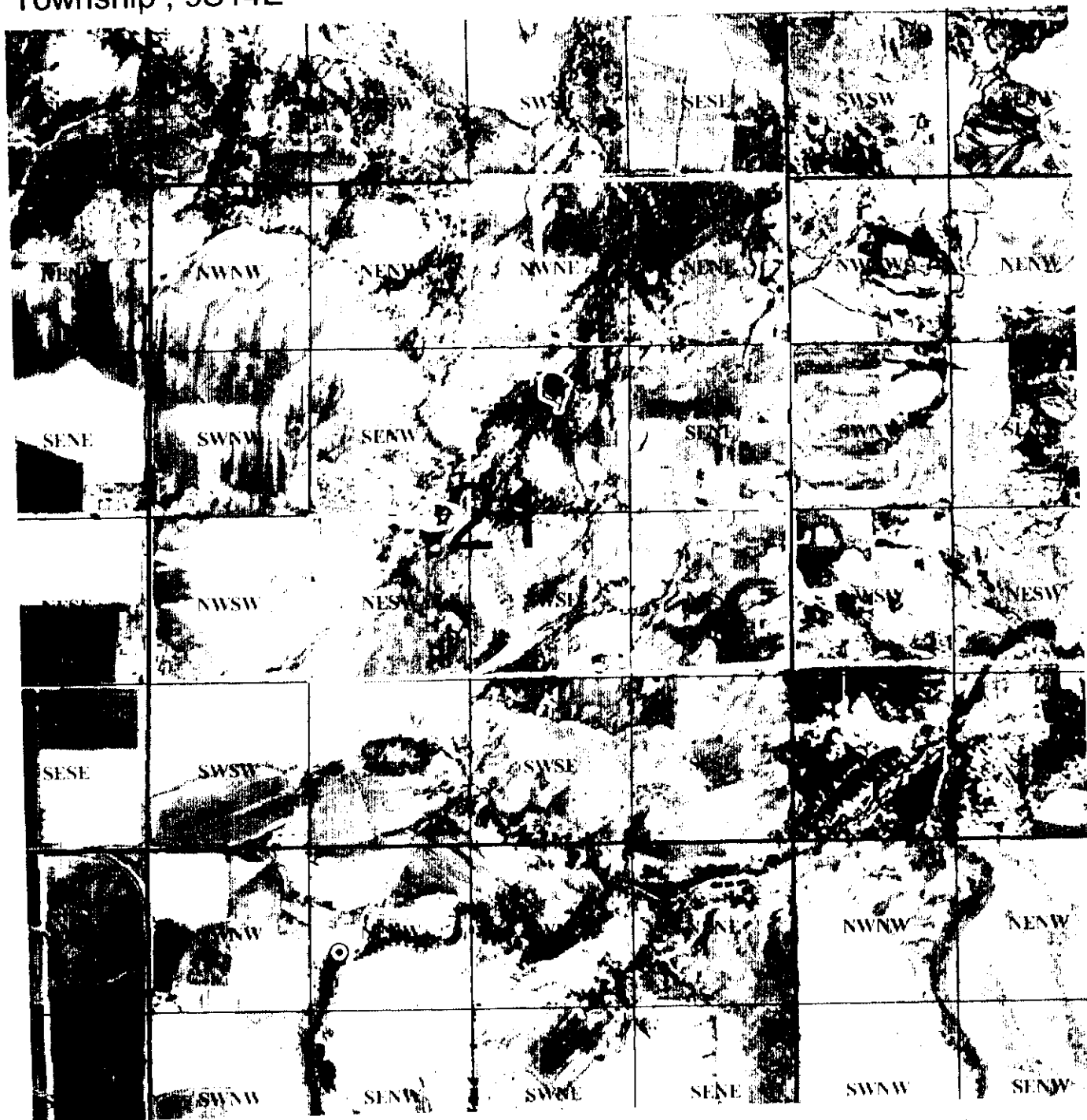
2/26/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s14e	21	NENE	29	38	Indiscernible
09s14e	21	NWNE	6	39	Indiscernible
09s14e	21	SWNE	26	39	Indiscernible
09s14e	21	SENE	22	37	Indiscernible
09s14e	21	NESW	18	38	Indiscernible
09s14e	21	NESE	36	33	Indiscernible
09s14e	21	NWSE	40	36	
Totals:			177	260	

Water Right Claim Number 47-07019B

Township , 9S14E

02/26/2001



Legend

Irrigated Area



Place of Diversion

Section Line

Quarter Section Line

Roads

Streams and Canals

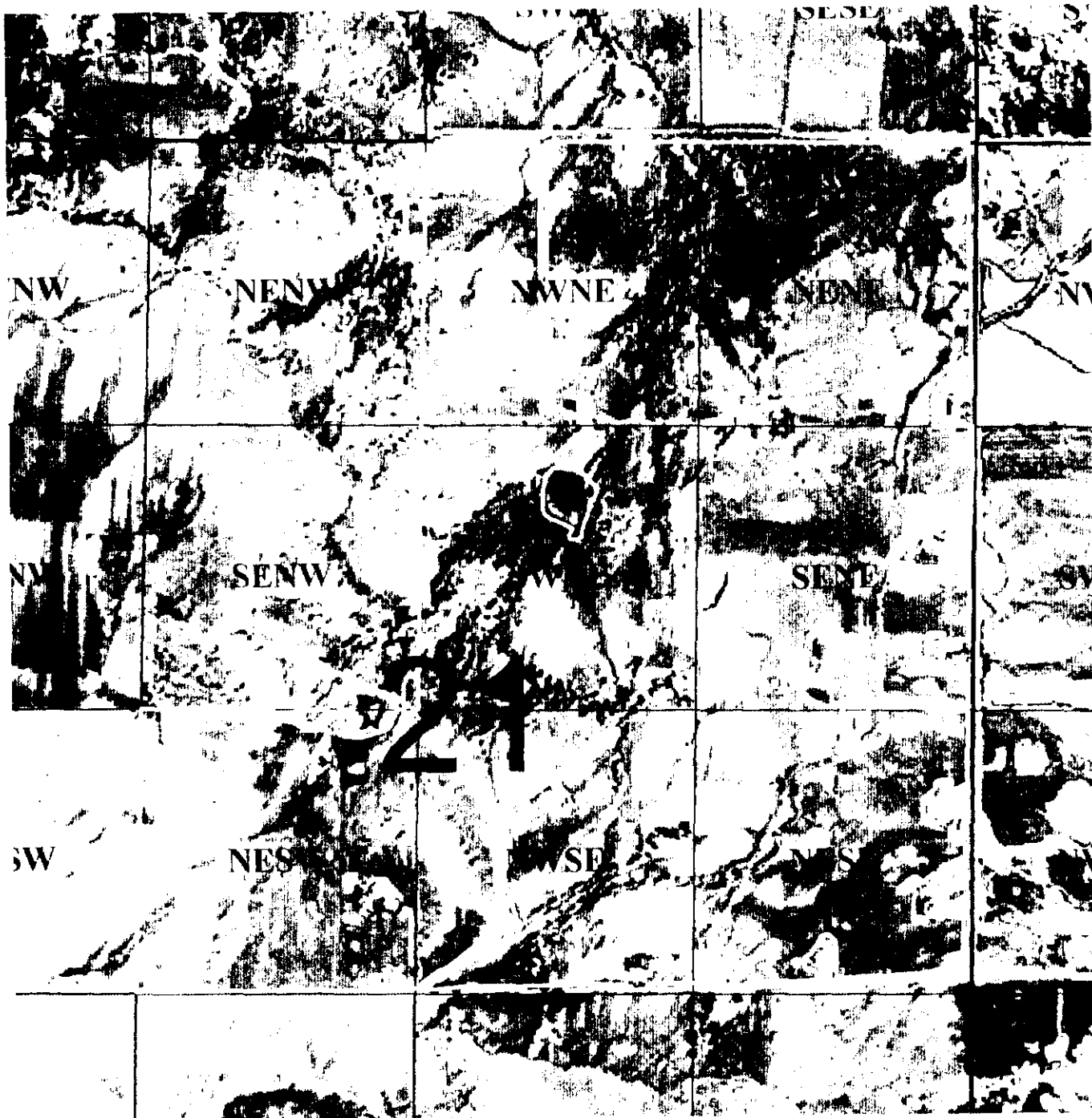


900 0 900 1800 Feet

SPATIAL
DYNAMICS

Water Right Claim Number 47-07019B
Township , 9S14E

02/26/2001



Legend

- | | | |
|----------------------|----------------------|--------------------|
| Irrigated Area | Section Line | Roads |
| ⊙ Place of Diversion | Quarter Section Line | Streams and Canals |

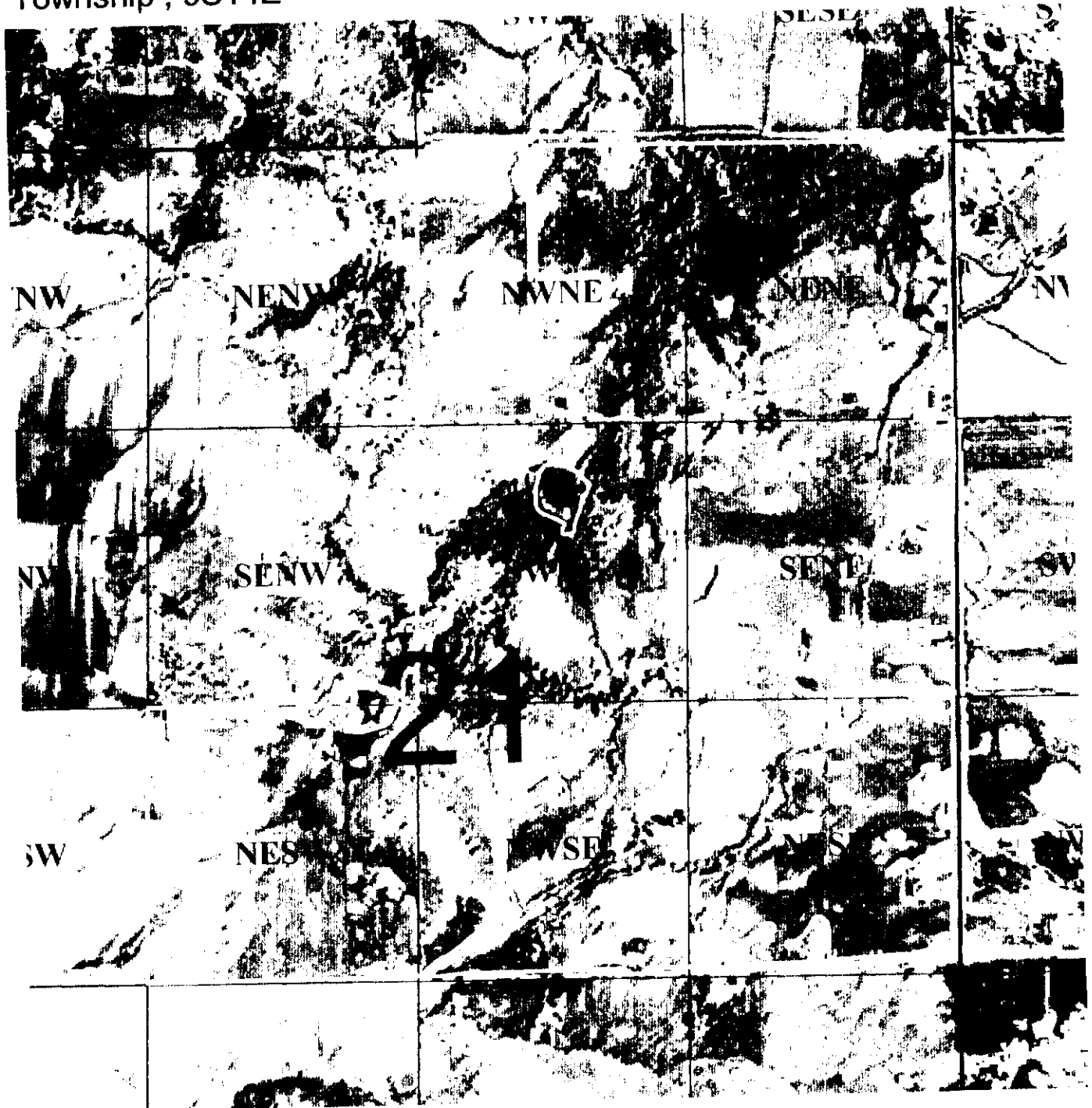


500 0 500 1000 Feet

*SPATIAL
DYNAMICS*

Water Right Claim Number 47-07019B
Township , 9S14E

02/26/2001



Legend

- | | | | |
|----------------------|---|----------------------|--------------------|
| Irrigated Area | — | Section Line | Roads |
| ⊙ Place of Diversion | — | Quarter Section Line | Streams and Canals |

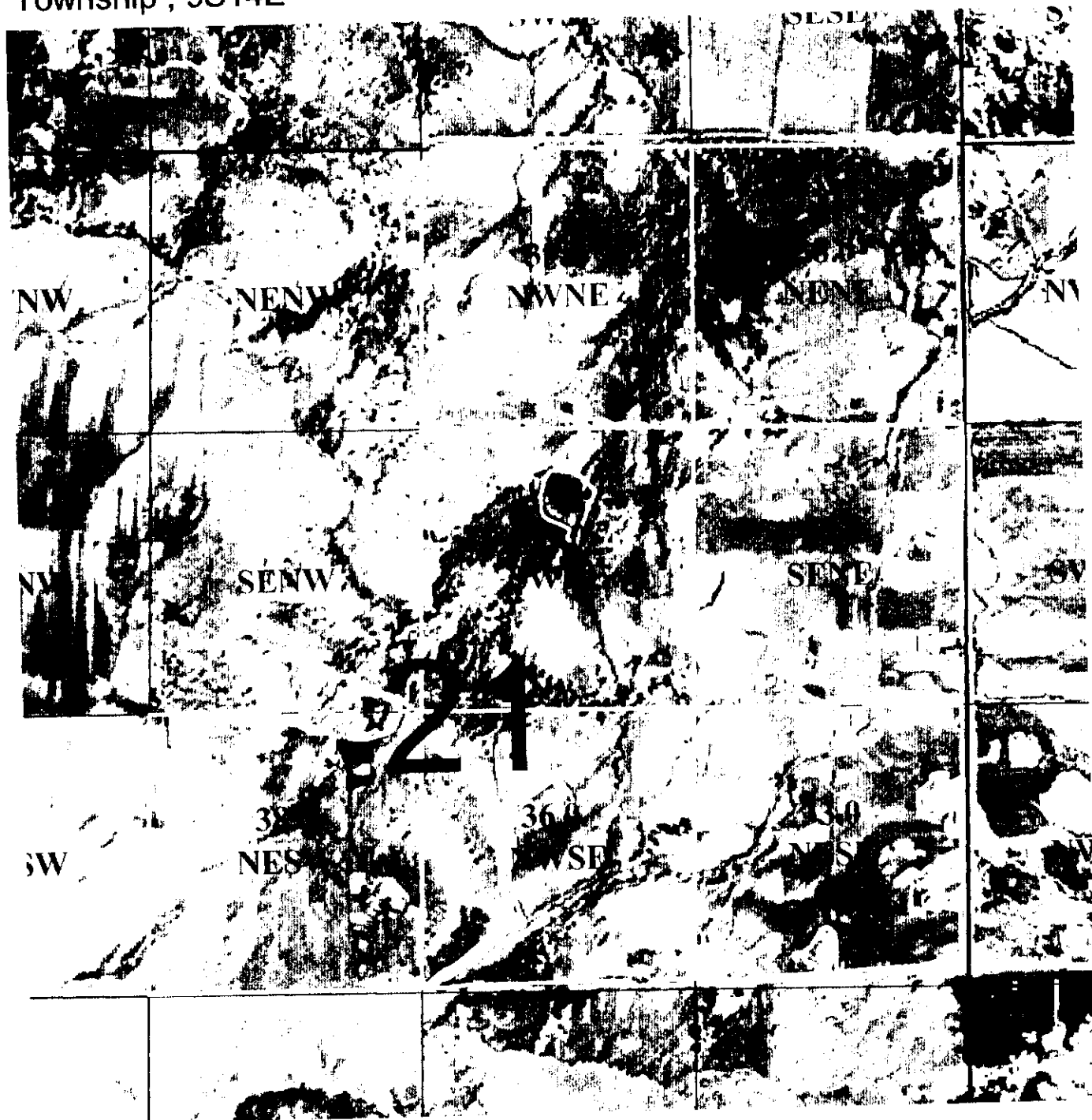
500 0 500 1000 Feet



*SPATIAL
DYNAMICS*

Water Right Claim Number 47-07019B
 Township , 9S14E

02/26/2001



Legend

- | | | | |
|----------------------|---|----------------------|--------------------|
| Irrigated Area | — | Section Line | Roads |
| ⊙ Place of Diversion | — | Quarter Section Line | Streams and Canals |



500 0 500 1000 Feet

A horizontal scale bar with markings at 500, 0, 500, and 1000 feet.

*SPATIAL
 DYNAMICS*

AJ5809NP
No. A47-07019B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/30/01
PAGE: 159

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MUD CREEK WATER USER'S ASSOCIATION C/O JOHN R ROSHOLT PO BOX 1906 TWIN FALLS ID 833031906 (208) 734-0700	12/20/1967	IRRIGATION	03-01 11-15	3.640 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	3.640 CFS	531.00 AFA

Water Source: MUD CREEK

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T09S R14E S28

NENW

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
09S	14E	21	:	29		06		26		22				18				36		40		177.0
																				TOTAL ACRES	177.0	

POU County: TWIN FALLS

Other Rights: A47-14735, A47-07019A & -07019B, A47-07041

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

47-14225 A47-07007 A47-07007A A47-07019A A47-07019C A47-07019D A47-07019E A47-07019F A47-07019G A47-07019H
A47-07041 A47-07418 A47-14735 R47-07007A R47-07019D

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

A01-00209Z0 A47-07019C A47-07019D A47-07019E A47-07019F A47-07019G R47-07019D

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall
- be maintained as a part of the diverting works.

Remarks: GEN TRANS. 2307.
100% OF NON-DELINQUENT MEMBERS OF ASSOCIATION HAVE VOTED TO FILE
WATER SHARES AS AN ASSOCIATION.
DWR NOTE*****P/U INCOMPLETE DESCRIPTIONS, MAP SCALE TOO SMALL.
ACREAGES TAKEN FROM LICENSE.

Dates: Exam Made Date: Verified Date: 02/26/1985 Objection Filed Date:

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

Audit: 02/03/89 CLELLAND 03/30/95 POST-STD

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Nipper, Dewey & Young, Clarence L.	4.38		47-7019
2307	Nipper, Dewey	0.74		47-7019 A
	Nipper, Dewey & Young, Clarence L.	3.64		
2349	Friesen, John N. & Lena L.	0.74		47-7019 A

T
R
A
N
S
F
E

Transfer No. 2307Application No. 47-7019

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

To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Dewey NipperPhone 543-4729Post office address Route - #3, Buhl, Idaho - 83316**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:****a. Decree to**

(Name)

in case of

vs

dated

in

county of

(Name of court)

b. License No. 47-7019 **issued by the Idaho Department of Water Resources****c. Claim No.** _____ **on file with the Idaho Department of Water Resources****2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant****3. Source of water** Mud Creek **tributary to** Snake River**4. Date of priority** 12-20-1967**5. Water is used for the following purposes:**amount 4.38 cfs for irrigation purposes from Mar 1 to Nov. 15

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____

(month/day -- both dates inclusive)

6. Total amount of water under right: a. 4.38 cubic feet per second

&/or

b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28Township 9S Range 14E, B.M., in Twin Falls County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	14E	21	34	6	26	22					18				36	40			182
		22							37										37

Total number of acres to be irrigated 219

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. 0.74 cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28 Township 9S
Range 14E, B.M., Twin Falls County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	14E	22							37										37

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion

- a. Amount of water to be diverted 0.74 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22 Township 9S
Range 14E, B.M., Twin Falls County
Additional points _____
- c. Description of diverting works Deisel motor and pump
- d. Describe the reasons for applying for a change in the point(s) of diversion Diversion
Dam washed out during flood. Also, because of subdividing it was becoming increasin
difficult to get water in existing system

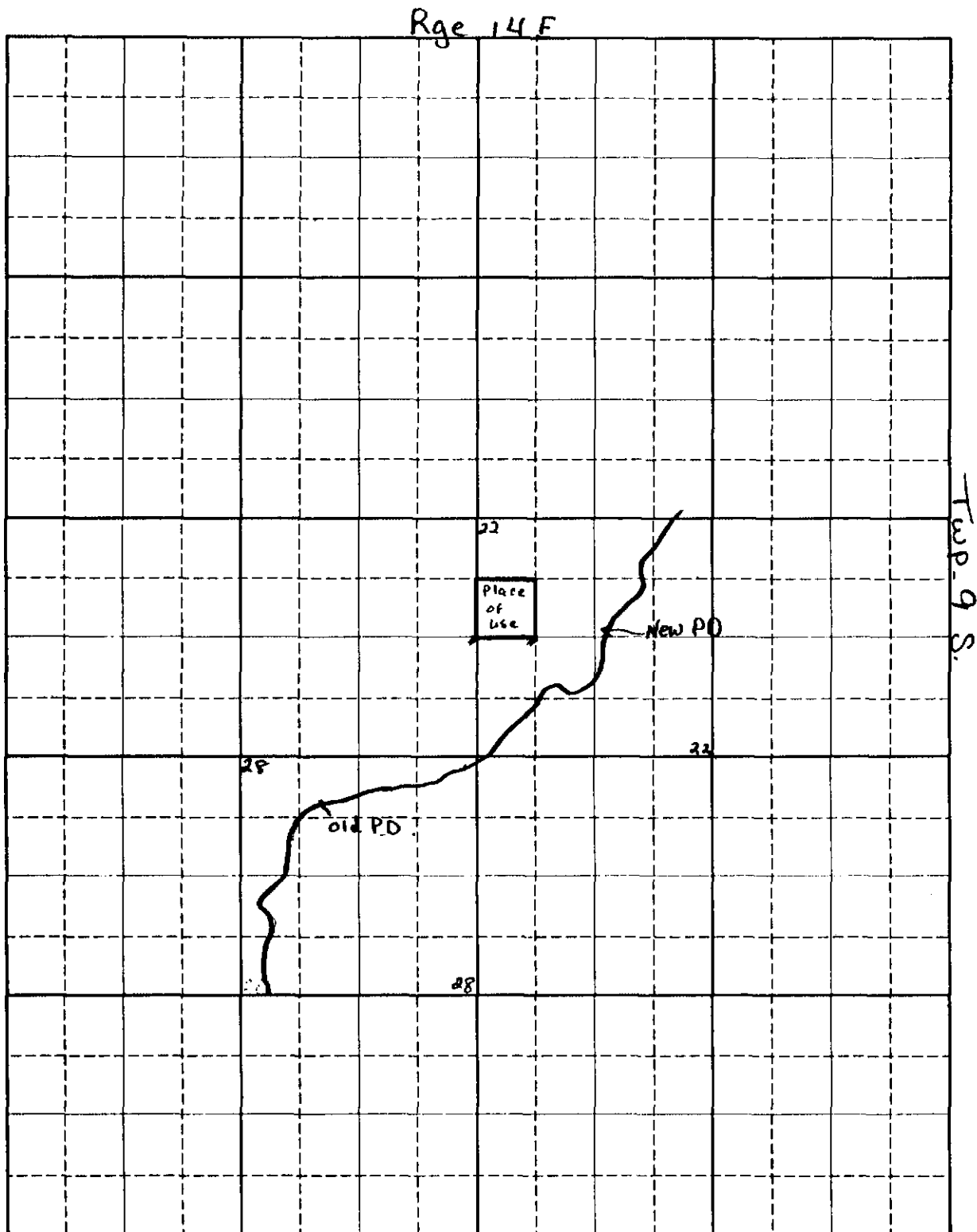
2. Change in place of use

- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	14E	22							37										37

Total number of acres to be irrigated 37

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

3. Remarks _____

I hereby assert that no one will be injured by such change and 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.

Edward M. [Signature]
(Signature of applicant)

Subscribed and sworn to before me this 12 day of February, 1979.

Mary A. Hill
(Notary public)

My commission expires life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 47-7019 and said application is hereby APPROVED, subject to the following limitations and conditions:
An access port or other device as specified by the Department shall be installed at the point of diversion to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 18th day of April, 19 79.

Norman C. Young

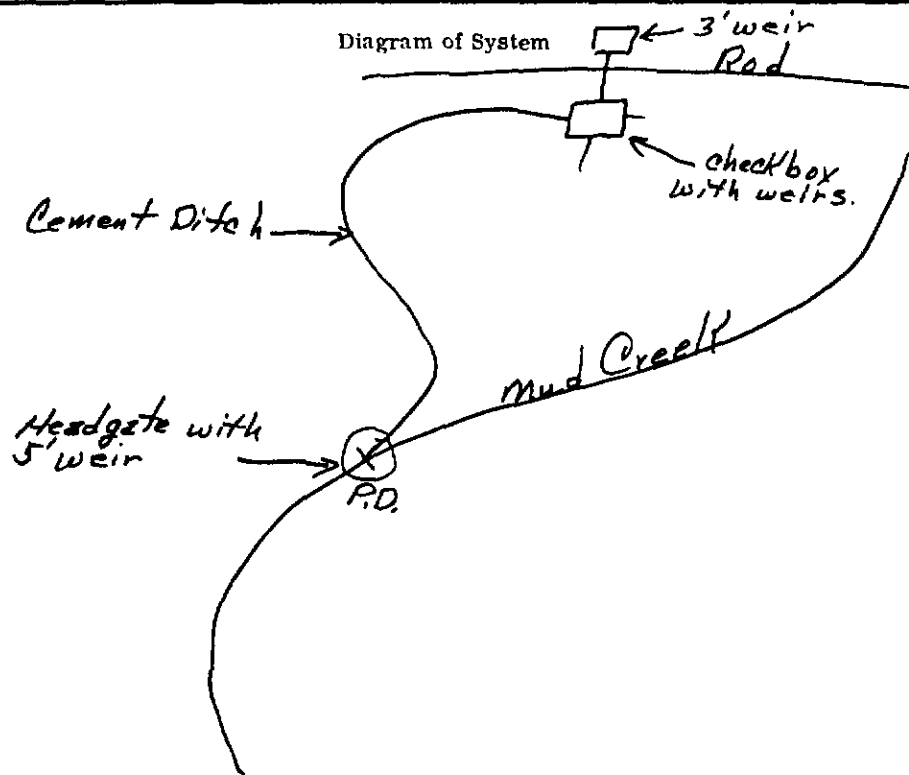
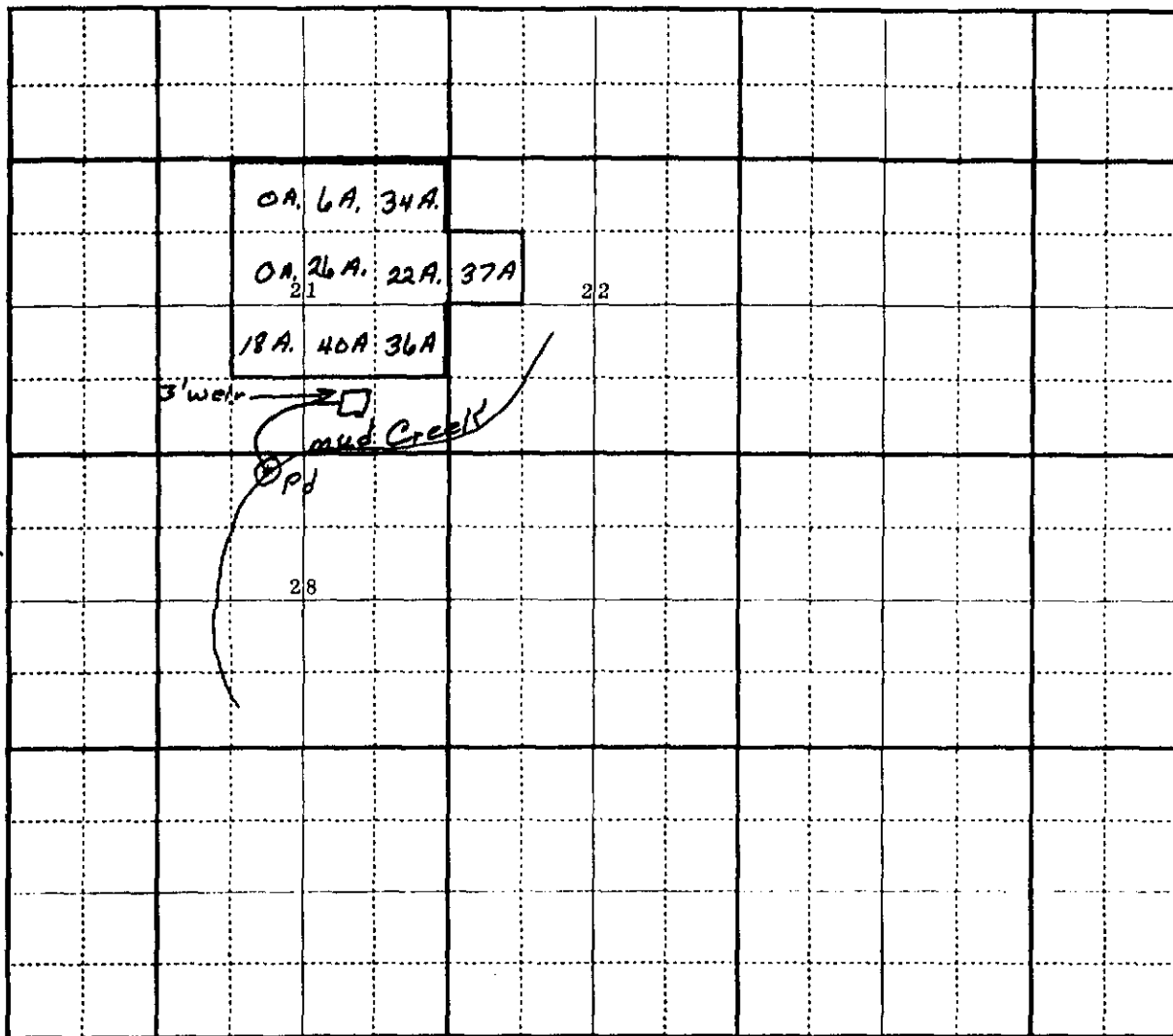
FOR DEPARTMENT USE ONLY

Received by <u>th</u>	Date <u>2/2/79</u>	Protest filed by _____
Prelim. check by <u>JA</u>	Fee <u>35⁰⁰</u> <u>12696</u>	_____
Receipted by <u>TB</u>	Date <u>Feb 12 79</u>	_____
Published in _____	Copies of protest forwarded by _____	
Pub. dates _____	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd. _____	by <u>td</u>	

FIELD REPORT

- [illegible]

T.
9
S



DATE OF EXAM October 12, 1972

ACREAGE
Found 380
Recommended 219

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 6.69 c.f.s. V = 876 AF/Ann. from March 15 to Nov. 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 6.69 cfs Method of measurement 3' Cipolletti weir + staff

Total Q recommended 4.38 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 876 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None None

MEASUREMENT CALCULATION:

$Q = 3' \text{ weir}, 0.76 H = 6.69 \text{ cfs measured}$ $V = (4.38)(1.98) = 8.67 \text{ AF/da.}$

$Q = 219 A \times .02 \text{ cfs} = 4.38 \text{ cfs Recommended}$ $V = (8.67)(245) = 2124 \text{ AF/Ann}$

$V = (219)(4.0 \text{ AF/Ac}) = 876 \text{ AF/Ann}$

SYSTEM DESCRIPTION:

Rock dam with check board in cement spillway diverts Mud Creek over a 5' weir through a headgate. This passes along a cement ditch, about 1/2 mile to a check box, under the road to an additional check box then over a 3' weir to place of use.

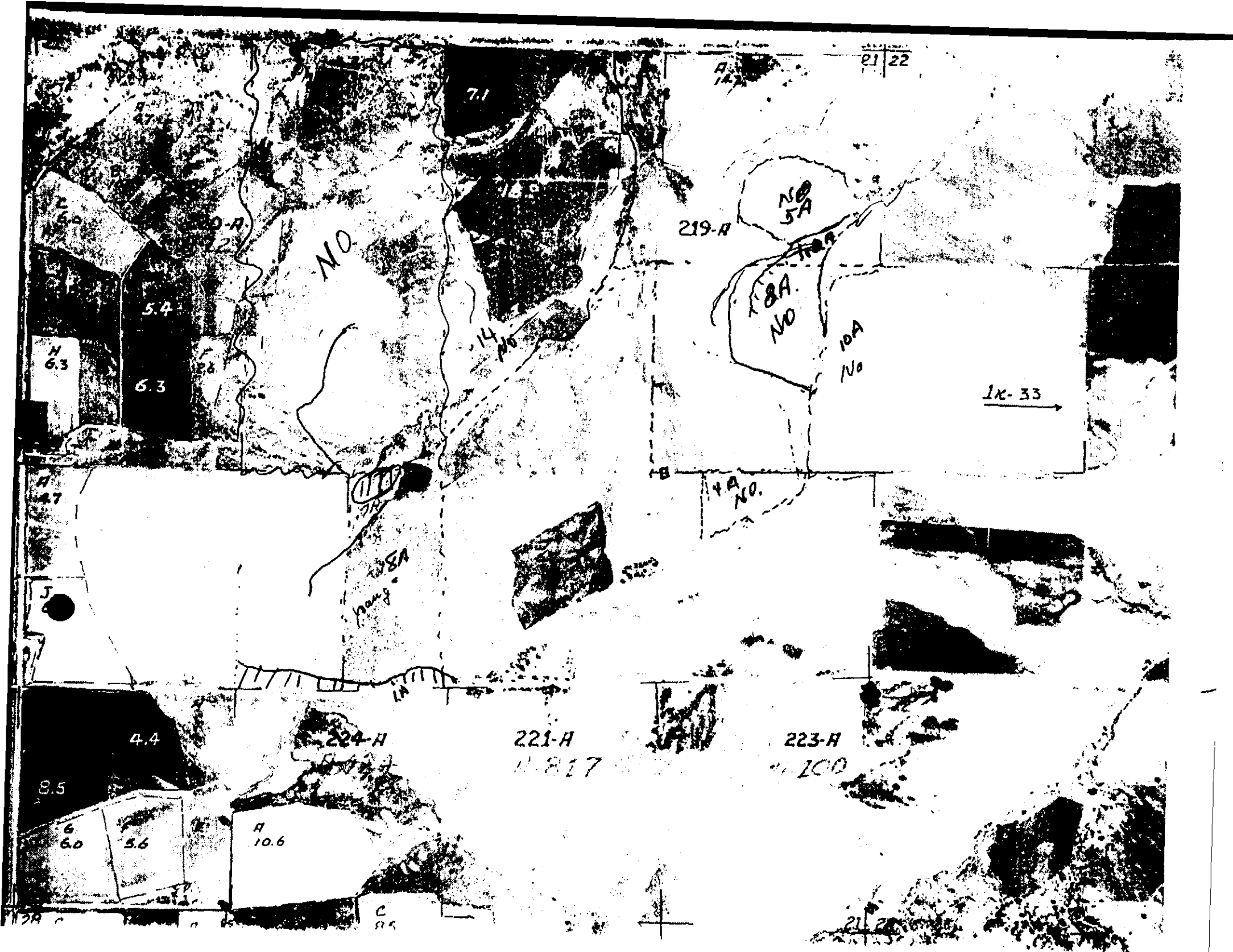
REMARKS:

This cement ditch is owned by multiple users. Additional amounts of water may be run through this ditch by placing additional check boards in Mud Creek

Examiner's Signature Kenn Flowerdew Date 10/18/72

Checked by Bob Haynes Date 1-8-73

Approved by _____ Date _____



22

22 23

207-H
1-141

206
H-12

213-H

1-19

212-H

211-H

H 3.7

I 4.3

A 4.3

B 3.8

A 2.2

E 4.5

D 3.0

C 2.2

F 1.8

G 3.4

B 6.3

C 1.5

D 5.7

F 2.6

E 5.3

B 1.9

H 1.0

C 4.2

I 1.0

J 8.2

D 4.0

J 6.2

214-H

K 7.0

210-H

D 2.8

2.5

2.2

2.3

2.3

12.2

H 2.7

E 7.5

A 4.0

F 1.9

F 4.2

A 4.2

215-H

1-812

B 2.2

C 2.4

465-H

C 6.5

B 4.0

D 5.1

218-H

1-12

D 4.1

E 5.3

F 2.4

217-H

216-H

1-13

22 23

27 28

Identification No. 477-7019

Application No. 42198

ASSIGNED TO:

Clarence L. Young & Dewey Nipper
Route # 3
Buhl, Idaho 83316

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

APPROVED

APPLICATION FOR PERMIT

LICENSE ISSUED FOR 432 To appropriate the Public Waters of the State of Idaho
LICENSE PAGE NO. 1

1. Name of applicant GUY KINYON
post office address Castleford, Idaho 83321
2. Source of water supply Mud Creek which is a tributary of Snake River
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 9 S
Range 14 E B.M. Twin Falls County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M.
4. Quantity to be appropriated:
 - a. 6.0 cubic feet per second and/or
 - b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:

irrigation purpose from March 1 to November 15 (both dates inclusive)

_____ purpose from _____ to _____ (both dates inclusive)

_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. diversion dam, gravity ditches, pipeline, sprinklers
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet; materials used in storage dam: _____
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
- b. Estimated construction cost is \$ 12,000.00
8. Description of proposed uses:
 - a. If water is **not** for irrigation:
 - (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M.
 - (2) Amount of power to be generated: _____ hp under _____ feet of head.
 - (3) List number of each kind of livestock to be watered _____
 - (4) Name of municipality to be served _____, or number 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 in the tabulation below:

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	
9 S	14 E	21	40	40	40	40	40			40	20				40	40			340
		22							40										40

Total number of acres to be irrigated 380

c. Describe any other water rights used for the same purposes 38 shares of Twin Falls Canal Co.

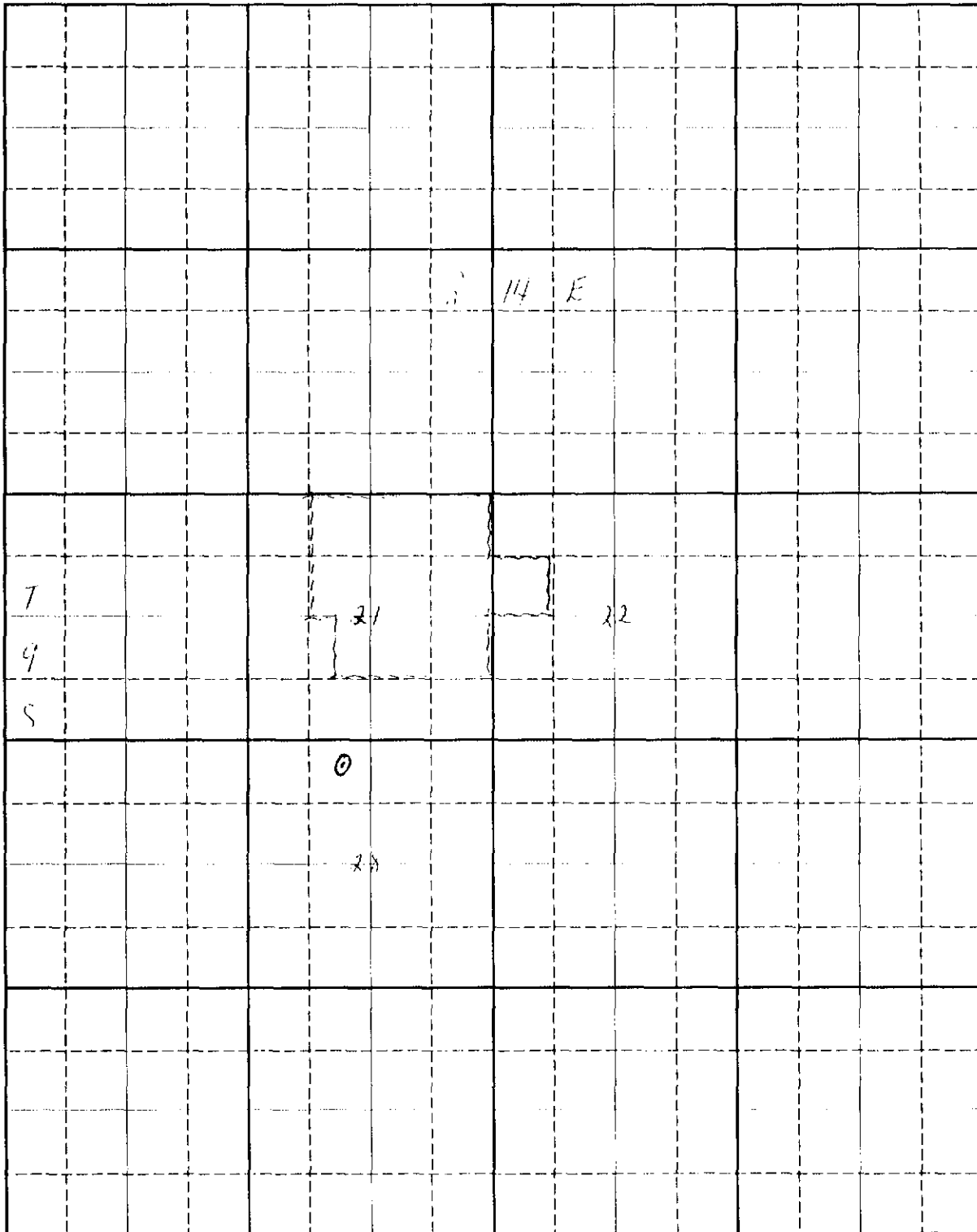
9. a. Who owns the property at the point of diversion Mr. James

b. Who owns the land to be irrigated or place of use self

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing personal contract for easement

10. Remarks

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

[Signature]
(Applicant)

Received by KD Date 12-20-67 Time 8:00 am

Preliminary check by _____ Fee \$ 45.00

Receipted by KD Date 12-20-67 rec'd # 271 gine

Publication prepared by KD Date 1-5-68

Published in U.S. G. Survey

Publication dates 1-11-68-68

Publication approved KD Date 1-10-68

Priority reduced to _____ Reason _____

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for (approval) denial by OK

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 47-7019, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 73.
- c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works. This permit is supplemental to all prior rights.

2. Denial of said application is for the following reasons: _____

Witness my hand this 19 day of February, 19 68.

R. Keith Higgins
State Reclamation Engineer

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 47-7019 Priority Dec. 20, 1967 Amount 4.38 cfs

THIS IS TO CERTIFY, that CLARENCE L. YOUNG & DEWEY NIPPER
of Buhl, Idaho, have ~~xxx~~ complied with the terms and conditions of Permit
No. 47-7019 issued pursuant to Application for Permit dated December 20, 1967,
and has submitted proof to the Department of Water Administration on October 31, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 6.69 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Mud Creek
tributary of the Snake River, is hereby confirmed in the following amounts:

Amount 4.38 cfs for Irrigation from March 1 to Nov. 15 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 4.38 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, Twp. 9 S, Rge. 14 E, B.M.

in the county of Twin Falls; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 876 acre feet per year or _____
4.0 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9 S	14 E	21	34	6	26	22					18				36	40			182
		22							37										37

Total number of acres irrigated 219

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 9th day of

July, 19 73


Director

47 7019