

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 63-19099
Date Received: 10/10/1989
Receipt No: W006192
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

HARRIS FAMILY LTD PARTNERSHIP Phone: (208)344-1131
4940 E MILL STATION ROAD
BOISE ID USA 83716

2. Date of Priority: 01/15/1963

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
03N	03E	30	NW	NE	NE	ADA	
03N	03E	30	NE	NW	NE	ADA	

5. Description of diverting works:

TWO WELLS, 8" DIAMETER, SUBM. TURBINE PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	0.14	

7. Total Quantity Appropriated is:

0.14 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	03E	19	SE	SE	DOMESTIC	
03N	03E	30	NE	NE	DOMESTIC	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

CHANGE OF OWNERSHIP LG 11-30-05

15. Basis of Claim: Beneficial Use

Should questions arise during the processing of this application please contact:
Steven Hannula - ERO Resources Corp. (208) 373-7983

RECEIVED

NOV 15 2005

WATER RESOURCES
WESTERN REGION

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-19099	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. (\$25) *N/A*
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions): **PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s) Harbur-Le Eno Inc.
3051 Wise Way Boise, ID 83712
4. New Owner/Claimant(s) Harris Family Limited Partnership
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 4940 E Mill Station Rd, Suite 101-B
- City, State and ZIP Code Boise, ID 83716
- New Telephone Number (208) 344-1131
5. Date you acquired the property April 23, 2004

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>63-19099</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

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

Melie Davis
Managing Partner of Harris Family
LL Partnership

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

For Office Use Only

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

THIS FORM FURNISHED COURTESY OF:

ALLIANCE TITLE & ESCROW CORP.

READ & APPROVED BY GRANTEE(S):

ADA CO. RECORDER
J. DAVID NAVARRO
BOISE IDALLIANCE TITLE
'96 DEC 23 PM 2 30FEE 12.10 BY *J. Navar*
RECORDED AT THE REQUEST OF

SPACE ABOVE THIS LINE FOR RECORDING DATA

Order No.: 95054320B

WARRANTY DEED

FOR VALUE RECEIVED ALLIANCE TITLE AND ESCROW CORP., A Delaware Corp.,
TRUSTEEGRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto HARRIS FAMILY
LIMITED PARTNERSHIP, An Idaho Limited Partnership

GRANTEE(S), whose current address is: C/O JOANN BUTLER 607 NO. 8TH, BOISE, IDAHO

the following described real property in
described as follows, to wit:

ADA

County, State of Idaho, more particularly

As set forth on the attached EXHIBIT "A", which by this
reference becomes a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: December 12, 1996

ALLIANCE TITLE AND ESCROW CORP., TRUSTEE

BY: Joan M. Hart

STATE OF IDAHO, COUNTY OF ADA, ss.

On this 13TH day of December in the year 1996, before me, the undersigned, a Notary Public in and for said State personally appeared Joan M. Hart known to me to be the Assistant Secretary of the corporation that executed this instrument and the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

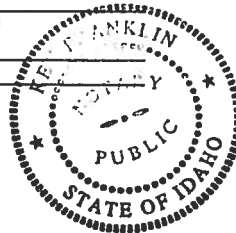
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Signature: [Handwritten Signature]
Name: _____

(Type or Print)

Residing At: Boise

My Commission expires: 10-3-98



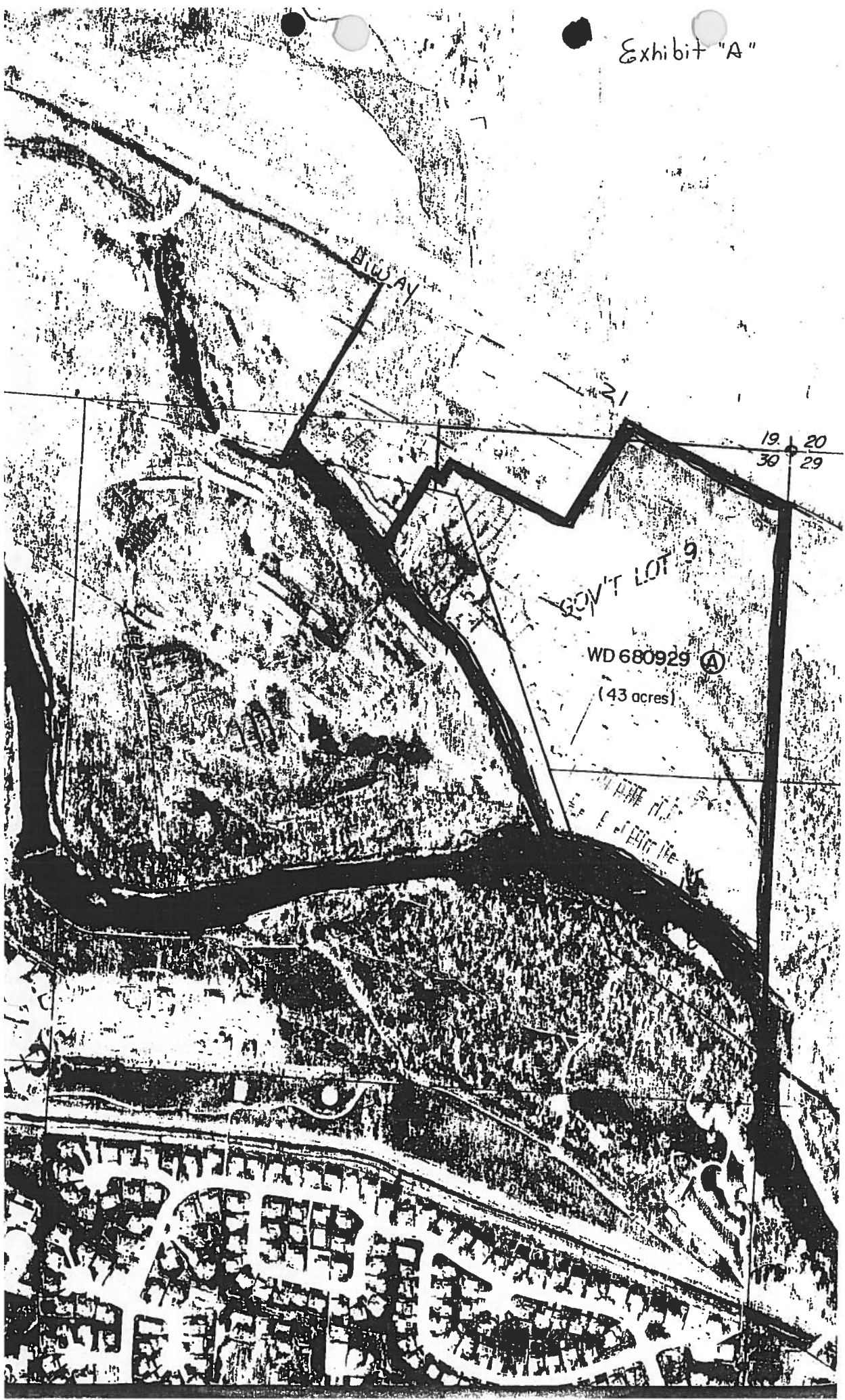
ORDER NO.95054320B

EXHIBIT "A"

PARCEL I

Government Lot 8, and a portion of Government Lot 9 in Section 30, Township 3 North, Range 3 East, and a portion of the South half Southeast Quarter Section 19, Township 3 North, Range 3 East, Boise Meridian, all in Ada County, Idaho, and being all that property outlined in red on the map attached hereto as Exhibit "A" and made a part hereof.

Exhibit "A"



RECORDATION REQUESTED BY:

David B. Lincoln
BATT & FISHER LLP
101 S. Capitol Blvd.
Boise, Idaho 83702

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 04/29/04 02:01 PM
DEPUTY Bonnie Oberbillig
RECORDED - REQUEST OF
Alliance Title
AMOUNT 30.00

10



WHEN RECORDED MAIL TO:

Brian Randolph Harris
3051 Wise Way
Boise, Idaho 83712

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

WARRANTY DEED

Harris Family Ranch LLP, an Idaho limited liability partnership, hereinafter referred to as "Grantor," for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby GRANT, BARGAIN, SELL, CONVEY AND WARRANT unto the Harris Family Limited Partnership, an Idaho limited partnership, of 3051 Wise Way, Boise, Idaho, 83712, hereinafter referred to as "Grantee," all those certain parcels of real property located in Ada County, Idaho, more particularly described on Exhibit A attached hereto and made a part hereof, hereinafter referred to as the "Premises."

TO HAVE AND TO HOLD The premises, together with its tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining to, the reversion and the reversions, remainder and remainders, rents, issues and profits thereof, including, without limitation, all water and water rights (including ground water), ditches and ditch rights, storage and storage rights, mineral rights, easements, rights of way, unto Grantee, and Grantee's heirs, successors and assigns forever; and Grantor does hereby covenant to and with Grantee that Grantor is the owner in fee simple of the premises; that the premises are free from all liens, claims and encumbrances, except property taxes not yet due and payable, conditions, covenants, restrictions, reservations and easements of record, and public rights-of-way, and that Grantor shall warrant and defend the same from all claims whatsoever.

IN WITNESS WHEREOF The undersigned Grantor has executed this Warranty Deed by an officer duly authorized this 23rd day of April, 2004.

GRANTOR:

Harris Family Ranch LLP, an Idaho limited liability partnership

By: Felicia Harris Burkhalter
Felicia Harris Burkhalter, Managing Partner

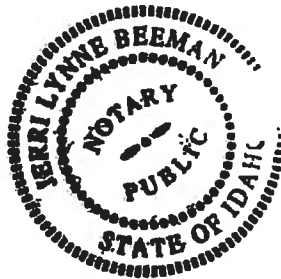
By: Medred H Davis
Medred H Davis, Managing Partner

By: Brian Randolph Harris
Brian Randolph Harris, Managing Partner

STATE OF IDAHO)
) ss
County of Ada)

On this 23 day of April, 2004, before me, Terri Lynne Beeman, a notary public in and for said state, appeared Felicia Harris Burkhalter, personally known or proved to me to be a Managing Partner of Harris Family Ranch LLP, an Idaho limited liability partnership, the partnership that subscribed to the within instrument, and acknowledged to me that she executed the same in such capacity on behalf of said partnership.

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



Terri Lynne Beeman
Notary Public for Idaho
Commission Expires 9/11/09

WARRANTY DEED - 2

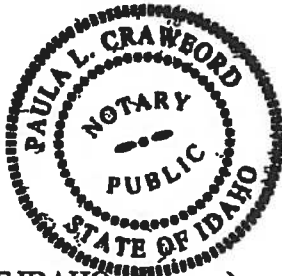
STATE OF IDAHO)

) ss

County of Ada)

On this 20th day of April, 2004, before me, Paula L. Crawford, a notary public in and for said state, appeared Mildred H. Davis, personally known or proved to me to be a Managing Partner of Harris Family Ranch LLP, an Idaho limited liability partnership, the partnership that subscribed to the within instrument, and acknowledged to me that she executed the same in such capacity on behalf of said partnership.

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



Paula L. Crawford
Notary Public for Idaho
Commission Expires 10/1/05

STATE OF IDAHO)

) ss

County of Ada)

On this 5th day of April, 2004, before me, Nancy S. Jensen, a notary public in and for said state, appeared Brian Randolph Harris, personally known or proved to me to be a Managing Partner of Harris Family Ranch LLP, an Idaho limited liability partnership, the partnership that subscribed to the within instrument, and acknowledged to me that he executed the same in such capacity on behalf of said partnership.

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



Nancy S. Jensen
Notary Public for Idaho

Commission Expires 1/25/06

WARRANTY DEED - 3

EXHIBIT "A"

N 1377064.80 m
E 2327683.85 m

A tract of land, partially located in Sections 19 and 30, Township 3 North, Range 3 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

COMMENCING at the section corner common to Sections 19, 20, 29 and 30, Township 3 North, Range 3 East, Boise Meridian, thence

South 89 degrees 55' West a distance of 290.5 feet to Station 1284 plus 71 on the Center line of the Union Pacific Railroad, Barber Spur; thence

North 64 degrees 28' West a distance of 858.00 feet to Station 1276 plus 13; thence

South 25 degrees 32' West a distance of 475.00 feet to the REAL POINT OF BEGINNING; thence

South 25 degrees 32' West a distance of 432.40 feet to a point; thence

North 40 degrees 48' West a distance of 214.06 feet to a point; thence

North 44 degrees 30' West a distance of 306.90 feet to a point; thence

North 25 degrees 32' East a distance of 241.45 feet to a point; thence

South 64 degrees 28' East a distance of 486.00 feet to the REAL POINT OF BEGINNING.

(Also known as assessor's tax parcel No. S0930120650)

~~Section~~ - a parcel of land being a portion of the W 1/2 of Section 29, T.3N., R.3E., B.M., Ada County, Idaho, more particularly described as follows:

COMMENCING at the North 1/4 corner of Section 29, T.3N., R.3E., B.M., Ada County, Idaho; thence South 00°25'29" West on the North-South mid-section line of said Section 29, 3002.99 feet to a point; thence leaving said mid-section line North 89°30'31" West, 660.00 feet to a point on the Westerly boundary of the Idaho Power Company property as described in the Warranty Deed recorded in Book 434 of Deeds at page 106, records of Ada County, Idaho; thence North 86°52'14" West, 786.16 feet to a point of non-tangency; thence Southwesterly 385.31 feet on the arc of a non-tangent curve to the left, said curve having a central angle of 36°58'49", a radius of 566.00 feet and a long chord of 359.00 feet which bears South 74°38'20" West to a point on the easterly right-of-way line of the existing Eckert Road as described in that deed recorded as Instrument number 34746, dated February 11, 1911, of Ada County Records; thence along said easterly right-of-way line North 49°20'00" East, 226.28 feet to a point of non-tangency, said point being on the northerly right-of-way line of the new alignment of Eckert Road and also being the REAL POINT OF BEGINNING; thence on the new alignment of Eckert Road, 137.58 feet on the arc of a non-tangent curve to the left, said curve having a central angle of 12°26'00", a radius of 634.00 feet, and a long chord of 137.31 feet which bears South 70°41'16" West to a point on the existing Westerly right-of-way line of Eckert Road; thence North 49°20'00" East, 1447.08 feet on the said Westerly right-of-way line of Eckert Road as described in said Instrument number 34746, to a point on the said Westerly Idaho Power Company property line; thence South 00°28'29" West, 66.41 feet on said Idaho Power Company property line to a point on the easterly right-of-way line of Eckert Road as described in said Instrument number 34746; thence South 49°20'00" West, 1275.49 feet on said easterly right-of-way line to the real point of beginning. Containing 1.55 acres more or less.

(Also known as assessor's tax parcel no. 30929212626)

N1377039.05
E2328491.20

~~RECORD~~ - a parcel of land being a portion of the W 1/2 of Section 29, T.3N., R.3E., B.M., Ada County, Idaho, more particularly described as follows:

COMMENCING at the North 1/4 corner of Section 29, T.3N., R.3E., B.M., Ada County, Idaho; thence South 00°29'29" West on the North-South mid-section line of said Section 29, 3002.99 feet to a point; thence leaving said mid-section line North 89°30'31" West, 660.00 feet to a point on the westerly boundary of the Idaho Power Company property as described in the Warrantly Deed recorded in Book 434 of Deeds at page 108, records of Ada County, Idaho; thence North 86°52'14" West, 786.16 feet to a point of non-tangency; thence Southwesterly 365.31 feet on the arc of a non-tangent curve to the left, said curve having a central angle of 36°58'49", a radius of 566.00 feet and a long chord of 359.00 feet which bears South 74°38'20" West to a point on the easterly right-of-way line of the existing Eckert Road as described in that deed recorded as Instrument number 34746, dated February 11, 1911, of Ada County Records; thence along said easterly right-of-way line North 49°20'00" East, 226.28 feet to a point of non-tangency, said point being on the northerly right-of-way line of the new alignment of Eckert Road and also being the REAL POINT OF BEGINNING; thence on the new alignment of Eckert Road, 137.58 feet on the arc of a non-tangent curve to the left, said curve having a central angle of 12°25'00", a radius of 634.00 feet, and a long chord of 137.31 feet which bears South 70°41'16" West to a point on the existing westerly right-of-way line of Eckert Road; thence North 49°20'00" East, 1447.08 feet on the said westerly right-of-way line of Eckert Road as described in said instrument number 34746, to a point on the said westerly Idaho Power Company property line; thence South 00°29'29" West, 66.41 feet on said Idaho Power Company property line to a point on the easterly right-of-way line of Eckert Road as described in said instrument number 34746; thence South 49°20'00" West, 1275.49 feet on said easterly right-of-way line to the real point of beginning. Containing 1.55 acres more or less.

(Also known as assessor's tax parcel no. 50929312626)

EXHIBIT A

LEGAL DESCRIPTION OF THE PREMISES

All that tract or parcel of land in Lot 2, Block 1, **CROWS LANDING SUBDIVISION**, according to the plat recorded in Book 63, at pages 6366-6367, in the records of Ada County, Idaho.

(Also known as assessor's tax parcel no. R1621740020)

N 1374576.58
E 2330840.80

That portion of the South one-half of the Northwest one-quarter of Section 34, Township 3 North, Range 3 East, Boise Meridian, Ada County, Idaho described as follows:

Beginning at the West one-quarter corner of said Section 34, T. 3 N., R. 3 E., B.M., marked by a brass cap; thence

North 1°34' East along the West boundary of said Section 34, 1,316.9 feet to a steel pin marking the 1/16 corner; thence

South 89°54' East along a 1/16 line 1,185.9 feet to a steel pin in an existing north-south fence line; thence

South 0°17' West 1,339.09 feet to a steel pin in the said existing fence line; thence

North 88°50' West along the east-west one-quarter line of said Section 34, 1,215.5 feet to the point of beginning.

Excluding from the above, the following described property:

That real property and improvements lying westerly from State Highway 21, generally known as the "CROW INN", and containing more or less one and two-thirds acres, as more particularly set out on a map prepared for Seller by Briggs & Associates, Consulting Engineers, Boise, Idaho, dated April 22, 1964, and designated as Dwg. No. M640428.

(Also known as assessor's tax parcel no. S0934231000)

PARCELA

A portion of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 29, Township 3 North, Range 3 East, Boise Meridian, and more particularly described as follows:

Commencing at an aluminum cap monument marking the north one-quarter ($\frac{1}{4}$) corner of said Section 29, from which a brass cap monument marking the northwest corner of said Section 29 bears North 89°36'29" West a distance of 2,857.58 feet; thence South 0°28'58" West a distance of 4,502.09 feet along the north-south center of section line of said Section 29 to a 5/8" iron pin monument marking the intersection with the ordinary high water line of the north (right) bank of the Boise River; thence South 81°57'25" East, 29.05 feet, along the said ordinary high water line to a 5/8" iron pin monument; thence South 63°21'03" East, 201.07 feet along said northerly ordinary high water line to a point of intersection with the meander line of the north (right) bank of the Boise River as described in the original GLO Survey Notes of 1888; said intersection being the REAL POINT OF BEGINNING; thence continuing along the said ordinary high water line to 5/8" iron pin monuments the following courses and distances; South 63°21'03" East, 82.88 feet; thence South 66°34'48" East, 181.83 feet; thence North 89°07'10" East, 51.94 feet to the intersection with said north meander line; thence North 89°58'16" West (formerly described as North 70°16' West in GLO Survey Notes), 282.41 feet returning to the real point of beginning, containing 0.07 of an acre, more or less, and containing an area of 2,972 square feet, more or less.

PARCELA B

Portions of the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), and the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), and the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) in Section 29, Township 3 North, Range 3 East, Boise Meridian, and more particularly described as follows:

Commencing at a brass cap monument marking the northwest corner of said Section 29, from which an aluminum cap monument marking the north one-quarter ($\frac{1}{4}$) corner of said Section 29 bears South 89°36'29" East a distance of 2,857.58 feet; thence South 0°16'44" West a distance of 2,447.24 feet along the west line of said Section 29 to the intersection with the meander line of the north (right) bank of the Boise River as described in the original GLO Survey Notes of 1888; thence South 54°43'16" East (formerly described as South 55°00' East

In said GLO Survey Notes), 23.27 feet along said north meander line; thence South 56°13'18" East (formerly described as South 56°30' East in said GLO Survey Notes), 169.49 feet along said north meander line to the intersection with the ordinary high water line of the north (right) bank of the Boise River, said intersection being the REAL POINT OF BEGINNING; thence continuing South 56°13'18" East, 113.71 feet along said north meander line; thence South 39°43'16" East, 660.00 feet (formerly described as South 40°00' East, 660.00 feet in said GLO Survey Notes), along said north meander line; thence South 62°28'16" East a distance of 1,320.00 feet (formerly described as South 62°45' East, 1320.00 feet in said GLO Survey Notes) along said north meander line; thence South 32°43'16" East (formerly described as South 33°00' East in said GLO Survey Notes), 196.95 feet along said north meander line to the intersection with the east line of the West ¼ of Government Lot 3; thence leaving said north meander line, South 0°25'54" West, 658.32 feet along said east line to a 5/8" iron pin monument marking the intersection with the ordinary high water line of the north (right) bank of the Boise River; thence along the said ordinary high water line to 5/8" iron pin monuments the following courses and distances:

North 86°00'10" West, 290.65 feet; thence North 73°30'40" West, 157.48 feet; thence North 58°57'50" West, 178.96 feet; thence North 47°21'15" West, 190.82 feet; thence North 36°36'05" West, 400.82 feet; thence North 32°16'03" West, 171.01 feet; thence North 27°50'38" West, 88.54 feet; thence North 33°09'57" West, 207.74 feet; thence North 43°19'22" West, 86.24 feet; thence North 28°28'00" West, 50.35 feet; thence North 28°16'29" East, 26.61 feet; thence North 11°01'38" West, 126.73 feet; thence North 28°42'22" West, 143.78 feet; thence North 51°23'40" West, 298.34 feet; thence North 29°51'00" West, 319.07 feet; thence North 15°22'23" West, 109.33; thence North 13°31'39" East, 38.90 feet returning to the real point of beginning, containing 24.69 acres, more or less, and containing 1,075,599 square feet, more or less.

PARCEL C

A portion of the Northeast Quarter (NE¼) of Section 30, Township 3 North, Range 3 East, Boise Meridian, and more particularly described as follows:

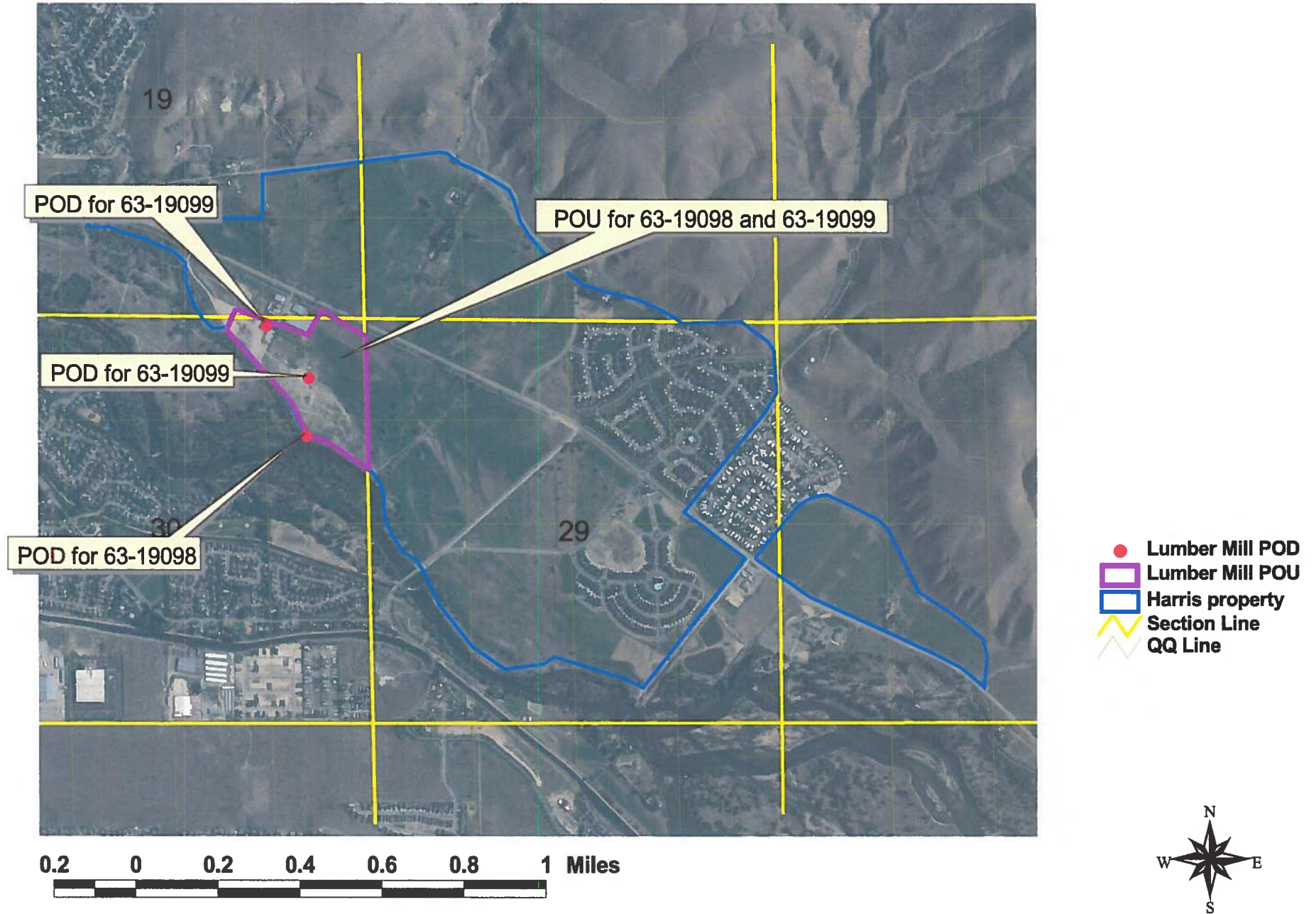
Commencing at a brass cap monument marking the northwest corner of said Section 29, from which an aluminum cap monument marking the north one-quarter (¼) corner of said Section 29 bears South 89°35'29" East a distance of 2,657.55 feet; thence South 0°16'44" West a distance of 2,447.24 feet along the west line of the NE¼ of said Section 29 to the intersection with the meander line of the north (right) bank of the Boise River as described in the original GLO Survey Notes of 1888; thence North 54°43'16" West (formerly described as North 55°00' West in said GLO Survey Notes), 762.79 feet along said north meander line; thence North 19°58'16" West (formerly described as North 20°15' West in said GLO Survey Notes), 533.47 feet along said north meander line to the intersection with the ordinary high water line of the north (right) bank of the Boise River, said intersection being the REAL POINT OF BEGINNING; thence continuing North 19°58'16" West a distance of 1,347.53 feet along said north meander line; thence North 79°28'16" West (formerly described as North 80°00'

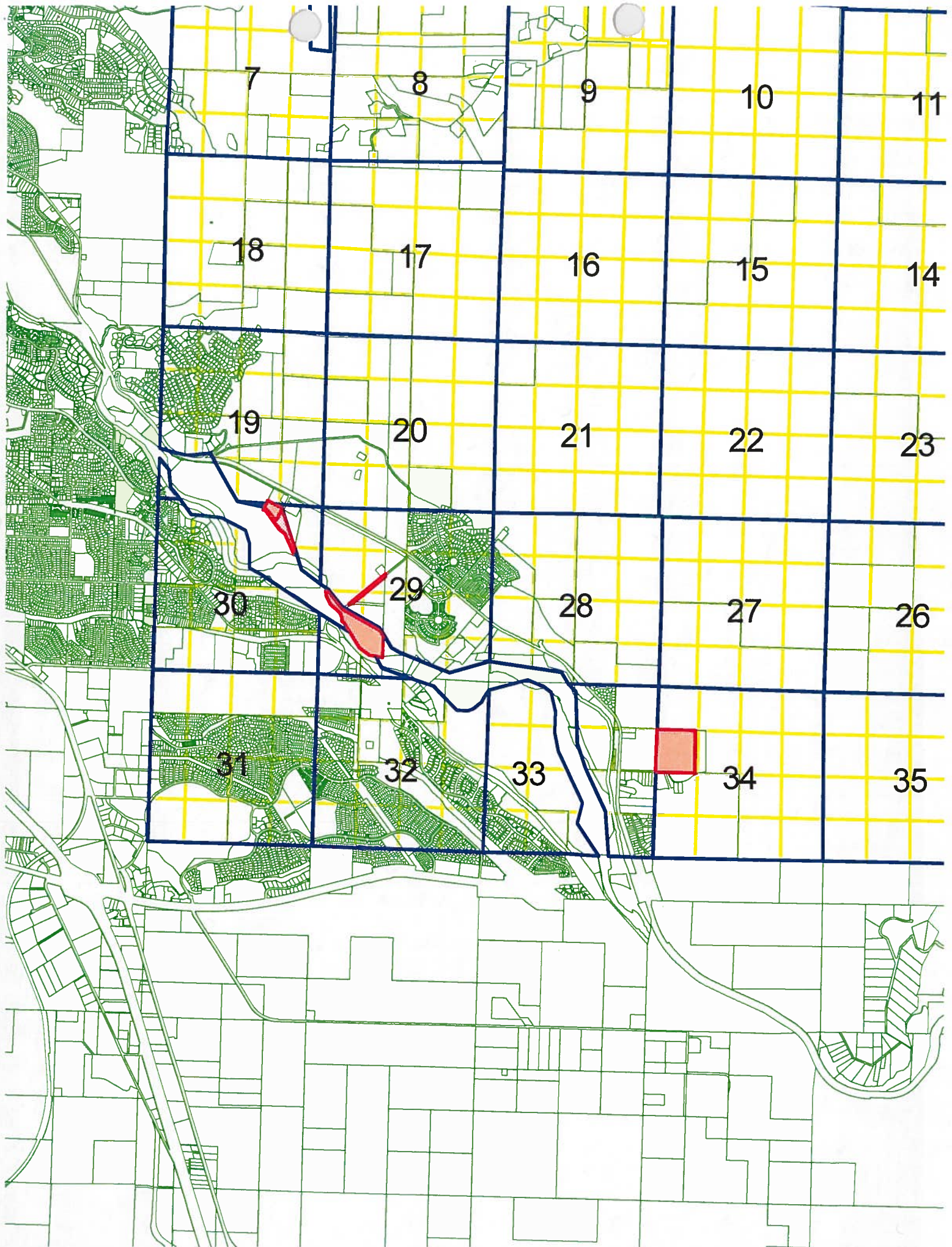
West in said GLO Survey Notes), 528.27 feet along said north meander line to the intersection with the northeasterly line of that certain parcel of land described in State of Idaho Disclaimer of Interest No. 39, recorded as Instrument No. 8750962, Records of said Ada County, Idaho; thence South 44°28'50" East (formerly described as South 44°43'58" East in said disclaimer), 85.54 feet along said northeasterly line; thence South 36°54'50" East, 326.82 feet (formerly described as South 37°09'59" East, 326.82 feet in said disclaimer) along said northeasterly line; thence South 39°19'57" East, 263.13 feet (formerly described as South 39°35'08" East, 263.13 feet in said disclaimer) along said northeasterly line; thence South 83°08'27" East, 166.87 feet (formerly described as South 83°23'36" East, 166.87 feet in said disclaimer) along said northeasterly line; thence South 31°59'42" East, 265.67 feet (formerly described as South 32°14'51" East, 265.67 feet in said disclaimer) along said northeasterly line; thence South 25°24'04" East, 547.31 feet (formerly described as South 25°40'01" East, 547.31 feet in said disclaimer) along said northeasterly line to a 5/8" iron pin monument marking the intersection with the ordinary high water line of the north (right) bank of the Boise River; thence South 49°01'03" East, 9.15 feet along said ordinary high water line to a 5/8" iron pin monument; thence South 82°45'14" East, 33.82 feet along said ordinary high water line returning to the real point of beginning, containing 5.73 acres, more or less, and 249,784 square feet, more or less.

This parcel is subject to all easements and rights-of-way existing or of record, including State of Idaho Acquired Easement No. 442.

(Also known as assessor's tax parcel ID: 50929335400)

POU Map for 63-19098 and 63-19099
Harris Family Ltd Partnership
(T3N, R3E Sections 19 and 30)





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: **A63-19099**
Date Received: 10/10/1989
Receipt No: W006192
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: HARBUR-LE ENO INC
Address: 3051 WISE WAY
BOISE ID

208-344-2573

83712

2. Date of Priority: JAN 15, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	03E	30	NW	NE	NE		ADA
			NE	NW	NE		ADA

5. Description of diverting works:
TWO WELLS, 8" DIAMETER, SUBM. TURBINE PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.140		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, FOUR BUSINESSES

MICROFILMED

SEP 11 1989

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	03E	19	SE	SE		DOMEST	
		30	NE	NE		DOMEST	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
SEP 01 1992

64

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

ALB-19099

Date Received

10-10-89

Receipt Number

W006192

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

OCT 10 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Harbur-LeEno Inc. dba Producers Lumber Phone (208) 344-2573Mailing Address 3051 Wise Way, Boise, Idaho Zip 837122. Date of Priority (Only one (1) per claim) May 1, 1965 Jan 15, 1963 ^{LE, H, H}3. Source of water supply (a) Groundwater
which is tributary to (b) N/A4. a. Location of existing point of diversion is: Township 3N Range 3E Section 30,
NE 1/4 of NW 1/4 of NE 1/4, Govt. Lot, B.M., County of AdaAdditional points of diversion if any: T3N, R3E, Sec. 30, NW/4 NE/4 NE/4b. If instream flow, beginning point of claimed instream flow is: N/ATownship 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 5. 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. Two drilled wells, both 8" diameter
equipped with submersible turbine pumps.

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SEP 01 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1/1 to 12/31 amount .14 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .14 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is -0- acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic water supply for four businesses employing 60 personnel.

10. Description of place of use:

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	
3N	3E	19																C	
3N	3E	30	C																

Total number of acres irrigated -0-

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

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

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.

or None (X)

14. Remarks:

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SEP 01 1992

Last Name Harbur-LeEno, Inc. Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

MICROFILMED
SEP 01 1992

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 0

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

Signature of Authorized Agent ALH Harris
Title and Organization President, Harbur - LeEno, Inc. Date 10/10/89

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 10 day of Oct 19 89



Notary Public Sherl L. Chapman

Residing at 2889 Colbyway Meridian

My Commission Expires 6/14/94

Please Print Name Sherl Chapman

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 _____

MICROFILMED
SEP 01 1992

Last Name Harbur - LeEno, Inc. Ident. Number _____

Copies White-State, Yellow-Claimant

Date Received _____

Due 1st working
day after the
date or Oct 10th
Tanner

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Dallas Harris
Name of Claimant

() 344-2573
Phone Number

3051 Wuseway
Mailing Address

Boise
City

Id
State

83712
Zip

Ada
County(s) where place of use is located

August 8 1989
Date claim originally due

all water rights in Ada County (14)
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

We have been working on claims since early May.
These water rights are extremely complex, involving
the penitentiary ditch, Stewart ditches and several
commercial and industrial rights.

Claimant requests an extension to Oct. 8 1989, 19 _____

Shel H. Chapman
Signature

August 4, 19 89
Date of request

Consultant
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to October 8, 19 89

Signed this 4 day of August, 19 89

[Signature]
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

DAVID B. SHAW

MICROFILMED

SPINK BUTLER

ATTORNEYS AT LAW

LLP

JOANN C. BUTLER
LAUREN MAIERS REYNOLDS
MICHAEL T. SPINK

(208) 388-3868
SGALLIVAN@SB-ATTORNEYS.COM

November 15, 2005

Via Hand Delivery

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

RE: Notices of Error and Change in Ownership
SB File No. 21295.11

TO WHOM IT MAY CONCERN:

Please see the enclosed two (2) fully executed Notices of Error and Change in Ownership forms. I understand that the fee for these applications is \$25.00 for each Notice of Error. Since there are two Notices, I have included a check for \$50.00 for these fees. Please provide a copy of each of the date/file stamped forms, and a receipt for the payment of fees, for our records.

If you have any questions regarding the enclosed documents, or this request, please do not hesitate to contact me at 388-3868. Thank you for your assistance with this matter.

Sincerely,

Sharon Gallivan

Sharon Gallivan
Paralegal

SGG:jfb

Enclosures

251 E. FRONT STREET
SUITE 200
P.O. BOX 639
BOISE, IDAHO 83701

208-388-1000
208-388-1001 (F)
WWW.SB-ATTORNEYS.COM

RECEIVED

NOV 15 2005

WATER RESOURCES
WESTERN REGION

11/03/2005

**NOTICE OF ERROR
REPLY**

RECEIVED

NOV 15 2005

**WATER RESOURCES
WESTERN REGION**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 63-19099

HARBUR-LE ENO INC.
3051 WISE WAY
BOISE, ID 83712
Telephone Number: (208)344-2573

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Place of Use, Ownership

2. Describe the changes you wish to make in the proposed recommendation:

Ownership: See attached Change in Ownership Notice to the Harris Family Limited Partnership.

Place of Use: The map associated with the attached Change in Ownership outlines the property boundary, which is the Place of Use and the location of the Points of Diversion (2 wells). The Place of Use should include the NENE, NWNE, and the SENE of section 30 plus the SESE and SWSE of section 19.

3. Give a brief explanation as to why you disagree with these portions:
IDWR's GIS Place of Use Illustration, includes land that was not part of the original lumber mill for which these water rights are claimed. The map we are providing outlines the parcel boundaries in which the lumber mill was built and operated. The lumber mill and land has since been deeded to the Harris Family Limited Partnership.

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-14-05 SIGNATURE: Millie Davis

Please print your name: MILLIE DAVIS

IDWR Regional Office 2735 Airport Way, Boise, ID 83705: (208) 334-2190

*made changes to
POU & adj. JCT
POD PER
client map
enclosed
W/N/E
vmm.*

11/30/2005

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

RIGHT NUMBER: 63-19099
NAME AND ADDRESS: HARRIS FAMILY LTD PARTNERSHIP
4940 E MILL STATION ROAD
BOISE ID 83716
SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.040 CFS
The quantity of water under this right shall not exceed 2,500 gallons per day.
PRIORITY DATE: 01/15/1963
POINT OF DIVERSION:

T03N R03E S30 NENE Within ADA County
T03N R03E S30 NWNE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for an office, employee facilities and equipment cooling associated with a sawmill.		

PLACE OF USE: DOMESTIC Within ADA County

T03N R03E S19	SWSE	T03N R03E S19	SESE
T03N R03E S30 Lot 9 NENE		T03N R03E S30 Lot 9 NWNE	
T03N R03E S30 Lot 9 SENE			

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

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

PARCEL NOS. S0919434745, 03N03E194745

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

November 30, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Harris Family Limited Partnership
4940 E Mill Station Road
Boise, ID 83716

Re: Notice of Claim to a Water Right No. 63-19099, 63-19098

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

11/29/2005

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

RIGHT NUMBER: 63-19099

NAME AND ADDRESS: HARBUR-LE ENO INC
3051 WISE WAY
BOISE ID 83712

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 2,500 gallons per day.

PRIORITY DATE: 01/15/1963

POINT OF DIVERSION:

T03N R03E S30 NENE Within ADA County

T03N R03E S30 NWNE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for an office, employee facilities and equipment cooling associated with a sawmill.		

PLACE OF USE: DOMESTIC Within ADA County

T03N R03E S19	SWSE	T03N R03E S19	SESE
T03N R03E S30 Lot 9	NENE	T03N R03E S30 Lot 9	NWNE
T03N R03E S30 Lot 9	SENE		

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

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

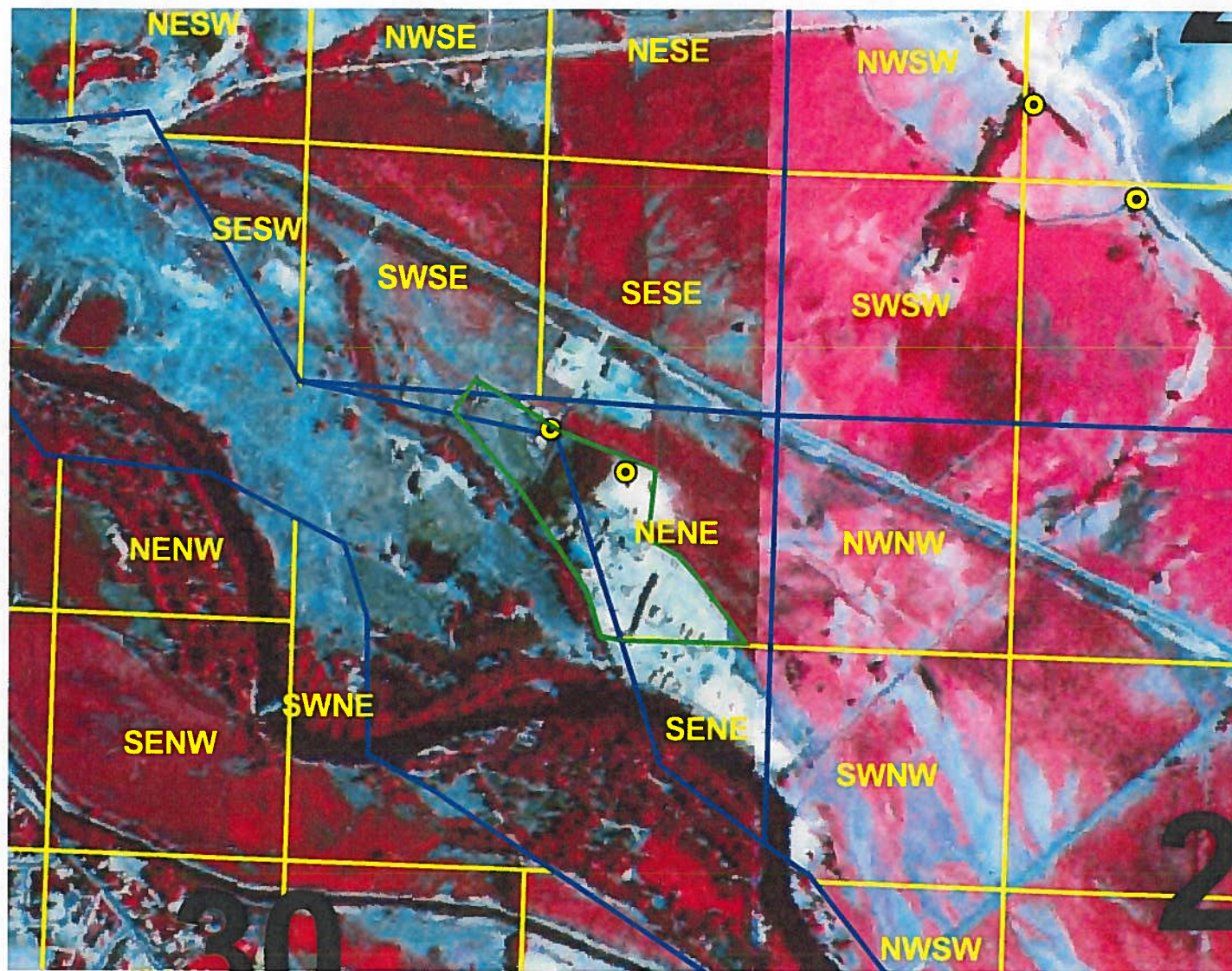
PARCEL NOS. S0919434745, 03N03E194745

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

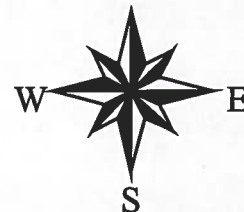


State of Idaho
Idaho Department of Water Resources
Western Region

T3N R3E SECTIONS 19 AND 30
Water Right (s): 63-19099



1320 0 1320 2640 Feet



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

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: July 2005

MEMORANDUM

TO: CLAIM FILE NO. 63-19099
FROM: VICKY L MUSIC, WATER RESOURCE AGENT, IDWR / WESTERN
REGION
SUBJECT: EVIDENCE OF PRIORITY, POU, ETC
DATE: 7/20/2005
CC: NA

I talked to Randy Harris today re location of wells and the business/domestic use.

The sawmill well has not been used since about 1999 when the mill stopped operating. When used, it ran 24/7. Currently, the business using the well are all Harris family businesses located on the parcel west of the sawmill site. There is an office building there and a small maintenance shop that steam cleans farm equipment.

This right is limited to 2500 gpd because the claimant was not able to provide any information re evidence of priority. The property is undeveloped in the 1964 aerial. This would not have been enough water for the sawmill equipment and personnel x 24/7. 60 employees x 15 gpd = 900 gpd and this doesn't include use for the maintenance shop or the sawmill.

VLM



ERO Resources Corp.
3314 Grace Street
Boise, ID 83703-5836
(208) 373-7983
Fax: 373-7985
Denver • Boise • Durango
www.eroresources.com
eroboise@eroresources.com

RECEIVED

JUL 11 2005

WATER RESOURCES
WESTERN REGION

July 11, 2005

Vicky Music
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

RE: Harris Ranch Claims

Dear Ms. Music:

In an e-mail dated April 22, 2005, you requested some supporting documentation for claims 63-19088, 63-19098, and 63-19099. Please accept the following enclosed documents as support for those claims.

63-19088: No supporting documentation

63-19098: Letter of Affidavit from Larry Eno and Commercial Worksheet

63-19099: Letter of Affidavit from Larry Eno and Commercial Worksheet.

Larry Eno is the 'Eno' of Harbur-LeEno Inc. He provided much of the information used on the Commercial Worksheet. Randy Harris was interviewed and supported the information and signed the worksheets.

For claim 63-19088, no supporting documentation could be produced.

For 63-19098, the priority date of 4/30/1965 could not be precisely identified. As Larry Eno describes in his affidavit, the main sawmill business didn't really start until 1967 to 1968. The location of the wells is described in the Commercial Worksheet. A field exam was not performed because the actual sawmill operation stopped and the company running the operation dissolved in 2001.

For claim 63-19099, the priority date of 1/15/1963 could not be precisely identified. Harbur-LeEno Inc. purchased the office building in 1967 from Mr. Wise. Larry Eno indicated that the domestic well for that office was installed several years prior to their purchase, so the 1963 date is reasonable, but only by inference. I could not find the driller's report for that well. The second well supplied domestic water for the sawmill plus water for cooling of some of the equipment. Larry Eno said that a ¾ hp pump was installed in the well, but did not know of the actual gallons used per day. No driller's report could be found for this well either.

I hope this information is helpful in your recommendation.

Regards,

Steven R. Hannula

AFFADAVIT OF LARRY ENO

July 11, 2005

I, Larry Eno, currently live at 3487 Mineral Place, Boise, ID 83716. I was born on September 24, 1929. I state and affirm the following regarding my history and recollection of the Harris Ranch along Warm Springs Avenue in Boise, Idaho.

I have worked for the Harris family for over 50 years, 1946 to the present day, in a variety of capacities, from running cattle, irrigating fields, working in the lumber company, to entering into business ownership with the family. In the past 7 years, I have worked as a supervisor for the ranch.

I was part owner in the company named Harbur-LeEno, Inc. that was formed on April 26, 1961 and dissolved in 2001. Harbur-LeEno, Inc. purchased a lumber mill operation from Producers Lumber in 1966 and moved the operations to the property at Harris Ranch in 1967 by building a new milling station. The office for the new lumber mill was at 3051 Wise Way. The lumber mill began operations in about 1968. Logs were staged on the property in preparation for cutting and drying. Water was needed to maintain the logs moist. Water was pumped from a pump station located on the bank of the Boise River. I helped build the pump house on top of a concrete diversion structure. Gem State Electric wired a 75 horsepower pump in about 1968. The water was pumped to 10 to 15 handlines, each with 10 to 15 sections. We needed between 40 and 50 psi pressure for the sprinklers to work correctly. Water right claim 63-19098 is for 2.67 cfs. The pumping system supplied a lot more water than 2.67 cfs, but the excess was allowed to flow back to the river.

A diesel powered pump of 150 to 200 horsepower was also installed for pumping water for fire protection.

Also, there are two wells that provided drinking water for the business. One well is located on the east side of the main office building on Wise Way (on west side of Wise Way). Mr. Wise had this well installed a few years before we bought his building in 1967. It supplies drinking water to the office to this day. A second well, located on the

east side of Wise Way provided drinking water to the sawmill and cooling water to the planer and blade in the sawmill. The well was installed in about 1969. A ¾ hp pump was installed.

DATED this 11th day of July, 2005.

By: Larry Eno
Larry Eno



SUBSCRIBED AND SWORN to before me this 11th day of July, 2005.

Staci Welsh
Notary Public for Idaho
Residing at: Meridian, ID

Commission Expires: 2/3/2011

COMMERCIAL USE VOLUME

* Please keep in mind that these questions pertain only to the use of the water listed on the enclosed **Adjudication Claim Report**.

Type of Establishment: (example -camp, church, country club, bar/lounge, boarding house, factory, motel, highway rest area, hospital, laundry, office, park, restaurant, school, service station, theater)

Office of sawmill and portion of sawmill operation

Type of Facilities: (example: kitchen facility/cafeteria, lavatory facilities, shower(s), bath(s), sink(s), trailers, flush toilets)

Office drinking water, bathroom for 50 employees, and cooling water for wood planer and cooling water for the cutting blade for the sawmill.

Number of Fixtures: (example: number of flush toilets, number of bathtubs, number of bathroom/kitchen sinks, number of showers, etc.)

4 sinks, 4 flush toilets. Cooling for planer and cutting blade

How many employees (and/or public individuals) per day use each of the facilities your commercial use is based upon?

About 50 employees.

How many hours per day is the facility open for this specific use? **How many days per week** is the facility open for this use?

Some aspects of the mill were operated 24 hour per day.

How many days per week is the facility open for this use?

The facility was open 7 days a week

Is this facility open year round? XX Yes _____ No

If not, please indicate the length of time the facility is open during the year.

* * Most businesses have a good idea of how many gallons of water per day they use. If this is true in your case, please indicate how many **total gallons of water** you use for the commercial purposes explained above: Less than 2,500 gallons per day.

Additional information you feel may be pertinent: There are two wells associated with claim 63-19099. One well supplies the office bathroom and drinking water, the other well supplies the sawmill's drinking water, bathroom, and planer and cutting blade cooling.



Randy Harris

(208) 342-4212

Business telephone number

Please return to:

**ATTN : Vicky L. Music
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082**

MEMORANDUM TO CLAIM FILE

TO: CLAIM FILE NO. 63-19099
FROM: VICKY L MUSIC, WATER RESOURCE AGENT, IDWR / WESTERN
REGION
SUBJECT: RECOMMENDATION
DATE: 7/18/2005
CC:

This is a beneficial use claimed filed by HarBur – Le Eno Inc. The Dallas Harris family and Larry Eno were some of the several owners. The business was dissolved in 2002. This claim was filed for uses associated with a sawmill though domestic was claimed. The sawmill has not been operational for an unknown number of years.

I have been in contact with Steve Hannula, contractor with the claimant regarding information needed to recommend 3 beneficial use claims. See e-mails in the claim file. The claimant could not provide evidence of priority for the claimed priority date for the 2 wells on the site.

The claim provided information insufficient to determine the locations of the wells and the place of use. The claim states the water is used for 4 businesses. I requested information regarding use from Steve Hannula, and also place a phone call and left a phone message for Randy Harris on 7/18/2005.

Re quantity – the commercial use worksheet filled out by the claimant or claimant's consultant did not provide enough information to calculate annual volume for the commercial uses. Due to this and the lack of evidence of priority, I recommended it as a de minimus domestic not to exceed 2500 gpd.

VLM

Desktop review/vrm

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-10999

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☐ No change – Complete evidence submitted or not necessary
- ☒ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 3-1-1965

(If priority date, based on your exam, seems questionable, explain below.)

claimant not able to produce evidence of priority

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION2 wells

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

*see claims***OVERLAP REVIEW**

Other water rights with the same point of diversion: _____

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain: _____

WATER USES☒ No change☐ Different Uses

Use *dom* From *1-1* To *12-31* Amount *.04* CFS _____ AFA _____
Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____
Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____

TOTAL VOLUME – Groundwater only

- NA- de minimis*
- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA _____
☐ Changes found, the new total is, Amount _____ CFS _____ AFA _____
☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:☒ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # _____
Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: _____

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain: _____

Delivery System Narrative: see claims - sawmill not operational

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: measurements requested but not provided.

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

1006 ✓ Dam use is for commercial use in an office and dam for equipment cooling associated with a sawmill.

1006 ✓ Q for dam not to > 2500 b/cd

111 ✓ Q not a def. of hist b/c.

- (1.) no evid of priority
(2.) sawmill not operational and claimant did not
provide info sufficient to determine volume for sawmill
equipment contents.

AFTER EXAM THE FILE SHOULD CONTAIN:

- VA ☒ Completed claim checklist
☐ Photographs of POD's and POU
☐ GPS readings
☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED:

7-10-05

FIELD EXAMINER:

Wick Wink

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-19099

WATER RIGHT NUMBER: 63-19099

Owner Type Name and Address
 Current Owner HARBUR-LE ENO INC
 3051 WISE WAY
 BOISE, ID 83712
 (208)344-2573

Priority Date: 01/15/1963
 Basis: Beneficial Use
 Status: Active

Source Tributary
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.140 CFS	
	<u>Total Diversion:</u>	0.140 CFS	

Location of Point(s) of Diversion

GROUND WATER ADA County	NW1/4NE1/4NE1/4	Sec. 30, Twp 03N, Rge 03E, B.M.
GROUND WATER ADA County	NE1/4NW1/4NE1/4	Sec. 30, Twp 03N, Rge 03E, B.M.

Place of Use
 DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	03E	19																	X
03N	03E	30	X																

Conditions of Approval:Remarks:Comments:Dates and Other Information:

confirm PODS
 EOP.

Q limited to 2500 gpd

Dom use is for a office and equipment
 cooling associated with a sawmill.

Q for dom not a det. of hist blu

lot 9

**Land Records**
[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)
Property Details for Parcel S0920314800

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- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

General Information

Property Acres: 118.000
Zone Code: R-3D/DA
Primary Code Area: 01-6 Tax Districts
Group Type: SECT
Subdivision: 3N 3E 20
Section: 3N3E20

Property Description

PAR #4800 OF SW4
 SEC 20 3N 3E
 #312000 B
 #96089275

Property Address

3051 S WISE WAY
 BOISE, ID 83716


[Click to View Interactive Map](#)
Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	10-IRRIGATED AG	77.000	\$58,000	INCOME
Primary	50-DRY GRAZING	41.000	\$1,600	INCOME
Primary	320-IMPROVEMENT	0.000	\$5,000	COST

Total Assessed Value: \$64,600

Parcel Valuation History

Assessed value for year 2004 \$64,600
Assessed value for year 2003 \$62,800
Assessed value for year 2002 \$63,000
Assessed value for year 2001 \$64,300
Assessed value for year 2000 \$59,400

Ada County Links

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- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

Property Characteristics

Residential
 Agriculture

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Music, Vicky

From: Music, Vicky
Sent: Friday, April 22, 2005 10:41 AM
To: 'shannula@eroresources.com'
Subject: 63-19088, 19098 and 19099

Hi Steve -

Thanks for calling yesterday re the beneficial use claims referenced above. The evidence of priority pamphlet and commercial use worksheet are attached to this e-mail. To summarize the info needed for me to recommend these claims:

63-19088

- 1 - confirm location of well so that I can locate it accurately on a map
- 2 - evidence of priority for the claimed priority date of 3/3/1961
- 3 - any measurements data of the quantity of water historically pumped and used or enough information to calculate theoretical flow.

63-19098

- 1 - evidence of priority for the claimed priority date of 4/30/1965
- 2 - description of commercial use and completion of commercial use worksheet attached
- 3 - location of well, any measurements data of the quantity of water historically pumped and used or enough information to calculate theoretical flow.
- 4 - Due to this being a beneficial use claim and the quantity claimed, we [or you] will need to do a field exam to confirm the elements of the claim unless the information provided by the commercial worksheet indicates that the quantity needed is 2 cfs or less.

63-19099

- 1 - evidence of priority for the claimed priority date of 1/15/1963
- 2 - description of the domestic use and completion of commercial use worksheet attached for each of the 4 businesses.
- 3 - location of well, any measurements data of the quantity of water historically pumped and used or enough information to calculate theoretical flow.

Call if you need to. 334-2190. Thanks -

Vicky L. Music
Sr. Water Resource Agent
IDWR - Western Region
(208) 334-2190

AJ5809NP
No. R63-19099

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/28/98
PAGE: 27

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HARBUR-LE ENO INC 3051 WISE WAY BOISE ID 83712 (208) 344-2573	01/15/1963	DOMESTIC	01-01 12-31	0.14 CFS	
TOTAL DIVERSION:					0.14 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T03N R03E S30

NWNENE

NENWNE

ADA County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
03N	03E	19	:																	:
03N	03E	30	:	D																:

POU County: ADA

Non-Irrigation Uses: ~~DOMESTIC, FOUR BUSINESSES~~

Other Rights: NONE

Remarks: ^{EXP} GEN PARCEL NOS. S0919434745, 03N03E194745

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 08/30/93 DUNN1 03/30/95 POST-STD

POD - F02

Hold for later report
Commercial use

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-19099**

04/13/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-184	Claim	03N	03E	19	SE	SE		IRRIGATION	28/244	DALLAS H HARRIS
-365	Claim	03N	03E	19	SE	SE		IRRIGATION	28/533	DALLAS H HARRIS
2973	Claim	03N	03E	19	SE	SE		IRRIGATION	28/24	DALLAS H HARRIS
3261	Claim	03N	03E	19	SE	SE		IRRIGATION	28/35	DALLAS H HARRIS
7103	Claim	03N	03E	19	SE	SE		IRRIGATION	28/82	DALLAS H HARRIS
8627	Claim	03N	03E	19	SE	SE		IRRIGATION	27/195	H & H RANCHES
-184	Water Right	03N	03E	19	SE	SE		IRRIGATION	28/590	DALLAS H HARRIS
-365	Water Right	03N	03E	19	SE	SE		IRRIGATION	28/590	DALLAS H HARRIS
2973	Water Right	03N	03E	19	SE	SE		IRRIGATION	28/590	DALLAS H HARRIS
3261	Water Right	03N	03E	19	SE	SE		IRRIGATION	28/590	DALLAS H HARRIS
7103	Water Right	03N	03E	19	SE	SE		IRRIGATION	28/590	DALLAS H HARRIS
8627	Water Right	03N	03E	19	SE	SE		IRRIGATION	27/195	DALLAS H HARRIS
19098	Claim	03N	03E	19	SE	SE		COMMERCIAL		HARBUR-LE ENO INC
2576	Claim	03N	03E	19	SE	SE		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	03E	19	SE	SE		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	03E	19	SE	SE		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	03E	19	SE	SE		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	03E	19	SE	SE		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	03E	19	SE	SE		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	03E	19	SE	SE		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	03E	19	SE	SE		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	03E	19	SE	SE		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	03N	03E	19	SE	SE		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	03E	19	SE	SE		MUNICIPAL		UNITED WATER IDAHO INC
19099	Claim	03N	03E	19	SE	SE		DOMESTIC		HARBUR-LE ENO INC
12438	Water Right	03N	03E	19	SE	SE		FIRE PROTECTION		IDAHO SHAKESPEARE FESTIVAL
12438	Water Right	03N	03E	19	SE	SE		FIRE PROTECTION STORAGE		IDAHO SHAKESPEARE FESTIVAL
-184	Claim	03N	03E	30	NE	NE		IRRIGATION	20/244	DALLAS H HARRIS

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-19099**

04/13/2005

2

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-365	Claim	03N	03E	30	NE	NE		IRRIGATION	20/533	DALLAS H HARRIS
2973	Claim	03N	03E	30	NE	NE		IRRIGATION	20/24	DALLAS H HARRIS
3261	Claim	03N	03E	30	NE	NE		IRRIGATION	20/35	DALLAS H HARRIS
7103	Claim	03N	03E	30	NE	NE		IRRIGATION	20/82	DALLAS H HARRIS
-184	Water Right	03N	03E	30	NE	NE		IRRIGATION	20/590	DALLAS H HARRIS
-365	Water Right	03N	03E	30	NE	NE		IRRIGATION	20/590	DALLAS H HARRIS
2973	Water Right	03N	03E	30	NE	NE		IRRIGATION	20/590	DALLAS H HARRIS
3261	Water Right	03N	03E	30	NE	NE		IRRIGATION	20/590	DALLAS H HARRIS
7103	Water Right	03N	03E	30	NE	NE		IRRIGATION	20/590	DALLAS H HARRIS
19098	Claim	03N	03E	30	NE	NE		COMMERCIAL		HARBUR-LE ENO INC
19099	Claim	03N	03E	30	NE	NE		DOMESTIC		HARBUR-LE ENO INC
2576	Claim	03N	03E	30	NE	NE	9	MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	03E	30	NE	NE	9	MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	03E	30	NE	NE	9	MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	03E	30	NE	NE	9	MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	03E	30	NE	NE	9	MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	03E	30	NE	NE	9	MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	03E	30	NE	NE	9	MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	03E	30	NE	NE	9	MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	03E	30	NE	NE	9	MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	03N	03E	30	NE	NE	9	MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	03E	30	NE	NE	9	MUNICIPAL		UNITED WATER IDAHO INC
12438	Water Right	03N	03E	30	NE	NE	9	FIRE PROTECTION		IDAHO SHAKESPEARE FESTIVAL
12438	Water Right	03N	03E	30	NE	NE	9	FIRE PROTECTION STORAGE		IDAHO SHAKESPEARE FESTIVAL

WATER RIGHT NUMBER - A63-19099

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
HARBUR-LE END INC

1 - 3051 WISE WAY
2 -
3 -
CITY- BOISE
PHONE - 208-344-2573

STATE- ID ZIP- 83712

*** K - ALSO KNOWN AS ***
PRODUCERS LUMBER

1 -
2 -
3 -
CITY- X
PHONE - 208-000-0000

STATE- ID ZIP- 0

+ - - PRIORITY DATE - - +
01/15/1963

+ - - - REGION - - - +
14 WESTERN

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - - +
GROUNDWATER

+ - - - - TRIBUTARY - - - - - +

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	POINT OF DIVERSION	STREAM INDEX (BLANK IF NO INDEX CODE)
03N	03E	30	NW NE NE NE NW NE	61		(1) ADA (1) ADA		

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE	DIVERSION RATE	DIVERSION VOLUME
43 - DOMESTIC		01/01	12/31		0.140	

+ - TOTAL DIV. RATE - +	+ - TOTAL DIV. VOLUME - +	+ - TOTAL DIV. CAPACITY - +	+ - TOTAL CONSUMPTIVE USE - +	+ - KW USAGE - +
0.140			0.0	

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE	DESCRIPTION	COUNTY
03N	03E	19	SE SE		43	DOMESTIC		(1) ADA
03N	03E	30	NE NE		43	DOMESTIC		(1) ADA

+ - - DIVERSION MEANS - TWO WELLS, 8" DIAMETER, SUBM. TURBINE PUMPS

+ - - NON-IRRIGATION USE - DOMESTIC, FOUR BUSINESSES

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - - +
NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

MICROFILMED

JUL 27 1994

*Sec 19 + of NW 4
Sec 30*

WATER RIGHT NUMBER - A63-19099 PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 06/25/92 MCCARTHY

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 10/10/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- W006192	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

S0919434745
03N03E194745

DATA ENTRY
ENTERED 8-30-93 YS
CHECKED 10/25/93 AD

Verified By
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
NOV 28 1992

PROOF
SEP 08 1992

CERTIFIED
JUL 28 1993
WATER EXAMINER

MICROFILMED
JUL 27 1994