

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Grant Harris Phone (801) 621-1380
Pennsylvania
Post office address 2795 Pennsylvania Ave, Ogden Utah 84401
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 14 Township 16S Range 36E B.M. Oneida County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.0 for recreation purposes from 1 Jan to 31 Dec (both dates inclusive)
(cfs or acre-feet per annum)
Amount 1.46 for Irrigation purposes from 7 April 4/15 to 1 Nov 10/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 2.0 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well and pump: open discharge
to ponds: water will be diverted to open ditches for irrigation during the season.

b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total
reservoir capacity 10 acre-feet; period of year when water will be diverted to storage:
1 Jan to 31 Dec inclusive.
c. Proposed well diameter is 12" inches; proposed depth of well is 200' feet.
d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
5 years (minimum 1 year).

* standard irrigation season area B. 8/15/94 csg.

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

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	
16S	36E	14			1/5				9	19	3	18	3		8				65
		15															8		8

Total number of acres to be irrigated 73

10. Describe any other water rights used for the same purposes as described above. None for Recreation:
none for irrigation.

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

12. Remarks: The recreation water is used for three ponds (see photographs) during the irrigation season after the water has gone through the ponds 1.46 cfs will be used for irrigation. The remainder will be run into the malad river.

Received by DMD Date 13 Dec 1991 Time 15:00 Preliminary check by _____
Fee \$ 65⁰⁰ Received by ED16792 BMD Date 13 Dec 1991
Publication prepared by LB Date 2-4-92 Published in TD Enterprise
Publication approved LB Date 3-31-92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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 _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 15-07135

Proposed Priority: December 13, 1991 Maximum Diversion Rate: 2.00 CFS

This is to certify, that GRANT HARRIS
2795 PENNSYLVANIA AVE
OGDEN UT 84401
has applied for a permit to appropriate water from: GROUNDWATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/15 to 10/15	1.46 CFS
RECREATION	01/01 to 12/31	2.00 CFS
	Totals	2.00 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 14, Township 16S, Range 36E
ONEIDA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
16S	36E	14	SWNE 5	SENW 9	NESW 19	
			NWSW 3	SWSW 18	SESW 3	
			NWSE 8			65
		15	SESE 8			8

Total number of acres irrigated: 73

PLACE OF USE: RECREATION, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1995.
2. Subject to all prior water rights.
3. The right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
5. Recreation use is for 3 fish ponds.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

29th day of August, 1994.

[Signature]
for R. Keith Higginson, Director

RECEIVED
JAN 09 1992

Department of Water Resources

Grant Harris
3049 N. 450 E.
No. Ogden, Ut 84414

7 January 1992

State of Idaho
Dept. of Water Resources
State Office
373 W. Franklin St.
Boise, Idaho

On 13 December⁶ 1991, I met with Mr. Dennis Dunn at the Idaho Water Resource Offices at Idaho Falls and filed an application for a well on my property south of Malad.

The well is required to irrigate approximately 72 acres of land and to provide a continuous flow of water for raising fish for recreational fishing.

I presently have six interconnected ponds which I have experimented raising the fish and they do exceptionally well.

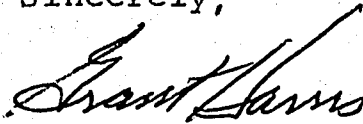
I estimate the volume of water contained in the ponds at approx. one million gallons, if they were all full.

I own a small amount of the Muddy Creek Irrigation water which is very inadequate except during the winter months when the water is not being utilized for irrigation.

I have attached a rough sketch of the ponds and proof of ownership of the land.

This information is being forwarded to you per Mr. Dunns request.

Sincerely,


GRANT HARRIS

MITTON & BURNINGHAM

ATTORNEYS AND COUNSELORS AT LAW
A PARTNERSHIP OF PROFESSIONAL CORPORATIONS

SALT LAKE CITY OFFICE
34 SOUTH 600 EAST
SALT LAKE CITY, UTAH 84102
(801) 595-1200
FAX: (801) 595-1250

JAY W. MITTON*
L. DAVID BURNINGHAM+
WILLIAM H. LEIGH*
SCOTT J. FAUX*
SCOTT L. SOELBERG*

*ADMITTED IN UTAH
+ADMITTED IN CALIFORNIA AND UTAH

LOS ANGELES AREA OFFICE
500 CITY PARKWAY WEST
SUITE 200
ORANGE, CALIFORNIA 92668
(714) 938-1133

116106

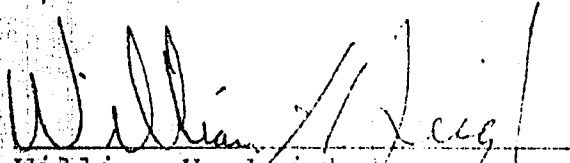
May 7, 1990

DECLARATION

I, William H. Leigh, state and declare:

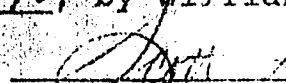
1. I am an attorney licensed to practice law in the State of Utah.
2. The George E. Harris Family Trust, dated the 16th day of September, 1986 and amended November 13, 1987 and August 2, 1989, is still in force and effect.
3. George E. Harris was the initial Trustee of the above-named Trust, however he is deceased as of May 3, 1990 and Grant Harris was named as Successor Trustee.
4. Attached hereto and incorporated herein by reference are pages demonstrating the Declaration of Trust, Powers Granted to the Trustees, Trustees, the execution page and notarization page.
5. I declare the foregoing statements to be true and correct under penalty of perjury.

Dated this 7th day of May, 1990 at Salt Lake City, Utah.

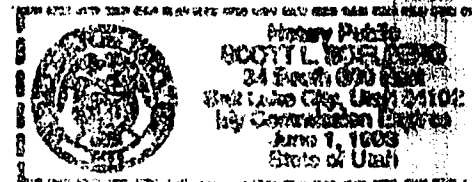

William H. Leigh
Attorney at Law

STATE OF Utah)
COUNTY OF Salt Lake) ss.

The foregoing instrument was acknowledged before me this 7th day of May, 1990, by William H. Leigh.


Notary Public
Residing at:

My commission expires:



MAILING ADDRESS OF GRANTEEES:
3049 North 450 East
North Ogden, Utah 84404

QUITCLAIM DEED

GEORGE E. HARRIS, Grantor, of North Ogden, State of Utah,
and also of Malad, Idaho, hereby QUITCLAIMS to GEORGE E. HARRIS,
Trustee of THE GEORGE E. HARRIS FAMILY TRUST, dated the 16th
day of September, 1986, Grantee, for the sum of TEN DOLLARS (\$10.00),
the following described tracts of land located in Oneida County,
State of Idaho, subject to the encumbrances owed thereon, to-wit:

- A. Beginning at a point which is in the center of the County Road 95 rods west of the northeast corner of the southeast quarter of Section 14 in Township 16 South, Range 36 East of the Boise Meridian, in Idaho; and running thence west 28 rods and 5-1/2 feet; thence north 17° 00' west 22 rods and 10 feet; thence south 61° 30' west 33 rods and 13 feet; to the quarter section line running north and south; thence south 6 rods and 6 feet to center of Section 14; thence west 246 feet; thence south 64° 45' west 55 rods and 11 feet; thence south 24° 00' east 25 rods and 6 feet; thence south 61° 00' west 100 rods and 15 feet; thence south 34° 00' east 47 rods and one foot to center of county road; thence north 60° 00' east 152 rods and 4 feet along center of said road; thence north 1° 00' east 21 rods; thence north 66° 30' east 23 rods and 14 feet; thence north 29° 45' east 16 rods; thence north 70° 45' east 25 rods to center of county road; thence north 17° 00' west 4 rods to the point of beginning.

ALSO:

Commencing from the same point of beginning as described in the above tract; and running thence north 17° 00' west 5 rods along the center of the county road; thence south 72° 00' west 18 rods and 4 feet to quarter section line; thence east 18 rods and 14 feet to the place of beginning; together with all improvements located thereon.

And 21 shares of the Capital Stock of Muddy Creek Irrigation Company, an Idaho Corporation.

- B. Commencing from the southwest corner of Section 14 in Township 16 South, Range 36 east of the Boise Meridian; thence north 56 feet, more or less, to the center of the county road; thence north $60^{\circ} 00'$ east along the center of the county road 48 rods; thence north $34^{\circ} 00'$ west 75 rods and (8) feet for a point of beginning; thence running from this said point of beginning north $34^{\circ} 00'$ west two (2) rods; thence north 38 rods and ten (10) feet; thence north $62^{\circ} 00'$ west 16 rods; thence west 45 rods, more or less, to the center of the Big Malad River; thence southeasterly along the center of said Big Malad River in its meandering course to a point in the center of said River 26 rods, more or less, west of the said point of beginning; thence east 26 rods, more or less, to the place of beginning.

ALSO:

THIS IS THE
AREA WHERE
THE WALL WILL
BE BUILT

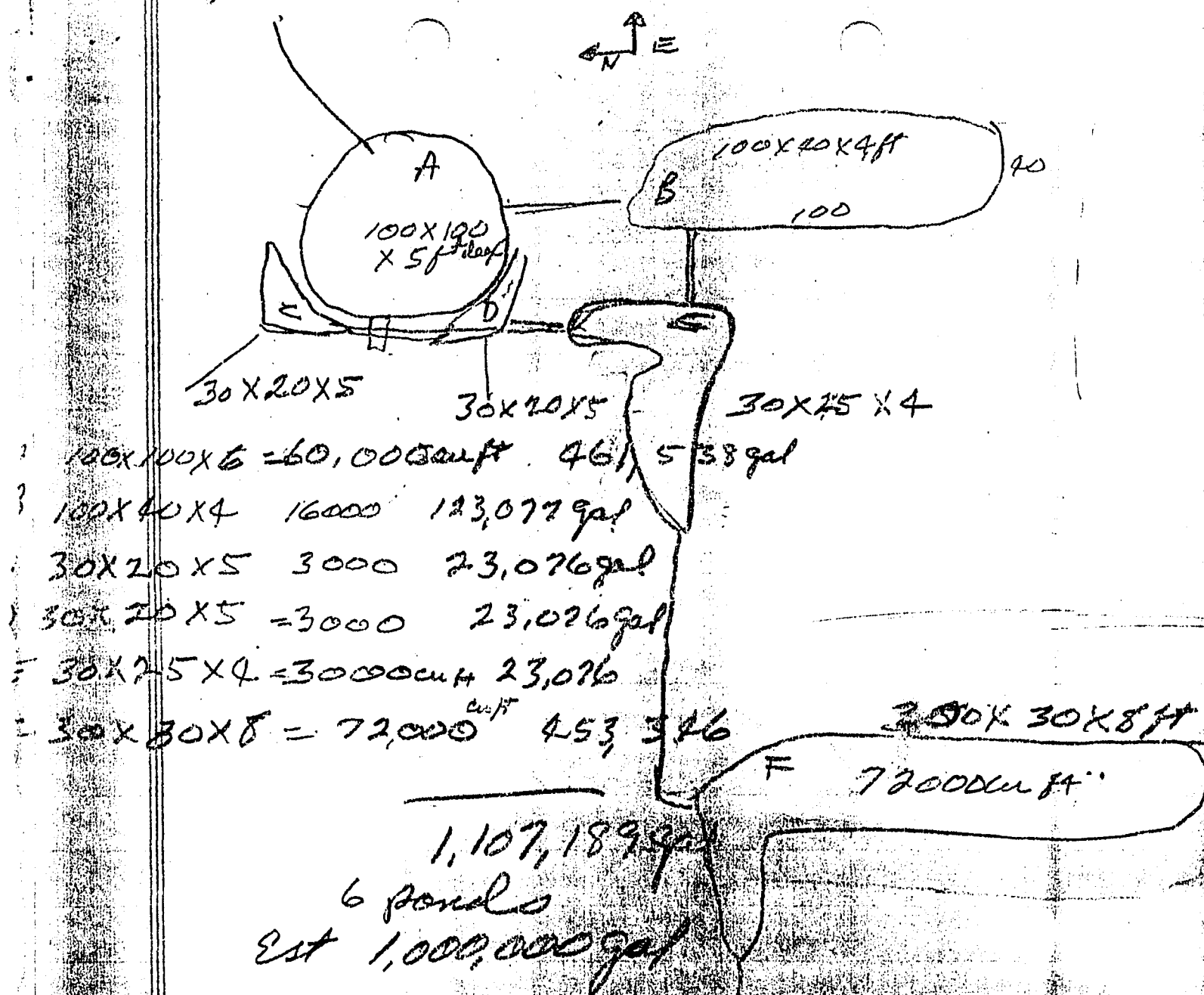
Commencing at a point 36 rods and 11 feet east of the center of Section 14 in Township 16 South, Range 36 East of the Boise Meridian; and running thence north $17^{\circ} 00'$ west 22 rods and 10 feet; thence north $56^{\circ} 00'$ east 29 rods to the center of the public highway; thence south $17^{\circ} 00'$ east along the center of the public highway 40 rods, more or less, to a point on the quarter Section line 28 rods and 6 feet, more or less, east of the point of beginning; thence west 28 rods and 6 feet, more or less, to the place of beginning, and containing 5.25 acres.

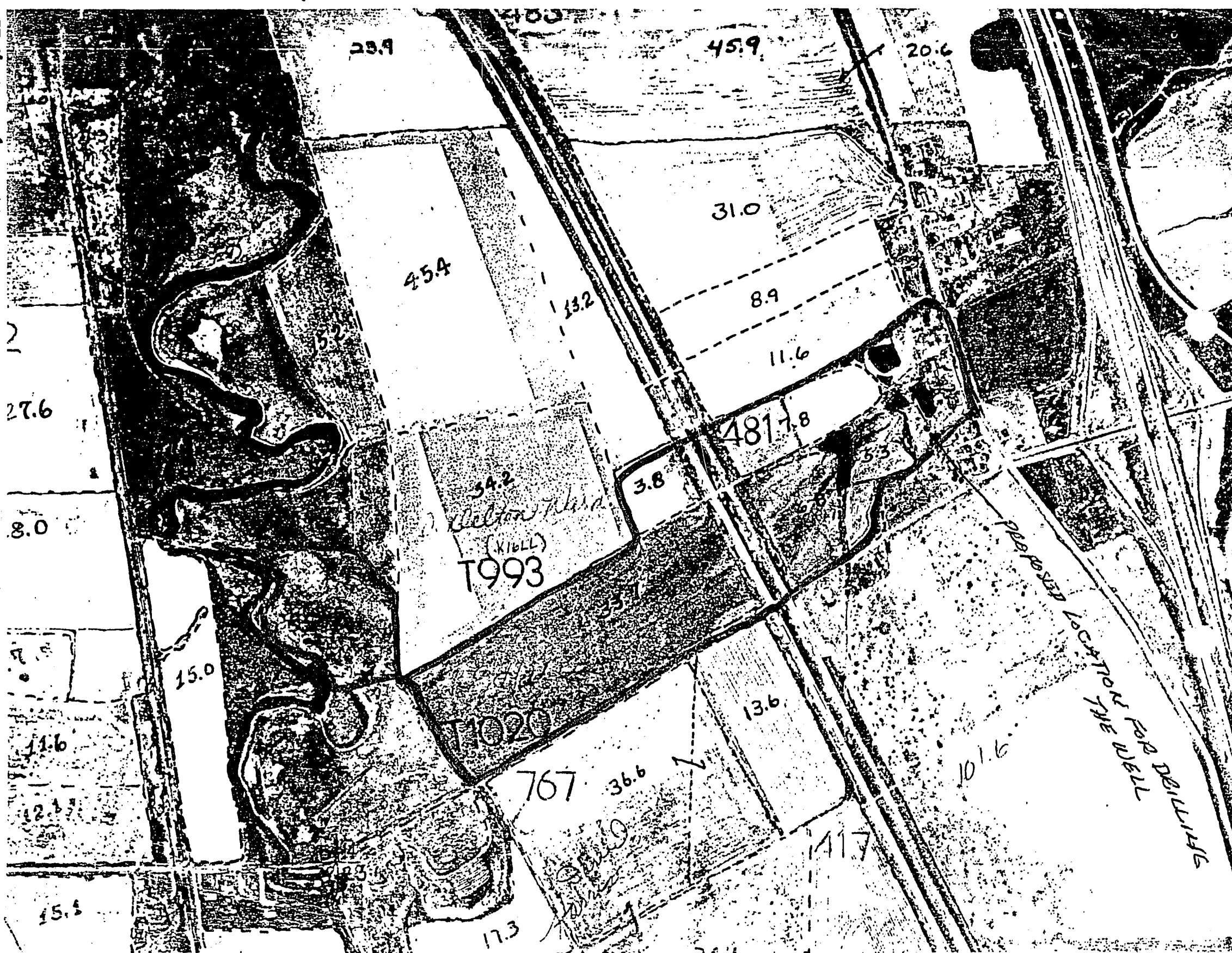
ALSO:

The north half of the southeast quarter of the southeast quarter of Section 10 and the north half of the southwest quarter of the southwest quarter of Section 11 in Township 16 South, Range 36 East of the Boise Meridian, containing 40 acres.

ALSO:

Commencing at the southeast corner of the northeast quarter of Section 14 in Township 16 South, Range 36 East of the Boise Meridian, and running thence south 34 rods and $3 \frac{1}{2}$ feet; thence south $71^{\circ} 30'$ west 61 rods and $6 \frac{1}{2}$ feet; thence north $47^{\circ} 30'$ west 20 rods and 6 feet; thence north $86^{\circ} 30'$ east 8 rods; thence north $14^{\circ} 30'$ west $20 \frac{1}{2}$ rods; thence north $8^{\circ} 15'$ west 8 rods; thence north $18^{\circ} 00'$ east 11 rods; thence northeasterly 84 rods, more or less, to a point on the Section line 600 feet north of the point of beginning; thence east 80 rods; thence south 600 feet to the southeast corner of the southwest quarter of the northwest quarter of Section 13 same aforesaid Township and Range; thence west 80 rods to the place of beginning.





The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before FEBRUARY 24, 1992.

R. KEITH HIGGINSON, Director

Published: 2/ 6/1992 & 2/13/1992

15-07135

HARRIS, GRANT
2795 PENNSYLVANIA AVE
OGDEN, UT 84401

Source: GROUNDWATER

Diversion Pt: SWNE Sec 14 T 16S R 36E in ONEIDA County.

Use: IRRIGATION (1.460 CFS)
RECREATION (2.000 CFS)
Total Diversion: (2.000 CFS)

Date Filed: 12/13/1991

In: ONEIDA County
T16S R36E S14

S15

SWNE
SWSW
SESE

SENE
SESW

NESW
NWSE

NWSW

73.0 ACRES TOTAL

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

JANUARY 29, 1992

THE IDAHO ENTERPRISE
P.O. BOX 205
MALAD CITY, ID 83252

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 24, 1992.

Yours truly,

Rita Bodell
Secretary

Encl.

No 1408

AFFIDAVIT OF PUBLICATION

RECEIVED

MAR 1 6 1992

STATE OF IDAHO, }
County of Oneida } ss.

Department of Water Resources
Eastern District Office

Gandra Strub being duly sworn,
deposes and says: That she is the secretary of THE
IDAHO ENTERPRISE, a weekly newspaper published at Malad,
in the County of Oneida and State of Idaho; that said paper has
been and is in general circulation in the county aforesaid, and in
the vicinity of Malad; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
2 consecutive weeks in the regular and entire issue of said
paper during the period of time of publication, and was
published in the newspaper proper and not a supplement; that
said paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of first
publication of said advertisement.

Such notice was published in the issue beginning with
February 6, 19 92, and ending
with the issue of February 13, 19 92

Gandra Strub

Fee \$ 38.93

Subscribed and sworn to before me this 10th day
of March, 19 92

Susan J. Wittman
Notary Public, Residing at Malad, Idaho

My Commission Expires 2-9, 19 94

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

15-07135

HARRIS, GRANT

2795 PENNSYLVANIA AVE

OGDEN, UTAH 84401

Source: GROUNDWATER

Diversion Pt:

SWNE Sec 14 T 16S R 36E in
ONEIDA County

Use: IRRIGATION(1.460 CFS)

RECREATION(2.000 CFS)

Total Diversion: (2.000 CFS)

Date Filed: 12/13/1991

In: ONEIDA County

T16S R36E S14 SWNE

SENE NWSE

SWSW SESW NWSE

S15 SESE

73.0 ACRES TOTAL

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, Eastern Region,
150 Shoup Avenue, Suite 15, Idaho
Falls, Idaho 83402 on or before
FEBRUARY 24, 1992.

R. KEITH HIGGINSON, Director

No. 1408

2-6-13 T2



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

04-Feb-1992

GRANT HARRIS
2795 PENNSYLVANIA AVE
OGDEN UT 84401

RE: Application No. 15-07135

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Idaho Enterprise on 2-6 & 13-1992. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

ADMINISTRATOR OF THE ESTATES
OF HANNAH S. HARRIS AND
GEORGE E. HARRIS

P.O. BOX 401
LAYTON, UT. 84041

RECEIVED

FEB 11 1992

Department of Water Resources
Eastern District Office

FEB. 8, 1992

MR. R. KEITH HIGGINSON, DIRECTOR
DEPT. OF WATER RESOURCES, EASTERN REGION
150, SHOUP AVENUE, SUITE 15
IDAHO FALLS, IDAHO 83042

RE: PROTEST OF THE ATTACHED NOTICE OF APPLICATION FOR WATER RIGHT
PUBLISHED IN THE IDAHO ENTERPRISE; FEB. 6, 1992:

THE ABOVE PARTIES AND HEIRS PROTEST THE PUBLISHED APPLICATION
ON THE FOLLOWING GROUNDS;

1. THE APPLICANT DOES NOT OWN THE GROUND NOR HAVE ANY
UNCONTESTED INTEREST IN THE PROPERTY UPON WHICH THE WATER IS PROPOSED
TO BE USED. THE APPLICANT HAS NO RIGHT TO ENTER SAID PROPERTY
TO DRILL WELLS OR ESTABLISH ANY POINT OF DIVERSION OR USE THE WATER
FOR RECREATION AS PROPOSED IN THE APPLICATION.

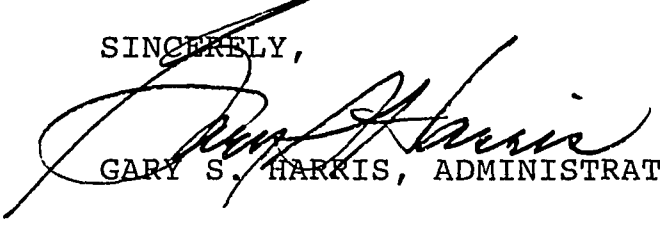
2. THERE HAS BEEN NO AGREEMENT BETWEEN THE APPLICANT AND
THE ESTATES OR ANY OF THE SUM 27 HEIRS TO THE ESTATE THAT WOULD GIVE
THE APPLICANT THE RIGHT TO MAKE SUCH AN APPLICATION.

3. ANY GRANT OF WATER RIGHT OR RIGHT TO DRILL WELLS AND
AND ESTABLISH DIVERSION OF WATER ON OR PERTAINING TO SAID DESCRIBED
PROPERTY, VERY POSSIBLY AFFECT THE WATER RIGHTS OF THE REAL PARTIES
OF INTEREST, TO WATER FOR DOMESTIC USE WHEN AMPLE SURFACE WATER
RIGHTS EXIST WITH THE PROPERTY, THAT THE APPLICANT HAS BEEN PROHIBITED
TO USE, FOR ALL OF THE PURPOSED USES THE APPLICANT HAS ENUMERATED
IN HIS APPLICATION.

4. THE FINAL DISPOSITION OF THE ESTATES IS NOW PENDING BEFORE
THE COURTS AND IT WOULD BE A SERIOUS COMPLICATION OF THE ISSUES
TO GRANT SUCH AN UNAUTHORIZED AND CLEARLY BACK DOOR APPLICATION
DESIGNED TO MUDDY THE ISSUES BEFORE THE COURT.

YOUR SERIOUS CONSIDERATION TO THIS PROTEST IS APPRECIATED AND
WILL SURELY SPEED THE RESOLUTION OF THE MATTERS PENDING BEFORE THE
COURT AT WHICH TIME IF THE APPLICANT IS AWARDED A LEGAL INTEREST IN
THE PROPERTY HE CAN AT THAT POINT FILE ANY PROPER AND LEGAL
APPLICATION THAT HE DESIRES.

SINCERELY,


GARY S. HARRIS, ADMINISTRATOR

CERTIFIED MAIL, RETURN RECEIPT REQUESTED:

Protest letter



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

March 4, 1992

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

RE: Application for Permit No. 15-07135 GRANT HARRIS

Gary S. Harris, Administrator
Estates of Hannah S. & George E. Harris
PO Box 401
Layton, UT 84041

Dear Mr. Harris:

Your protest against approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances, our objective is to schedule a conference and/or hearing in the near future to consider the protests. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code): the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. That it is contrary to conservation of water resources within the State of Idaho.

Gary S. Harris
March 4, 1992
Page 2

The protestant must be prepared to present proof of allegations involving one or more of the six items.

If this office can be of further assistance, please contact us.

Very truly yours,

HAROLD W. JONES
Water Rights Supervisor

HWJ:CW

pc: IDWR - State Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

March 4, 1992

Grant Harris
2795 Pennsylvania Avenue
Ogden, UT 84401

Dear Mr. Harris:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to application No. 15-07135. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances, our objective is to schedule a conference and/or hearing in the near future to consider the protest. At a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. That it is contrary to conservation of water resources within the State of Idaho.

Grant Harris
March 4, 1992
Page 2

The applicant must be prepared to present evidence and/or testimony addressing each of the six items. Although representation by legal counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

If this office can be of further assistance, please contact us.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ:CW

pc: IDWR - State Office

Enclosure

May 27, 1992

GRANT HARRIS
2795 PENNSYLVANIA AVE
OGDEN UT 84401

RE: Water Right No. 15-07135

Certified Mail No. 139118

Dear Water Right Holder(s):

In response to record low streamflows and declining groundwater levels resulting from drought conditions, the Director of the Department of Water Resources has declared a moratorium on approval on certain pending and future applications to appropriate water in the Snake River Basin. The moratorium applies to both surface water and groundwater appropriations.

Department records show that you filed an application to appropriate water for irrigation which has not been approved by the Department. Unless you can demonstrate that your proposal qualifies for a narrow exemption to the moratorium, the department will hold your application, and will not process it until the moratorium is lifted.

An application for groundwater to supplement a normally sufficient surface water irrigation supply is exempt from the moratorium. If you can demonstrate that you normally receive an adequate supply of irrigation water from a surface water source, and that you will continue to fully use the surface water, when available, the Department will continue processing your application. If there are other impediments to approval such as a protest or necessary consent from other agencies, the other obstacle to approval must also be removed independent of the moratorium.

The enclosed form requests information which will determine whether your proposed use will qualify for the supplemental irrigation exemption. IF YOU FEEL YOUR PROPOSED USE QUALIFIES AS AN EXEMPT USE, YOU MUST COMPLETE THE FORM AND RETURN IT TO THIS OFFICE. If the form is not completed and returned, your application will be held without action. If you return the form but the use does not qualify, the Department will notify you that the application will be held without further processing.

1H

Certain domestic and non-consumptive uses are also exempt from the moratorium. If your application proposes one of these uses in addition to irrigation, the department will resolve the exemption issue by reviewing the file.

The Department has scheduled a public meeting on June 2, 1992 where the details of the moratorium can be discussed. The meeting location is:

Preston, Idaho June 2, 1992 7:00p.m.
Franklin County Fairgrounds
Robinson Building
2nd North 2nd West

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS:cz

22 April 1994

RECEIVED

APR 26 1994

Department of Water Resources
Eastern District Office

Mr. Harold Jones
900 Skyline
Idaho Falls, Idaho 83402

Reference your telecon of 20 April 1994.

I am the General Partner in JCG Enterprises, the general partnership that owns the property where the well is desired.

The property was inherited by myself from the G. E. Harris Family Trust and then transferred to the referenced general partnership.

My father died on May 3, 1990 and the property passed to me shortly after his death.

Property taxes, upkeep, income taxes, and all other expenses and actions pertinent to the property have been paid and taken care of by Grant Harris/JCG Enterprises.

Gary Harris, a brother, who has and is still trying to contest the G. E. Harris Family Trust has no right to trespass nor take any actions pertaining to the property in any way. He owns no other property in or near the area where the well is requested.

Granting myself/JCG Ent. a well permit has nothing to do with him, nor does he have any right to contest it.

Enclosed are copies of the property tax notices and proof I/JCG Enterprises have paid the taxes.

Request approval of the permit as soon as possible and please call me if there are any questions.

Sincerely,

Grant Harris

GRANT HARRIS
Gen. Partner
JCG Enterprises
3049 N. 450 E.
No. Ogden, Ut 84414

(801) 621-1380 work
(801) 782-9449 home

ONEIDA COUNTY				TAX NOTICE AND RECEIPT		TAXING DISTRICT	RATE	AMOUNT	RECEIPT
KEEP TOP PORTION FOR YOUR RECORDS PLEASE READ REVERSE SIDE						STATE			FULL PAYMENT
1993	YOUR CANCELLED CHECK IS YOUR RECEIPT					COUNTY	.008872000	296.38	690.40
MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER			SCH DIST #351	.007630913	329.12	
L 18078	2-00	RP0362003	A 4560			MALAD FIRE DI	.000273838	11.82	
I 25050						ONEIDA FREE L	.000534943	23.08	
		T-2595 T-1640 T-2592							1ST INSTALLMENT
43128		T-1059 HYW/RW							TAX 345.20
		14-16-36							PEN
									INT.
									COST
									TOT.
WAC 6.510						SOLID WASTE		30.00	2ND INSTALLMENT
71.500	JCG ENTERPRISES FAMILY LIMITED								TAX 345.20
TOT ACRES	PARTNERSHIP								PEN
DELINQUENT YEAR	3049 NORTH 650 EAST								INT.
	NORTH OGDEN, UT 84404								COST
						TOTAL	.015311694	690.40	
YOUR CANCELLED CHECK IS YOUR RECEIPT									

ONEIDA COUNTY

1993

KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE SIDE
YOUR CANCELLED CHECK IS YOUR RECEIPT

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
L 1245	2-00	RP0361500	A 4554
T-2598			
1245	13-16-36		

17.500

TOT ACRES
DELINQUENT YEARJCG ENTERPRISES FAMILY LIMITED
PARTNERSHIP
3049 NORTH 450 EAST04
NORTH OGDEN, UTAH 84404STATE
COUNTY .006872000
SCH DIST #351 .007630913
MALAD FIRE DI .000273838
ONEIDA FREE L .000534943

8.54

9.50

.34

.68

FULL PAYMENT
TAX 19.08

1ST INSTALLMENT

TAX 9.54

2ND INSTALLMENT

TAX 9.54

TOTAL .015311694 19.08

YOUR CANCELLED CHECK IS YOUR RECEIPT

ONEIDA COUNTY

1993

KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE SIDE
YOUR CANCELLED CHECK IS YOUR RECEIPT

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
L 880	2-00	RP0363700	A 4585
T-2594			
880	15-16-36		

WAC 4.600

8.000

TOT ACRES
DELINQUENT YEARJCG ENTERPRISES FAMILY LIMITED
PARTNERSHIP
3049 NORTH 450 EAST
NORTH OGDEN, UTAH 84404STATE
COUNTY .006872000
SCH DIST #351 .007630913
MALAD FIRE DI .000273838
ONEIDA FREE L .000534943

6.06

6.72

.24

.48

FULL PAYMENT
TAX 13.50

1ST INSTALLMENT

TAX 6.75

2ND INSTALLMENT

TAX 6.75

TOTAL .015311694 13.50

YOUR CANCELLED CHECK IS YOUR RECEIPT

ONEIDA COUNTY

1993

KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE SIDE
YOUR CANCELLED CHECK IS YOUR RECEIPT

MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER

L 2050 2-00 RP0360000 A 4539

T-2590

2050 10-16-36

WAC 2.000

18.000

TOT ACRES

DELINQUENT YEAR

JCG ENTERPRISES FAMILY LIMITED
PARTNERSHIP
3049 NORTH 450 EAST
NORTH OGDEN, UTAH 84404

STATE

COUNTY

.006872000

SCH DIST #351 .007630913

MALAD FIRE DI .000273838

ONEIDA FREE L .000534943

14.10

15.64

.56

1.10

FULL PAYMENT

31.40

TAX

INT.

COST

TOT.

1ST INSTALLMENT

TAX 15.70

PEN.

INT.

COST

TOT.

2ND INSTALLMENT

TAX 15.70

PEN.

INT.

COST

TOT.

TOTAL .015311694

31.40

YOUR CANCELLED CHECK IS YOUR RECEIPT

ONEIDA COUNTY

TAX NOTICE AND RECEIPT

1993

KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE SIDE
YOUR CANCELLED CHECK IS YOUR RECEIPT

MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER

L 2371 2-00 RP0360900 A 4548

T-2589

2371 11-16-36

WAC 1.400

18.600

TOT ACRES

DELINQUENT YEAR

JCG ENTERPRISES FAMILY LIMITED
PARTNERSHIP
3049 NORTH 450 EAST
NORTH OGDEN, UTAH 84404

STATE

COUNTY

.006872000

SCH DIST #351 .007630913

MALAD FIRE DI .000273838

ONEIDA FREE L .000534943

16.30

18.10

.66

1.28

FULL PAYMENT

36.34

TAX

INT.

COST

TOT.

1ST INSTALLMENT

TAX 18.17

PEN.

INT.

COST

TOT.

2ND INSTALLMENT

TAX 18.17

PEN.

INT.

COST

TOT.

TOTAL .015311694

36.34

YOUR CANCELLED CHECK IS YOUR RECEIPT

J.C.G. ENTERPRISES
3049 NORTH 450 EAST 782-9449
NORTH OGDEN, UTAH 84414

173

132000 1971 31-73/1240

PAY TO THE
ORDER OF

State of Idaho

\$65.00

Sixty Five Dollars and 00/100

DOLLARS



Key Bank of Utah
Five Points Office
21 N. Harrisville Road
Ogden, Utah 84404

MEMO

well application

East Harris

⑆124000737⑆ 2100208221 0123 ⑆00000006500⑆

Couldn't locate
 the other check
 but it was paid
 by Grant Harris,
 personal check # 1470

J.C.G. ENTERPRISES 11-90
 3049 NORTH 450 EAST 782-9449
 NORTH OGDEN, UTAH 84414

260
 9 June 1992 31-73/1240

PAY TO THE ORDER OF Dianne Pett Oneida Co. Tax Collector \$ 411.03
Four hundred eleven & 03/100 DOLLARS

Key Bank
 Key Bank of Utah
 Five Points Office
 21 N. Harrisville Road
 Ogden, Utah 84404

MEMO Property Tax Grant Harris
 ⑆124000737⑆ 210020822⑈ 0260 ⑈0000041103⑈

ONEIDA COUNTY TAX NOTICE AND RECEIPT				TAXING DISTRICT	RATE	AMOUNT	RECEIPT
1992 KEEP TOP PORTION FOR YOUR RECORDS PLEASE READ REVERSE SIDE YOUR CANCELLED CHECK IS YOUR RECEIPT				STATE			FULL PAYMENT
				COUNTY	.006872	14.10	TAX
				SCH DIST #351	.008242	16.90	PEN.
				MALAD FIRE DIST	.000278	.58	INT.
				ONEIDA FREE LIB	.000551	1.14	COST
							TOT.
							1ST INSTALLMENT
							TAX 16.36
							PEN.
							INT.
							COST
							TOT.
							2ND INSTALLMENT
							TAX 16.36
							PEN.
							INT.
							COST
							TOT.
				TOTAL	.015943	32.72	
YOUR CANCELLED CHECK IS YOUR RECEIPT							

MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER
 2050 2-00 RP0360000 A 4465
 T-2590
 2050 10-16-36
 WAC 2.000
 18.000 JCG ENTERPRISES FAMILY LIMITED
 TOT ACRES PARTNERSHIP
 3049 NORTH 450 EAST
 NORTH OGDEN, UTAH 84404
 DELINQUENT YEAR

1992
PLEASE READ REVERSE SIDE
YOUR CANCELLED CHECK IS YOUR RECEIPT

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
L 880	2-00	RP0363700	A 4510
T-2594			
880	15-16-36		

WAC 4.600

8.000 JCG ENTERPRISES FAMILY LIMITED
TOT ACRES PARTNERSHIP
3049 NORTH 450 EAST
NORTH OGDEN, UTAH 84404

DELINQUENT YEAR

COUNTY .000312
SCH DIST #351 .008242
MALAD FIRE DIST .000278
ONEIDA FREE LIB .000551

0.00 TAX 14.04
7.26 PEN.
3.24 INT.
.48 COST
TOT.
1ST INSTALLMENT
TAX 7.02
PEN.
INT.
COST
TOT.
2ND INSTALLMENT
TAX 7.02
PEN.
INT.
COST
TOT.

TOTAL .015943 14.04

YOUR CANCELLED CHECK IS YOUR RECEIPT

ONEIDA COUNTY TAX NOTICE AND RECEIPT

KEEP TOP PORTION FOR YOUR RECORDS
1992 PLEASE READ REVERSE SIDE
TRIS YOUR CANCELLED CHECK IS YOUR RECEIPT

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
L 18078	2-00	RP0362003	A 4486
I 25050	T-2595 T-1640 T-2592		
43128	T-1059 HYW/RW 14-16-36		

WAC 6.510

71.500 JCG ENTERPRISES FAMILY LIMITED
TOT ACRES PARTNERSHIP
3049 NORTH 450 EAST
NORTH OGDEN, UT 84404

DELINQUENT YEAR

TAXING DISTRICT	RATE	AMOUNT
STATE	.006872	296.38
COUNTY	.006872	296.38
SCH DIST #351	.008242	355.46
MALAD FIRE DIST	.000278	12.00
ONEIDA FREE LIB	.000551	23.76
SOLID WASTE		30.00

TOTAL .015943 717.60

RECEIPT

FULL PAYMENT
TAX 717.60
PEN.
INT.
COST
TOT.
1ST INSTALLMENT
TAX 358.80
PEN.
INT.
COST
TOT.
2ND INSTALLMENT
TAX 358.80
PEN.
INT.
COST
TOT.

YOUR CANCELLED CHECK IS YOUR RECEIPT

1992

KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE SIDE
YOUR CANCELLED CHECK IS YOUR RECEIPT

MARKET VALUE
2371

TAX CODE AREA
2-00

PARCEL NUMBER
RP0360900

BILL NUMBER
4474

T-2589
11-16-36

WAC 1.400

18.600
TOT ACRES

DELINQUENT YEAR

JCG ENTERPRISES FAMILY LIMITED
PARTNERSHIP
3049 NORTH 450 EAST
NORTH OGDEN, UTAH 84404

STATE
COUNTY
SCH DIST #351
MALAD FIRE DIST
ONEIDA FREE LIB

.006872
.006242
.000278
.000551

16.30
19.54
.66
1.32

FULL PAYMENT
37.82

TAX
PEN.
INT.
COST
TOT.

1ST INSTALLMENT
18.91

TAX
PEN.
INT.
COST
TOT.

2ND INSTALLMENT
18.91

TAX
PEN.
INT.
COST
TOT.

TOTAL .015943 37.82
YOUR CANCELLED CHECK IS YOUR RECEIPT

ONEIDA COUNTY
1992

KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE SIDE
YOUR CANCELLED CHECK IS YOUR RECEIPT

MARKET VALUE
1245

TAX CODE AREA
2-00

PARCEL NUMBER
RP0361500

BILL NUMBER
4430

T-2598
13-16-36

17.500
TOT ACRES

DELINQUENT YEAR

JCG ENTERPRISES FAMILY LIMITED
PARTNERSHIP
3049 NORTH 450 EAST
NORTH OGDEN, UTAH 84404

STATE
COUNTY
SCH DIST #351
MALAD FIRE DIST
ONEIDA FREE LIB

.006872
.008242
.000278
.000551

8.56
10.26
.36
.70

FULL PAYMENT
19.88

TAX
PEN.
INT.
COST
TOT.

1ST INSTALLMENT
9.94

TAX
PEN.
INT.
COST
TOT.

2ND INSTALLMENT
9.94

TAX
PEN.
INT.
COST
TOT.

TOTAL .015943 19.88
YOUR CANCELLED CHECK IS YOUR RECEIPT

J.C.G. ENTERPRISES
3049 NORTH 450 EAST 782-9449
NORTH OGDEN, UTAH 84414

169

3 Dec 1991

31-73/1240

PAY TO THE
ORDER OF

Dianne B. Pott, Orem, Inc. Collect \$ *401.86*

Four hundred and one and 86/100 DOLLARS



Key Bank of Utah
Five Points Office
21 N. Harrisville Road
Ogden, Utah 84404

MEMO

Prop. Taxes

Shirley Ann Starnes

⑆124000737⑆ 2100208211 0169 ⑆0000040186⑆

J.C.G. ENTERPRISES
3049 NORTH 450 EAST 782-9449
NORTH OGDEN, UTAH 84414

137

6/5/91 1991

31-73/1240

PAY TO THE
ORDER OF

Alameda County Treas. \$ *375.35*

Three hundred and seventy five and 35/100 DOLLARS



Key Bank of Utah
Five Points Office
21 N. Harrisville Road
Ogden, Utah 84404

MEMO

Taxes

Grant Harris

⑆124000737⑆ 2100208211 0137 ⑆0000037535⑆

KATHERINE HILL
ONEIDA COUNTY ASSESSOR
10 COURT STREET
MALAD, ID83252

THIS IS NOT A BILL

PARCEL NO. RP 03E0900 A

TAX CODE 2-00

CATEGORY DESCRIPTION
RY AG
ASTE

LOTS / ACRES	MARKET VALUE
13.600 AC	2,371
1.400 AC	
20.000	2,371

1991
TAXPAYERS
VALUATION

ASSESSMENT NOTICE

Taxes are based on the valuation
listed on this statement

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

JUNE 24, 1991

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS
PREVIOUS NUMBER

339
15-35

Mail To:
JCG ENTERPRISES FAMILY LIMITED
PARTNERSHIP
3049 NORTH 450 EAST
NORTH OGDEN, UTAH 84404

KATHERINE HILL
ONEIDA COUNTY ASSESSOR
10 COURT STREET
MALAD, ID83252

THIS IS NOT A BILL

PARCEL NO. RP 03E0000 A

TAX CODE 2-00

CATEGORY DESCRIPTION

RY AG
ASTE

LOTS / ACRES	MARKET VALUE
14.000 AC	1,510
4.000 AC	440
2.000 AC	
20.000	2,050

1991
TAXPAYERS
VALUATION

ASSESSMENT NOTICE

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listed on this statement

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

JUNE 24, 1991

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS
PREVIOUS NUMBER

339
15-35

Mail To:
JCG ENTERPRISES FAMILY LIMITED
PARTNERSHIP
3049 NORTH 450 EAST
NORTH OGDEN, UTAH 84404

10 COURT STREET
MALAD, ID 83252

PROPERTY ADDRESS
PREVIOUS NUMBER

THIS IS NOT A BILL

PARCEL NO. PP 01615001

TAX CODE 17.500

LOT 1 / ACRES
17.500

LOT 2 / ACRES
17.500

10 COURT STREET
MALAD, ID 83252

PROPERTY ADDRESS
PREVIOUS NUMBER

TAXPAYERS
VALUATION

ASSESSMENT NOTICE
Taxes are based on the valuation listed on this statement

IF THERE ARE ANY QUESTIONS REGARDING THIS STATEMENT NOTIFY THE ASSESSOR'S OFFICE BEFORE

JUNE 24, 1991

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

KATHERINE HILL
ONEIDA COUNTY ASSESSOR
10 COURT STREET
MALAD, ID 83252

PROPERTY ADDRESS
PREVIOUS NUMBER

THIS IS NOT A BILL

PARCEL NO. PP 01615001

TAX CODE 17.500

LOT 1 / ACRES
17.500

LOT 2 / ACRES
17.500

10 COURT STREET
MALAD, ID 83252

PROPERTY ADDRESS
PREVIOUS NUMBER

TAXPAYERS
VALUATION

ASSESSMENT NOTICE
Taxes are based on the valuation listed on this statement

IF THERE ARE ANY QUESTIONS REGARDING THIS STATEMENT NOTIFY THE ASSESSOR'S OFFICE BEFORE

JUNE 24, 1991

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

Mail To:

JCC ENTERPRISES FAMILY LIMITED
PARTNERSHIP
3369 NORTH 450 EAST
NORTH 2002 UTAH 84404

J.C.G. ENTERPRISES 11-00
3049 NORTH 450 EAST 752-8448
NORTH OGDEN UTAH 84404

102

31-73/1240

PAY TO THE
ORDER OF

Ila May Williams, Tax Collector \$ *375.35*
Three hundred seventy five & 35/100 DOLLARS



Key Bank of Utah
Five Points Office
21 N. Harrisville Road
Ogden, Utah 84404

MEMO

1/2 term taxes *George E. Harris*
⑆124000737⑆ 210020822⑆ 0102 ⑆0000037535⑆

G. E. HARRIS
ROUTE 1
MALAD, ID 83252

413

22 Feb 19 90

82-1/1241

PAY TO THE
ORDER OF

Ila May Williams, Tax Collector \$ *386.96*
Three hundred eighty six & 96/100 DOLLARS



West One Bank, Idaho, N.A.
Post Office Box 228
Malad City, Idaho 83252

FOR

George E. Harris
⑆124100019⑆ 110077501215⑆ 4130 ⑆0000038696⑆

CONSOLIDATED TAX NOTICE AND RECEIPT
ONEIDA COUNTY

1989

ILA MAY WILLIAMS, TAX COLLECTOR
REAL PROPERTY

STATE
COUNTY

SCH DIST #351

MALAD FIRE DIST
ONEIDA FREE LIB

•006164
•007807
•000122
•000398

264.15
334.58
5.24
17.06

RECEIPT
FULL PAYMENT
651.04

MARKET VALUE TAX TO BE PAID PARCEL NUMBER BILL NUMBER

42855 2-00 RP0362003 A 4191

T-2595 T-1640 T-2592
T-1059 HYW/RW

L 15081
I 27774

WAC 12.150

SOLID WASTE

30.00

1ST INSTALLMENT
325.52

65.860 HARRIS, GEORGE ELLIS FAMILY
TOT ACRES TRUST
3049 NORTH 450 EAST
NORTH OGDEN, UT 84404

DELINQUENT CERT.

TOTAL •014491 651.04

2ND INSTALLMENT
325.52

ILA MAY WILLIAMS, TAX COLLECTOR				COUNTY		.006164	10.00	TAX	23.54
REAL PROPERTY				SCH DIST #351		.007807	12.68	PEN.	
1623	2-00	RP0361500	A	4185	MALAD FIRE DIST	.000122	.20	SUB TOT	
					ONEIDA FREE LIB	.000398	.66	TOT	
	T-2598							1ST INSTALLMENT	
	13-16-36							TAX	11.77
L	1623							PEN.	
								SUB TOT	
								TOT	
								2ND INSTALLMENT	
								TAX	11.77
								PEN.	
								SUB TOT	
								INT.	
								TOT	
17.500	HARRIS, GEORGE E FAMILY TRUST								
TOT ACRES	3049 NORTH 450 EAST								
DELINQUENT CERT.	NORTH OGDEN, UT 84404								
					TOTAL	.014491	23.54		

YOUR CANCELLED CHECK IS YOUR RECEIPT

CONSOLIDATED TAX NOTICE AND RECEIPT					1989		TAXING DISTRICT		RATE		AMOUNT		RECEIPT	
ONEIDA COUNTY							STATE						FULL PAYMENT	
ILA MAY WILLIAMS, TAX COLLECTOR							COUNTY		.006164		15.04		TAX	
REAL PROPERTY							SCH DIST #351		.007807		19.06		PEN.	
MARKET VALUE	TAX CODE AREA	PARCEL NUMBER		BILL NUMBER	MALAD FIRE DIST	.000122	.30	SUB TOT					INT.	
2440	2-00	RP0360000	A	4170	ONEIDA FREE LIB	.000398	.98	TOT					1ST INSTALLMENT	
	T-2590							TAX	17.69				PEN.	
L	2440							SUB TOT					INT.	
								TOT					2ND INSTALLMENT	
WAC	2.000							TAX	17.69				PEN.	
18.000	HARRIS, GEORGE ELLIS FAM TRST							SUB TOT					INT.	
TOT ACRES	3049 NORTH 450 EAST							TOT						
DELINQUENT CERT.	NORTH OGDEN, UTAH 84404													
					TOTAL	.014491	35.38							

YOUR CANCELLED CHECK IS YOUR RECEIPT

RECEIVED
MAY 5 1994

Department of Water Resources
Eastern District Office

Grant Harris
3049 N. 450 E.
No. Ogden, Ut 84414

3 May 1994

Idaho Dept. of Water Resources
Mr. Harold Jones
900 Skyline
Idaho Falls, Idaho 83402

Dear Mr. Jones,

Enclosed are copies of the warranty deeds you requested.

G. E. Harris quit claimed the property to the G. E. Harris Family Trust in Sept. 1986 when the trust was established.

The trust willed the property to Grant Harris upon G. E. Harris' death. He died on 3 May 1990 and the property became mine. I then quit claimed the property to the JOG Enterprises, a limited partnership, of which I am the general partner.

If you need anything else to make your decision on the well, please call or write me.

I appreciate your assistance in this matter.

Sincerely,

Grant Harris
GRANT HARRIS, Gen. Partner
JOG Enterprises

THIS INDENTURE, Made this ---8th.--- day of ---December-----
 in the year of our Lord one thousand nine hundred and Forty-Three-----, between
 --- Eunice A. Harris, a widow -----
 of Malad R.F.D. No. 1, County of Oneida, State of Idaho--
 the part y of the first part, and George Ellis Harris -----
 of Malad R.F.D. No. 1, County of Oneida, State of --Idaho---
 the part y of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of
 One Dollar and Love and affection ;-----DOLLARS,
 lawful money of the United States of America,
 to her --- in hand paid by the said
 party y of the second part, the receipt whereof is hereby acknowledged, ha s granted, bargained
 and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said part y
 of the second part, and to his heirs and assigns forever, all of the following described real estate,
 situated in ---- the , County of Oneida -----, State of Idaho, to-wit:

Commencing from the Southwest corner of Section 14 in Township 16
 South, Range 36 East of the Boise Meridian, North 56 feet, more or less
 to the center of the County road; Thence North 60 degrees 00' East along
 the center of the County road 48 rods; Thence North 34 degrees 00' West
 75 rods and (8) feet for a point of beginning; and Thence running from
 this said point of beginning North 54 degrees 00' West Two (2) rods; Thence North
 38 rods and Ten (10) feet; Thence North 62 degrees 00' West 16 rods; Thence
 est 45 rods, more or less, to the center of the Big Malad River; Thence South-
 easterly along the center of said Big Malad River in its meandering course
 to a point in the center of said River 26 rods, more or less, West of the
 said point of beginning, thence East 20 rods, more or less, to the place of
 beginning.

Also commencing at a point 36 rods and Eleven (11) feet East of the
 center of Section 14 in Township 16 South, Range 36 East of the Boise
 Meridian; and running Thence North 17 degrees 00' West 22 rods and Ten (10)
 feet; Thence North 56 degrees 00' East 29 rods to the center of the Public
 Highway; Thence South 17 degrees 00' East along the center of the Public
 Highway 40 rods, more or less, to a point on the quarter Section line 28 rod
 and Six (6) feet, more or less, East of the point of beginning; Thence West
 28 rods and Six (6) feet, more or less, to the place of beginning, and con-
 taining 5.28 acres.

Also the North Half of the Southeast quarter of the Southeast quarter of
 Section Ten (10) and the North Half of the Southwest quarter of the South-
 west quarter of Section 11 in Township 16 South, Range 36 East of the Boise
 Meridian, containing 40 acres.

Also;

Commencing at the Southeast corner of the Northeast quarter of Section
 14 in Township 16 South, Range 36 East of the Boise Meridian, and running
 Thence South 34 rods and (3½) feet; Thence South 71 degrees 30' West 61
 rods and (6½) feet; Thence North 47 degrees 30' West 20 rods and (6) feet;
 Thence North 86 degrees 30' East 8 rods; Thence North 14 degrees 50' West
 (20½) rods; Thence North 8 degrees 15' West 8 rods; Thence North 18 degrees
 00' East 11 rods; Thence Northeasterly 84 rods, more or less, to a point
 on the Section line 600 feet North of the point of beginning; Thence East
 80 rods; Thence South 600 feet; to the Southeast corner of the Southwest
 quarter of the Northwest quarter of Section 13 same aforesaid Township and
 Range; Thence West 80 rods to the place of beginning.
 Together with all improvements located thereon, and 18 and 1/3 shares of
 the Capital Stock of the Muddy Creek Irrigation Company, an Idaho
 Corporation.-----

Also conveyed herewith a Forest Grazing permit in the Caribean
 National Forest for Nine (9) head of cattle and One (1) horse. -----

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Eunice A. Harris [Seal]
[Seal]
[Seal]
[Seal]

STATE OF IDAHO,
County of Oneida

On this ---8th--- day of December --- in the year 19 43, before me

--- J. F. Fredrickson ---, a Notary Public
in and for said State, personally appeared *Eunice A. Harris*, a widow ---

known to me to be the person 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.

J. F. Fredrickson
Notary Public for the State of Idaho,
Residing at Malad, Idaho.

No. 72298

WARRANTY DEED

Eunice A. Harris, a widow
-TO-
George Ellis Harris

Dated December 8th, 1943

STATE OF IDAHO,
County of Oneida

I hereby certify that this instrument was filed for record at request of *E. E. Harris*

at 30 minutes past 11 o'clock A.M., this 4 day of October, A.D. 1951, in my office, and duly recorded in Book 2 of *Deeds* at page 586

By *John H. McAllister* Ex-Officio Recorder.
Fees \$1.50 Deputy.

Mall to
STATESMAN PRINTING CO., BOISE, IDAHO
613-A

beginning at a point which is in the center of the County Road 2, rods West of the Northeast corner of the Southeast quarter of Section 14 in Township 16 South, Range 36 East of the Boise Meridian, in Idaho; and running Thence West 28 rods; and 5 feet; Thence North 17 degrees 00' West 22 rods and 10 feet; Thence South 61 degrees 30' West 33 rods and 11 feet; to the quarter Section line running North and South; Thence South 6 rods and 6 feet; to center of Section 14; Thence West 246 feet; Thence South 64 degrees 45' West 55 rods and 11 feet; Thence South 24 degrees 00' East 25 rods and 6 feet; Thence South 61 degrees 00' West 100 rods and 15 feet; Thence South 34 degrees 00' East 47 rods and One foot to center of County road; Thence North 60 degrees 00' East 152 rods and 4 feet along center of said road; Thence North 1 degree 00' East 21 rods; Thence North 66 degrees 30' East 23 rods and 14 feet; Thence North 29 degrees 45' East 16 rods; Thence North 70 degrees 45' East 25 rods to center of County road; Thence North 17 degrees 00' West 4 rods to the point of beginning.

Also commencing from the same point of beginning as described in the above tract; and running Thence North 17 degrees 00' West 5 rods along the center of the County road; Thence South 72 degrees 00' West 18 rods and 4 feet; to quarter Section line; Thence East 18 rods and 14 feet to the place of beginning; together with all improvements located thereon. And 21 shares of the Capital Stock of Muddy Creek Irrigation Company an Idaho corporation.

(This conveyance is a division of property by the parties hereto.) and conveys all the right title and interest of the first parties herein to above premises.

THIS INDENTURE, Made the ---9th.----- day of --- June-----
in the year of our Lord one thousand nine hundred and -- Forty-Four;----- between

Morgan W. Harris and his wife Mary Harris ----- of Woodruff
County of Oneida, State of Idaho the parties of the first part;
and George Ellis Harris, of Woodruff, County of Oneida, State of
Idaho;

----- the party of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of
One and no/100 ----- Dollars,

lawful money of the United States of America, to --- them----- in hand paid by

the said party of the second part, the receipt whereof is hereby acknowledged, have granted,

bargained, sold and conveyed, and by these presents do grant, bargain, sell and convey unto the

said party of the second part, and to --his----- heirs and assigns, forever, all those

certain ----- piece s or parcel s of land

situate, lying and being in

in the County

of Oneida and State of Idaho, particularly described as follows, to-wit:

Beginning at a point which is in the center of the County road
95 rods West of the Northeast corner of the Southeast quarter of Section
14 in Township 16 South, Range 36 East of the Boise Meridian, in Idaho;
and running Thence West 28 rods; and 54 feet; Thence North 17 degrees
00' West 22 rods and 10 feet; Thence South 61 degrees 30' West 33 rods
and 13 feet; to the quarter Section line running North and South; Thence
South 6 rods and 6 feet; to center of Section 14; Thence West 246 feet;
Thence South 64 degrees 45' West 35 rods and 11 feet; Thence South 24
degrees 00' East 25 rods and 6 feet; Thence South 61 degrees 00' West
100 rods and 15 feet; Thence South 34 degrees 00' East 47 rods and One
foot to center of County road; Thence North 60 degrees 00' East 152 rods
and 4 feet along center of said road; Thence North 1 degree 00' East
21 rods; Thence North 66 degrees 30' East 23 rods and 14 feet; Thence
North 29 degrees 45' East 16 rods; Thence North 70 degrees 45' East
25 rods to center of County road; Thence North 17 degrees 00' West 4 rods
to the point of beginning.

Also commencing from the same point of beginning as described in the
above tract; and running Thence North 17 degrees 00' West 5 rods along
the center of the County road; Thence South 72 degrees 00' West 18 rods
and 4 feet; to quarter Section line; Thence East 18 rods and 14 feet to
the place of beginning; together with all improvements located thereon.
And 21 Shares of the Capital Stock of Muddy Creek Irrigation Company
an Idaho corporation.

(This conveyance is a division of property by the parties hereto.) and conveys
all the right title and interest of the first parties herein to above premises
together with all and singular the tenements, hereditaments and appurtenances thereunto belonging
or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues
and profits thereof; and also all the estate, right, title, interest in and to the said -----
property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties
of the first part, of, in or to the said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances,
unto the said party of the second part and to --- his ----- heirs and assigns forever.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their
hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Morgan W. Harris [Seal]

Mary Harris [Seal]

STATE OF IDAHO,
County of Oneida

On this --14th.-- day of November----- in the year 19 44 , before me
----- J.F. Fredrickson;----- a Notary Public

in and for said State, personally appeared Morgan W. Harris and his wife
Mary Harris

known to me to be the person s whose name s are subscribed to the within instrument, and
acknowledged to me that t he y 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.F. Fredrickson
Notary Public for the State of Idaho,
Residing at Malad , Idaho.

No. 7299

BARGAIN AND SALE DEED

Morgan W. Harris Et-ux

-TO-

George Ellis Harris

Dated June 9th., 1944

STATE OF IDAHO,

County of Oneida

I hereby certify that this instrument was filed
for record at request of *M. W. Harris*

at 35 minutes past 11
o'clock A. M., this 4 day
of October, A. D. 1944
in my office, and duly recorded in Book 265
of 11 at page 587

By *John H. McAllister*
Ex-Officio Recorder.

By *J. P. [Signature]*
Deputy.

Fees, \$ 1.30

Mail to **COMPALED**

THIS INDENTURE, Made this day of February....., in the year of our Lord one thousand nine hundred and seventy-two....., between George E. Harris and George E. Harris and Hanna S. Harris, his wife,..... as joint tenants and not as tenants in common with full rights of survivorship of Malad, Idaho,..... County of Oneida....., State of Idaho..... the party..... of the first part, and George E. Harris and Hanna S. Harris..... of Malad,..... County of Oneida....., State of Idaho..... the party..... of the second part.

WITNESSETH, That the said party..... of the first part, for and in consideration of the sum of Ten and no/100..... DOLLARS lawful money of the United States of America, to him..... in hand paid by the said party..... of the second part, the receipt whereof is hereby acknowledged, has..... granted, bargained and sold, and by these presents do..... grant, bargain, sell, convey and confirm unto the said party..... of the second part, and to their heirs and assigns forever, all of the following described real estate, situated in Malad,..... county of Oneida....., State of Idaho, to-wit:

Beginning at a point which is in the center of the County Road 95 rods West of the Northeast corner of the Southeast quarter of Section 14 in Township 16 South, Range 36 East of the Boise Meridian, in Idaho; and running Thence West 28 rods; and 5½ feet; Thence North 17 degrees 00' West 22 rods and 10 feet; Thence South 61 degrees 30' West 33 rods and 13 feet; to the quarter Section line running North and South; Thence South 6 rods and 6 feet; to center of Section 14; Thence West 246 feet; Thence South 64 degrees 45' West 55 rods and 11 feet; Thence South 24 degrees 00' East 25 rods and 6 feet; Thence South 61 degrees 00' West 100 rods and 15 feet; Thence South 47 degrees 00' East 47 rods and one foot to center of County road; Thence North 60 degrees 00' East 152 rods and 4 feet along center of said road; Thence North 1 degree 00' East 21 rods; Thence North 66 degrees 30' East 23 rods and 14 feet; Thence North 29 degrees 45' East 16 rods; Thence North 70 degrees 45' East 25 rods to center of County road; Thence North 17 degrees 00' West 4 rods to the point of beginning.

Also commencing from the same point of beginning as described in the above tract; and running Thence North 17 degrees 00' West 5 rods along the center of the County road; Thence South 72 degrees 00' West 18 rods and 4 feet; to quarter Section line; Thence East 18 rods and 14 feet to the place of beginning; together with all improvements located thereon.

And 21 shares of the Capital Stock of Muddy Creek Irrigation Company an Idaho Corporation.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estates, right, title and interest in and to the said property, as well in law as in equity, of the said party..... of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party..... of the second part, and to their heirs and assigns forever and the said party..... of the first part, and his..... heirs, the said premises in the quiet and peaceable possession of the said party..... of the second part, their..... heirs and assigns, against the said party..... of the first part, and his..... heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said part.....of the first part ha....hereunto set.....hand
and seal.....the day and year first above written.

Signed, Sealed and Delivered in the Presence of

George E. Harris (Seal)

(Seal)

(Seal)

(Seal)

STATE OF IDAHO,

County of *Cassida* } ss.

On this *27* day of *Aug* in the year 19*72*, before me
Colen A. Sweeten Jr. a Notary Public and for said State, personally ap-
peared

known to me to be the person....whose name...*LS*...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.

Colen A. Sweeten Jr.
Notary Public for the State of Idaho,
Clark of the district court
Residing at, Idaho.

00507

No.

WARRANTY DEED

Geo. E. Harris & Harriet Harris
old joint tenants

TO-
Geo. E. Harris & Harriet Harris

Dated *February* 19*72*

STATE OF IDAHO,

ss.

County of *Cassida*

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

Geo. E. Harris & Harriet Harris

at *5.0* minutes past *12*

o'clock *P* M., this *27* day

of *August*, A. D. 19*72*

in my office and duly recorded in Book

of *Julian Files* at page

Calvin H. Sweeten Jr.

Ex-Officio Recorder.

By *Melba Jones* Deputy.

Fees, \$ *2.00*

Mail to

THIS INDENTURE, Made this day of February....., in the year of our Lord one thousand nine hundred and seventy-two....., between . George. E. Harris and George E. Harris and Hanna S. Harris, his wife, as joint..... tenants and not as tenants in common with full rights of survivorship of ...Malad,....., County of Oneida....., State of Idaho..... the party.....of the first part, and ..George H. Harris and Hanna S. Harris..... of ...Malad,....., County of ...Oneida....., State of ..Idaho... the part y..... of the second part.

WITNESSETH, That the said party.....of the first part, for and in consideration of the sum of Ten and no/100..... DOLLARS lawful money of the United States of America, to ..him..... in hand paid by the said party.....of the second part, the receipt whereof is hereby acknowledged, has.....granted, bargained and sold, and by these presents do....grant, bargain, sell, convey and confirm unto the said part. y.. of the second part, and to ..theirs and assigns forever, all of the following described real estate,

situated in Malad,..... county of Oneida....., State of Idaho, to-wit:

Commencing from the Southwest corner of Section 14 in Township 16 South, Range 36 East of the Boise Meridian; Thence North 56 feet, more or less to the center of the County road; Thence North 60 degrees 00' East along the center of the County road 48 rods; Thence North 34 degrees 00' West 75 rods and (8) feet for a point of beginning; and thence running from this said point of beginning North 34 degrees 00' West two (2) rods; Thence North 38 rods and Ten (10) feet; Thence North 62 degrees 00' West 16 rods; Thence West 45 rods, more or less, to the center of the Big Malad River; Thence Southeasterly along the center of said Big Malad River in its meandering course this point in the center of said River 26 rods, more or less, West of the said point of beginning; thence East 26 rods, more or less, to the place of beginning.

Also commencing at a point 36 rods and Eleven (11) feet East of the center of Section 14 in Township 16 South, Range 36 East of the Boise Meridian; and running thence North 17 degrees 00' West 22 rods and Ten (10) feet; Thence North 56 degrees 00' East 29 rods to the center of the Public highway; Thence South 17 degrees 00' East along the center of the Public highway 40 rods, more or less, to a point on the quarter Section line 28 rods and Six (6) feet, more or less, East of the point of beginning; Thence West 26 rods and Six (6) feet, more or less, to the place of beginning, and containing 5.25 acres.

Also the North half of the Southeast quarter of the Southeast quarter of Section 14 (10) and the North half of the Southwest quarter of the Southwest quarter of Section 13 in Township 16 South, Range 36 East of the Boise Meridian containing 40 acres.

Also commencing at the Southeast corner of the Northeast quarter of Section 14 in Township 16 South, Range 36 East of the Boise Meridian, and running Thence South 34 rods and (34) feet; Thence South 71 degrees 30' West 61 rods and (61) feet; Thence North 47 degrees 30' West 20 rods and (6) feet; Thence North 8 degrees 30' East 8 rods; Thence North 14 degrees 30' West (20) feet; Thence North 8 degrees 15' West 8 rods; Thence North 12 degrees 00' East 11 rods; Thence Northeasterly 84 rods, more or less, to a point on the Section line 600 feet North of the point of beginning; Thence East 60 rods; Thence South 600 feet; to the Southeast corner of the Southwest quarter of the Northwest quarter of Section 13 same aforesaid Township and Range; thence West 80 rods to the place of beginning. Together with all improvements located thereon, and 18 and 1/3 shares of the Capital Stock of the Muddy Creek Irrigation Company, an Idaho Corporation,.....

Also conveyed herewith a Forest Grazing permit in the Caribean National Forest for Nine (9) head of cattle and One (1) horse,.....

IN WITNESS WHEREOF, The said part of the first part ha....hereunto set.....hand and seal.....the day and year first above written.

Signed, Sealed and Delivered in the Presence of

George E. Harris (Seal)

(Seal)

(Seal)

(Seal)

STATE OF IDAHO,

County of *Oneida* } ss.

On this *29* day of *Aug* in the year 19*72*, before me
Colin H. Sweeten Jr a Notary Public and for said State, personally ap-
peared *George E. Harris*

known to me to be the person... 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.

Colin H. Sweeten Jr
Notary Public for the State of Idaho,
Clark of the district court

Residing at Idaho.

90558

No.

WARRANTY DEED

Geo E Harris et al
joint tenants

Geo E Harris et al

Dated *29*, 19*72*

STATE OF IDAHO,

ss.

County of *Oneida*

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

George E. Harris

at *5:55* minutes past *4*
o'clock *PM*, this *29* day

of *August*, A. D. 19*72*

in my office, and duly recorded in Book

Fuller 144 at page

Colin H. Sweeten Jr

ES-Officio Recorder.

By *Melba Jean*

Deputy.

Fees, \$ *2.00*

Mail to

Beginning at a point which is in the center of the County Road 95 rods West of the Northeast corner of the Southeast quarter of Section 14 in Township 16 South, Range 36 East of the Boise Meridian, in Idaho; and running Thence West 28 rods; and 5½ feet; Thence North 17 degrees 00' West 22 rods and 10 feet; Thence South 61 degrees 30' West 33 rods and 13 feet; to the quarter Section line running North and South; Thence South 6 rods and 6 feet; to center of Section 14; Thence West 246 feet; Thence South 64 degrees 45' West 55 rods and 11 feet; Thence South 24 degrees 00' East 25 rods and 6 feet; Thence South 61 degrees 00' West 100 rods and 15 feet; Thence South 34 degrees 00' East 47 rods and One foot to center of County road; Thence North 60 degrees 00' East 152 rods and 4 feet along center of said road; Thence North 1 degree 00' East 21 rods; Thence North 66 degrees 30' East 23 rods and 14 feet; Thence North 29 degrees 45' East 16 rods; Thence North 70 degrees 45' East 25 rods to center of County road; Thence North 17 degrees 00' West 4 rods to the point of beginning.

Also commencing from the same point of beginning as described in the above tract; and running Thence North 17 degrees 00' West 5 rods along the center of the County road; Thence South 72 degrees 00' West 18 rods and 4 feet; to quarter Section line; Thence East 18 rods and 14 feet to the place of beginning; together with all improvements located thereon. And 21 shares of the Capital Stock of Muddy Creek Irrigation Company an Idaho corporation.

(This conveyance is a division of property by the parties hereto.) and conveys all the right title and interest of the first parties herein to above premises.

STATE OF IDAHO
DEPARTMENT OF HIGHWAYS

Right Of Way Contract

County Oneida Sta. 123+67.71 to Sta. 132+41.20
 Project 1-15-1(62)0 Parcel No. 4 & 4-F-1

THIS AGREEMENT, Made this 20 day of July, 1973, between the STATE OF IDAHO, acting by its Board of Highway Directors, by its State Highway Engineer or his authorized representative, herein called "State", and GEORGE E. HARRIS and ELLIS HARRIS and ELLIS HARRIS his wife herein called "Grantor(s)",

WHEREAS, Grantor(s) herewith deliver(s) to State a Warranty Deed
Permanent Easement for highway purposes. (Type of Instrument)

NOW, THEREFORE, the parties hereto agree as follows:

1. State shall pay Grantor(s) and the lienholder(s), if any, such sums of moneys as are set out below. Grantor(s) agree(s) to pay all taxes and assessments due and owing, including those for the year 1973.

2. This contract shall not be binding unless and until executed by the State Highway Engineer or his authorized representative. The parties have herein set out the whole of their agreement, the performance of which constitutes the entire consideration for the grant of said right of way and shall relieve the State of all further claims or obligations on that account or on account of the location, grade and construction of the proposed highway.

	AMOUNT
3. State agrees to pay Grantors for <u>24.10</u> acres of land.	<u>\$6,855.00</u>
4. State agrees to pay Grantors for control of access, a <u>0.01</u> acre permanent easement, and to pay to the remaindermen.	<u>\$3,647.00</u>

5. State agrees to construct a frontage road along the easterly side of the Woodruff I.C. (F-1) between stations approx. 58+75 and 60+00 with a 20' firm approach with type 1 gate at station 51+48.

6. State agrees to fence interstate with type 5 fence and the frontage road with type 1-5 fence.

7. State agrees to restore Grantors Muddy Creek irrigation water as shown on the plans left with the Grantors on this date. State and Grantors agree to cooperate in a reasonable manner so that interruption of any irrigation during season may be held to a minimum.

8. State agrees to pay recording and title insurance fees in connection with this agreement.

Total Cash Settlement \$10,500.00

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first above written.

IDAHO DEPARTMENT OF HIGHWAYS

Recommended for Approval

By: Ryan E. W. L.
 Right of Way Agent
 By: Delvin C. Weenig
 Area Right of Way Supervisor

George E. Harris
Ellis Harris
Ellis Harris
 Grantor(s)

Approved for
 State Highway Engineer _____ 19____

Chief Right of Way Agent

April 27, 1994

Gary Harris
PO Box 401
Layton, UT 84041

Mr. Harris:

I have reviewed your protest of application for water right permit 15-07135 in the name of Grant Harris. This Department can consider a protest based on the following items:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. That it is contrary to conservation of water resources within the State of Idaho.

Your protest does not seem to address any of the necessary items listed above. Also, I have received copies of recent tax notices that show JCG Enterprises as the entity that pays the taxes on the property in question in Sections 14 & 15, T16S, R36E. The payment check was signed by the applicant Grant Harris.

If you have some legal documents which show that Grant Harris and JCG Enterprises do not have a vested interest in the place of use listed on application 15-07135, you will need to forward me a copy.

If I do not hear from you within 15 days, I will assume you can no longer pursue the protest of this application.

Sincerely,

Harold W. Jones
Water Resource Supervisor

13-May-1994

GARY HARRIS
PO BOX 401
LAYTON UT 84041

Dear Mr. Harris:

I have not received any information from you on application
15-07135 as requested in my letter of April 27, 1994.

Your protest of this application does not demonstrate that it
qualifies as a valid protest. The protest then will be rejected
in 14 days if I do not receive any new information on the status
of the place of use.

Sincerely,

Harold W. Jones
Harold W. Jones *rb*
Water Right Supervisor

HWJ/rb
enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 29, 1994

GRANT HARRIS
2795 PENNSYLVANIA AVE
OGDEN UT 84401

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 15-07135

Dear Permit Holder:

Enclosed is a copy of your approved application for permit.
Please be sure to thoroughly review the "CONDITIONS/REMARKS:"
listing on the permit.

Enclosed is a form entitled "Instructions for Proof of
Beneficial Use". Please read the instructions carefully since
you must take further action to develop this permit. Also
enclosed is a form entitled "Proof of Beneficial Use". If your
project is already completed you should complete and submit this
form immediately.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', written over the typed name.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVE

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

AUG 04 1995

Department of Water Resources

NOV

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 15-07135Name(s) of Permit Holder: Grant HarrisMailing Address: 2795 Pennsylvania Ave., Ogden, Utah 84401Date Proof is Due: Sept. 1, 1995 Telephone No. (801) 621-1380

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

Fish propagation ponds have been constructedCosting \$ 10,500

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

The property where the well will be drilled & which the well will service was in litigation. The living trust transferring the property to me was challenged in the 2d Judicial District Court of Weber County, Utah. The court ruled in my favor on 23 Nov. 1994. The litigation caused a delay in development of the well in the prescribed time frame.

Permit holder(s) request an extension to 1 Sept, 19 96.

FEE: \$50.00

Grant Harris
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to September 1, 1996.

Signed this 7th day of September, 19 95J. Newington
Chief, Water Allocation Bureau

June 30, 1995

GRANT HARRIS
2795 PENNSYLVANIA AVE
OGDEN UT 84401

PROOF DUE NOTICE

RE: PERMIT NO. 15-07135

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1995. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

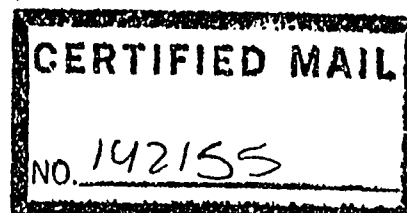
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 14, 1995

Grant Harris
2795 Pennsylvania Ave.
Ogden, UT 84401

RE: Permit No. 15-07135

Dear Permit Holder:

Returned is the Request for Extension of Time you submitted to our office in connection with the above referenced permit. Before the Department to process the extension request, it must be accompanied by a \$50.00 filing fee.

Please return the extension request along with the \$50.00 filing fee within thirty (30) days of receipt of this letter so the Department can proceed with the analysis of the extension request.

If you have any questions or if I can be of any assistance, please feel free to contact me.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

~ Celebrating Our Centennial Year of Service to Idaho 1895-1995 ~



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 8, 1995

Grant Harris
2795 Pennsylvania Ave.
Ogden, ID 84401

RE: Permit No. 15-07135

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to September 1, 1996. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed since the department will not be able to grant additional extensions based on due diligence.

If you have any questions or if I can be of any assistance, please feel free to contact me at (208) 327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

15-7135

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

Amt. of Fee \$ 50.00
Date 10-11-96
Receipt No. C036753
Received by ju
C036324 - 50.00
C037029 - 25.00
RECEIVED
OCT 11 1996

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 15-96-E-0017-000-15-07135 Telephone No. (801)621-1380

2. Name(s) of Permit Holder(s): Grant Harris

3. Post Office Address: 2795 Pennsylvania Ave. Ogden, Utah 84401

4. Source of Water: Well

a. If ground water, well driller's name: Nelson Drilling, Inc Date drilled: 8/31/96

b. Pump horsepower: 40 Pressure (psi): _____ Dynamic pumping level (ft.): 96 STATIC WATER LEVEL

5. Extent of Use:

Domestic _____ (No. of households) Irrigation 73 (No. of acres)

Stockwater _____ (No. and type of stock) Other Recreation

6. Total rate and/or volume for which proof is submitted 2 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ☒ Yes ☐ No Installed? ☐ Yes ☒ No

OR
Flow Measurement Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

8. Fee Enclosed: \$ 50 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Grant Harris (801)621-1380
Name Telephone No.

2795 Pennsylvania Ave. Ogden, Utah 84401
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

10/9/96
Date

Grant Harris
Signature (and title if on behalf of a company or organization)

June 30, 1996

GRANT HARRIS
2795 PENNSYLVANIA AVE
OGDEN UT 84401

PROOF DUE NOTICE

RE: PERMIT NO. 15-07135

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1996. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

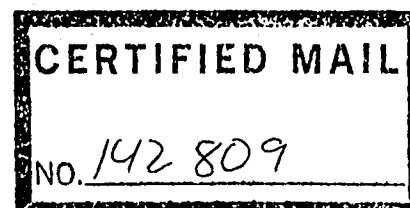
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures



For Office Use Only
\$50 Fee Received by KLT
Date 8-15-96
Receipt No. 0310324

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
AUG 15 1996

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 15-07135

Name(s) of Permit Holder: GRANT HARRIS

Mailing Address: 2795 PENNSYLVANIA AVE, OGDEN, UTAH

Date Proof is Due: _____ Telephone No. (801) 621-1380

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

The fish ponds have been constructed.

Costing \$ _____

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

The delay was caused by the prior litigation & the inability to obtain a well driller within the prescribed time, due to their heavy work loads. The "Nelson Drilling Co." is supposed to be their on the 28th of Aug. 1996. To begin drilling

Permit holder(s) request an extension to 1 November, 19 96.

FEE: \$50.00

Grant Harris
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

Signed this _____ day of _____, 19 _____.

Form 238-7
8/85

IDAHO DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT

Use Typewriter or Ballpoint Pen

Office Use Only

Inspected by _____

Twp. _____ Rge. _____ Sec. _____

_____ 1/4 _____ 1/4 _____ 1/4

Lat: : : Long: : :

☒ Air ☐ Flowing Artesian

1. DRILLING PERMIT NO. 15-96-E-0017-000
Other IDWR No. WR# 15-07135

2. OWNER:

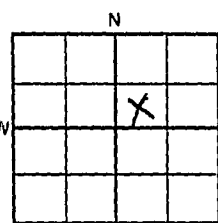
Name Grant Harris

Address 2795 PENN. AVE.

City OGDEN State UT Zip 84401

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.



Twp. 14 North ☐ or South ☒

Rge. 34 East ☒ or West ☐

Sec. 14 1/4 SW 1/4 NE 1/4

Gov't Lot _____ County ONEIDA 10 acres 40 acres 160 acres

Lat: : : Long: : :

Address of Well Site 1019 Cherry

Creek Rd. City S. OF ALDIN

(Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation

☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK		AMOUNT		METHOD
Material	From To	Sacks or Pounds		
Bentonite chips	0 19	600 lbs	over-bore	

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____

Was drive shoe seal tested? ☐ Y ☒ N How? _____

8. CASING/LINER:

Diameter	From To	Gauge	Material	Casing	Liner	Welded	Threaded
10"	+1 19	2.50	Steel	☒	☐	☐	☐
8"	+1 260	"	"	☒	☐	☒	☐
				☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____

☐ Screens Screen Type _____

From To	Slot Size	Number	Diameter	Material	Casing	Liner
220 260	1/8x1/2	80			☒	☐
					☐	☐
					☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

94 ft. below ground Artesian pressure _____ lb.

Depth flow encountered _____ ft. Describe access port or

control devices: _____

11. WELL TESTS:

☐ Pump ☐ Bailer

Yield gal./min.	Drawdown	Pumping Level	Time
500 +		260'	5 hrs.

Water Temp. 52° Bottom hole temp. 54°

Water Quality test or comments: _____

Depth first Water Encountered 131'

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From To	Remarks: Lithology, Water Quality & Temperature	Y	N
14"	0 2	over-bore		X
14"	2 20	Brown clay		
9 7/8"	20 40	Gray clay		
	41 86	Broken ls. + clay		
	86 88	Boulders		
	88 125	Broken ls.		
	125 131	Gray clay		
	131 146	Gravel	X	
	146 186	Boulders	X	
	186 190	Clay		X
	190 211	Boulders	X	
	211 225	Gravel	X	
	225 231	Clay		X
	231 260	Gravel	X	
7 7/8"	260 286	"	X	
	286 295	Clay + Gravel		X
	295 300	Boulders	X	

RECEIVED

SEP 10 1993

Department of Water Resources
Eastern Region

RECEIVED

SEP 18 1993

Department of Water Resources

Completed Depth 300' (Measurable)

Date: Started 8-27-96 Completed 8-31-96

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Nelson Drilling Inc. Firm No. 215

Firm Official Roy Nelson Date 9-8-96

and

Supervisor or Operator Lloyd Cook Date 9-8-96

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 11, 1996

Grant Harris
2795 Pennsylvania Ave.
Ogden, UT 84401

RE: Permit No. 15-07135

Dear Permit Holder:

The Department acknowledges receipt of your request for extension of time. The request states that the delay in completion of this project is due to litigation. Before the department takes final action on your request, more information regarding the litigation is needed.

Please provide documentation of when the litigation began, the present status of the suit and evidence which clearly shows how the lawsuit has brought the title of the water in question. The department will then review the information and if possible, grant an extension for the period of delay caused by the litigation.

Please return this documentation within **thirty (30) days** of the date of this mailing and address your correspondence to my attention.

If you have any question regarding this matter, please contact me at (208)327-7953.

Sincerely,

A handwritten signature in cursive script that reads "Julie L. Yarbrough".

JULIE L. YARBROUGH
Senior Secretary



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 13, 1996

Grant Harris
2795 Pennsylvania Ave.
Ogden, UT 84401

RE: Permit No. 15-07135

Dear Permit Holder:

I have returned a copy of the Proof of Beneficial Use form submitted in connection with the above referenced water right. You state on the proof form that you are diverting 2.00 cfs from a ground water source for irrigation and recreational use. Before the department can process the proof, it must be accompanied by the appropriate license examination fee of \$125.00. I have applied the \$50.00 you originally submitted with the extension of time request to the license examination fee for the proof. That amount added to the \$50.00 you submitted with the proof totals \$100.00, however, an additional \$25.00 needs to be submitted before I can process the proof.

Please return the copy of the proof along with the additional \$25.00 license examination fee within 30 days of receipt of this letter. **Please address your correspondence to my attention.**

If you have any questions regarding this matter, please contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

November 22, 1996

GRANT HARRIS
2795 PENNSYLVANIA AVE
OGDEN UT 84401

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 15-07135

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208) 525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region