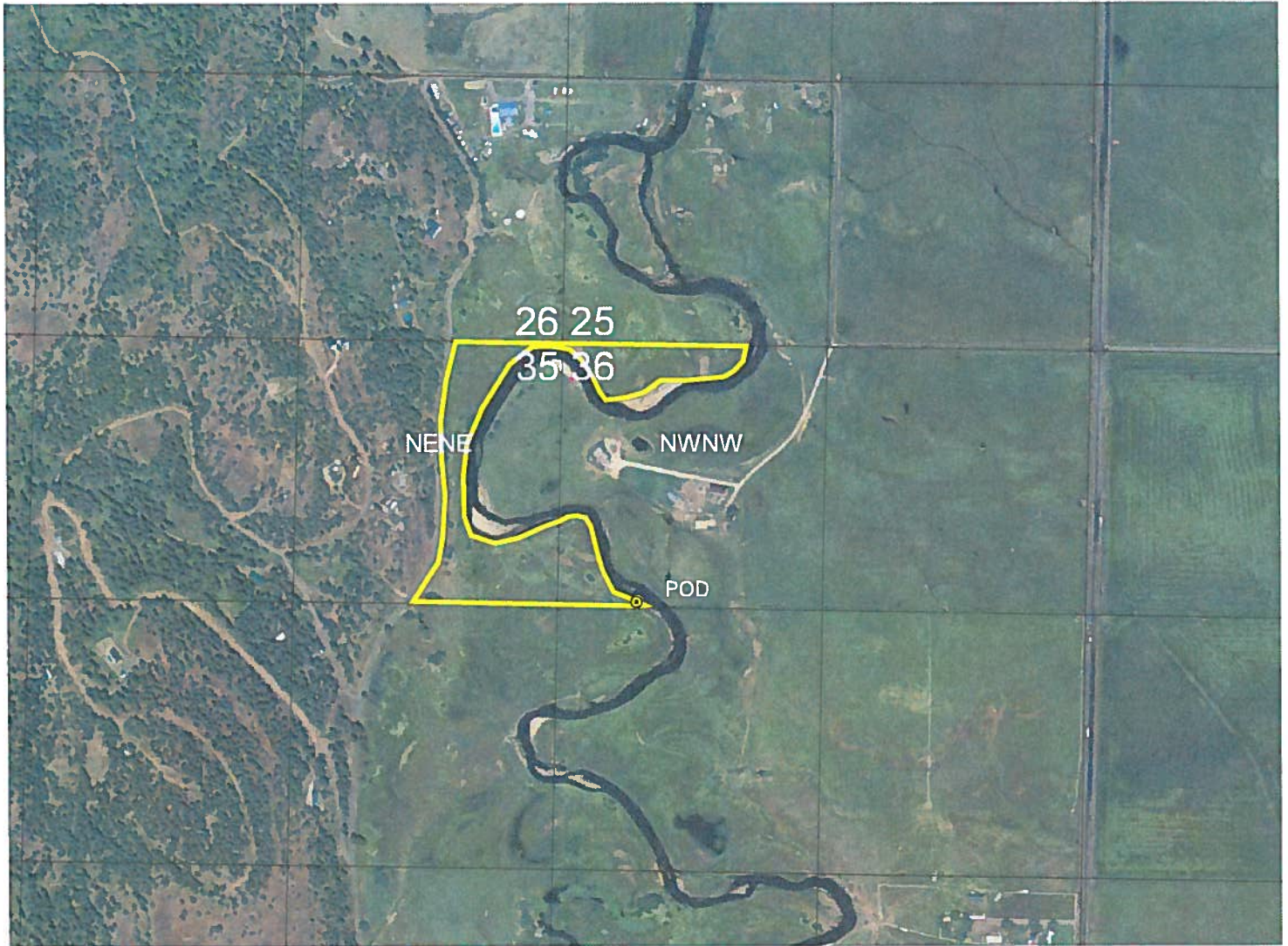


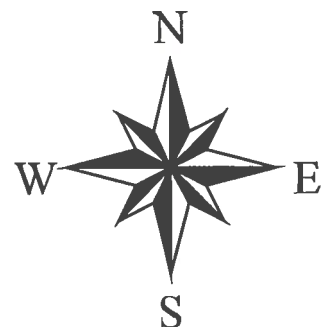
78-2071C



900 0 900 1800 2700 Feet

T20N R01E S36

Map prepared by: Carter Fritschle
Date prepared: 09/22/05 - Revised 11-22-06
2004 NAIP Photography
Idaho Department of Water Resources



78-2071C



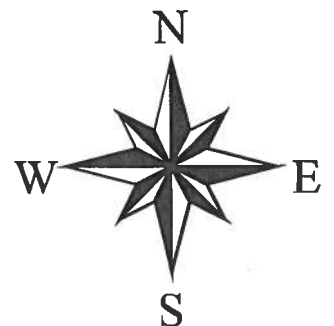
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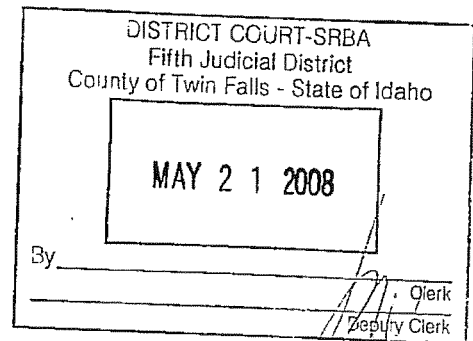


POD changed 1982

T20N R01E S36

Map prepared by: Carter Fritschle
Date prepared: 09/22/05
Digital Orthophotoquad - 1992 Photography
Idaho Department of Water Resources





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

In Re SRBA

Case No. 39576

)
) **ORDER OF AMENDED PARTIAL**
) **DECREE TO CORRECT CLERICAL**
) **ERROR; I.R.C.P. 60(a)**
)
) **For water right: 78-02071C**
)

A *Partial Decree* was issued for the above-captioned water right on November 6, 2007. On January 25, 2008, the Court received correspondence from the Idaho Department of Water Resources notifying the Court of a clerical error in the quantity element. The Court finds the error to be the result of a clerical error. A hearing was held on May 20, 2008, no party appeared in opposition to the Court's proposed action in correcting the error.

Therefore, pursuant to I.R.C.P. 60(a), IT IS ORDERED that water rights 78-02071C is hereby **amended and decreed** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated: May 21, 2008

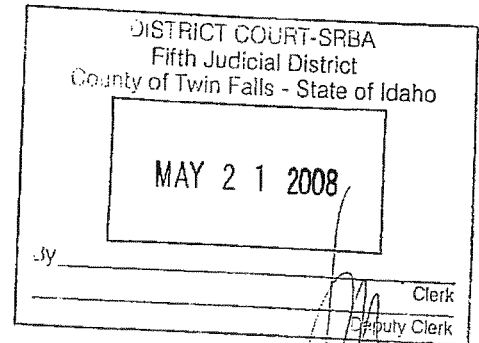

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

ORDER OF AMENDED PARTIAL DECREE; I.R.C.P. 60(a)

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

AMENDED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 78-02071C



NAME AND ADDRESS: FORREST J WILLIAMS
KAY L WILLIAMS
PO BOX 266
NEW MEADOWS, ID 83654-0266

SOURCE: LITTLE SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.30 CFS
45.00 AFY

PRIORITY DATE: 11/13/1963

POINT OF DIVERSION: T20N R01E S36 NWNW Within Adams County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 05-01 TO 09-30 0.30 CFS
45.00 AFY

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before May 1 and after September 30 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

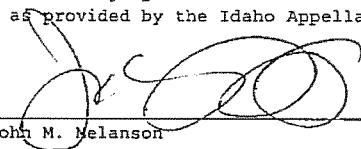
PLACE OF USE: Irrigation Within Adams County
T20N R01E S35 NENE 9.1
S36 NWNW 5.9
15.0 Acres Total

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF AMENDED PARTIAL DECREE TO CORRECT CLERICAL ERROR; I.R.C.P. 60(A) was mailed on May 21, 2008, with sufficient first-class postage to the following:

FORREST J WILLIAMS
KAY L WILLIAMS
PO BOX 266
NEW MEADOWS, ID 83654-0266
Phone: 208-347-2417

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ORDER

Page 1 5/21/08

FILE COPY FOR 00312

Deputy Clerk

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line. The signature is fluid and stylized, with the first name "Julie" being more prominent than the last name "Murphy".



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 287-4800 FAX: (208) 287-6700 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

January 25, 2008

Diana Delaney
Clerk of the SRBA Court
P.O. Box 2707
Twin Falls, ID 83303-2707

Re: Partial Decree No. 78-2071C (Williams)

Dear Diana:

I am writing because of a clerical error contained in the above-referenced partial decree. On the partial decree (copy enclosed) the diversion rate and diversion volume are shown as 0.10 cfs and 15 afy. The correct amounts should be 0.30 cfs and 45 afy.

The error occurred when the notice of claim was amended in November of 2006 to claim 15 acres instead of five acres, and a diversion rate of 0.30 cfs instead of 0.10 cfs. While the additional acres for this right were recommended in the Basin 78 Director's Report, the diversion rate and diversion volume recommended for the right reflect the amounts for the five acres that were originally claimed, rather than the amounts that should have been recommended for the 15 acres described in the amended claim. Copies of the amended claim and revised recommendation for 78-2071C are also enclosed.

At this point, I am seeking your guidance as to the best course to follow for correcting the partial decree. Thank you very much.

Sincerely,

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

Carter Fritschle
Section Manager, Adjudication Bureau

Enclosures:

Copy of partial decree for 78-2071C
Copy of amended claim for 78-2071C
Copy of revised recommendation for 78-2071C

Cc: Forrest and Kay Williams

01/25/2008

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

RIGHT NUMBER: 78-2071C

NAME AND ADDRESS: KAY L WILLIAMS
PO BOX 266
NEW MEADOWS ID 83654-0266

FORREST J WILLIAMS
PO BOX 266
NEW MEADOWS ID 83654

SOURCE: LITTLE SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: ~~0-10~~ 0.30 CFS
~~15-0~~ 45.0 AFY

PRIORITY DATE: 11/13/1963

POINT OF
DIVERSION: T20N R01E S36 NWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 09/30	~~0-10~~ 0.30 CFS ~~15-0~~ 45.0 AFY
The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before May 1 and after September 30 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in ADAMS County

T20N R01E S35	NENE	9.10	T20N R01E S36	NWNW	5.90
15 ACRES TOTAL					

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

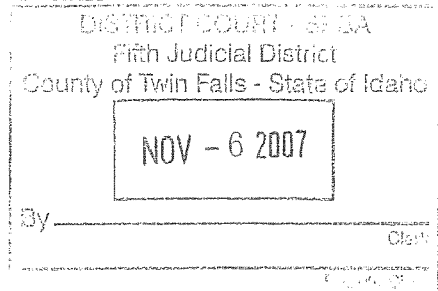
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

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

In Re SREA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 78-02071C



NAME AND ADDRESS: FORREST J WILLIAMS
KAY L WILLIAMS
PO BOX 266
NEW MEADOWS, ID 83654-0266

SOURCE: LITTLE SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.10 CFS
15.00 AFY

PRIORITY DATE: 11/13/1963

POINT OF DIVERSION: T20N R01E S36 NWNW Within Adams County

PURPOSE AND	PURPOSE OF USE	PERIOD OF USE	QUANTITY
PERIOD OF USE:	Irrigation	05-01 TO 09-30	0.10 CFS 15.00 AFY

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before May 1 and after September 30 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:	Irrigation	Within Adams County
	T20N R01E S35 NENE 9.1	
	S36 NWNW 5.9	
	15.0 Acres Total	

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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 78-2071C
Date Received: 5/11/1988
Receipt No: C000616
Received By:

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

1. Name of Claimant(s)

KAY L WILLIAMS Phone: (208)347-2417
PO BOX 266
NEW MEADOWS ID USA 83654-0266

FORREST J WILLIAMS Phone: (208)347-2417
PO BOX 266
NEW MEADOWS ID USA 83654

2. Date of Priority: 11/13/1963

3. Source: LITTLE SALMON RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
20N	01E	36	NW NE SW	ADAMS	

5. Description of diverting works:

DIVERSION DAM WITH GRAVITY DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	10/31	0.3	

7. Total Quantity Appropriated is:
0.3 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
20N	01E	36	NW	NW	IRRIGATION	15
Section Acres						15
Total Acres						15

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): James L. Williams Date: 11/22/06
Kay L. Williams Date: 11/22/06

State of Idaho)
County of Ada) SS.

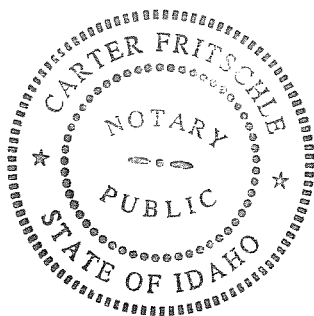
Subscribed and sworn (or affirmed) before me this 22nd day
of November 2006

Carter Fritschle

Notary Public

Residing at Kuna ID

My commission Expires 4-3-2012



11/01/2007

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

RIGHT NUMBER: 78-2071C
NAME AND ADDRESS: KAY L WILLIAMS
PO BOX 266
NEW MEADOWS ID 83654-0266
FORREST J WILLIAMS
PO BOX 266
NEW MEADOWS ID 83654

SOURCE: LITTLE SALMON RIVER TRIBUTARY: SALMON RIVER
QUANTITY: 0.100 CFS
15.000 AFY

PRIORITY DATE: 11/13/1963

POINT OF DIVERSION:
T20N R01E S36 NWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 09/30	0.100 CFS 15.00 AFY
The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before May 1 and after September 30 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in ADAMS County

T20N R01E S35 NENE 9.10 T20N R01E S36 NWNW 5.90

15 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

11/22/2006

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

RIGHT NUMBER: 78-2071C
NAME AND ADDRESS: KAY L WILLIAMS
PO BOX 266
NEW MEADOWS ID 83654-0266

FORREST J WILLIAMS
PO BOX 266
NEW MEADOWS ID 83654

SOURCE: LITTLE SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.100 CFS
15.000 AFY

PRIORITY DATE: 11/13/1963

POINT OF DIVERSION:

T20N R01E S36 NWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 09/30	0.100 CFS 15.00 AFY
The use of water for irrigation under this right may begin as early as May 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before June 1 and after September 30 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in ADAMS County

T20N R01E S35	NENE	9.10	T20N R01E S36	NWNW	5.90
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15 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

09/22/2005

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

RIGHT NUMBER: 78-2071C

NAME AND ADDRESS: KAY L WILLIAMS
PO BOX 266
NEW MEADOWS ID 83654-0266

FORREST J WILLIAMS
PO BOX 266
NEW MEADOWS ID 83654

SOURCE: LITTLE SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.100 CFS
15.000 AFY

PRIORITY DATE: 11/13/1963

POINT OF DIVERSION:

T20N R01E S36 NESW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 09/30	0.100 CFS 15.00 AFY
The use of water for irrigation under this right may begin as early as May 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before June 1 and after September 30 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION Within ADAMS County

T20N R01E S35	NENE	2.8	T20N R01E S36	NWNW	2.2
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5 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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 78-2071C
Date Received: 5/11/1988
Receipt No: C000616
Received By:

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

1. Name of Claimant(s)

KAY L WILLIAMS Phone: (208)347-2417
PO BOX 266
NEW MEADOWS ID USA 83654-0266

FORREST J WILLIAMS Phone: (208)347-2417
PO BOX 266
NEW MEADOWS ID USA 83654

2. Date of Priority: 11/13/1963

3. Source: LITTLE SALMON RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
20N	01E	36	NW	NE	SW	ADAMS	

5. Description of diverting works:

DIVERSION DAM WITH GRAVITY DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	10/31	0.3	

7. Total Quantity Appropriated is:
0.3 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
20N	01E	36	NW	NW	IRRIGATION	15
Section Acres						15
Total Acres						15

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *James L. Williams* Date: 11/22/06
Kay L. Williams Date: 11/22/06

State of Idaho)
County of Ada) SS.

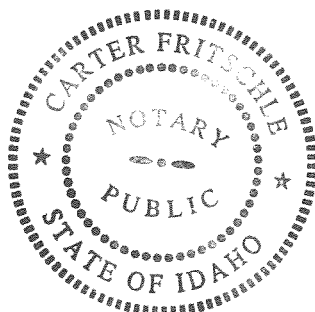
Subscribed and sworn (or affirmed) before me this 22nd day
of November 2006

Carter Fritschle

Notary Public

Residing at Kuna ID

My commission Expires 4-3-2012



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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A78-02071C
Date Received: 5/11/1988
Receipt No: C0006116

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FORREST WILLIAMS 208-347-2417
Address: P.O. BOX 266
NEW MEADOWS, ID 83654

AND/OR

Name: KAY WILLIAMS 208-347-2417
Address: P.O. BOX 266
NEW MEADOWS, ID 83654

2. Date of Priority: NOV 13, 1963

3. Source: LITTLE SALMON RIVER Trib. to: BIG SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
20N	01E	36	NW	NE	SW		ADAMS

5. Description of diverting works:
DIVERSION DAM WITH GRAVITY DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	10/31	0.100		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
20N	01E	36	NW	NW	IRR	5.0
Section Acres						5.0
Total Acres						5.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A78-04114C

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number:

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Kay Williams Date: 5-11-88

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 11th day

of May 19 88

Hena Bellera
Notary Public

Seal

Residing at Caldwell, Id
My Commission Expires 3/21/94

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