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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 ) Subcase No. 84-12263  
) (Insert Water Right Number)  
)  
)  
Case No. 39576 ) **STANDARD FORM 4**  
)  
) **MOTION TO FILE:**  
) ☒ **LATE NOTICE OF CLAIM**  
) ☐ **AMENDED NOTICE OF CLAIM**  
\_\_\_\_\_ )

**INSTRUCTIONS**

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

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☒ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is State of Idaho, Department of Lands (hereinafter referred to as the "IDL")

My address is 300 North 6<sup>th</sup> Street, Suite 103, P.O. Box 83720, Boise, Idaho 83720-0050

My phone number is: Work (208) 334-0200 Home Not Applicable

I am an attorney representing the IDL

My name is Tyson K. Nelson, Deputy Attorney General

My address is JRW Building, Second Floor, 700 West State Street, P.O. Box 44449, Boise, Idaho 83711-4449

My phone number is (208) 334-2400

### **MOTION TO FILE LATE NOTICE OF CLAIM**

*A Motion to File a Late Notice of Claim* will require a hearing before the Presiding Judge.

☒ I did not file a Notice of Claim to the use of water in the SRBA because:

The IDL uses water from ponds located on State land in northern Idaho for grazing and forest practices. IDL's forest practice uses include fire suppression, training for fire suppression, pesticide applications, and dust abatement related to timber harvest activities. IDL leases State land for grazing, and the lessees use the ponds for stockwater. The ponds are typically small in size and geographically dispersed across parcels of State land. IDL's process to accurately inventory the ponds was delayed due to the large volume of ponds and the dispersed locations of the ponds.

Legal questions also delayed IDL's filing of a Notice of Claim for these uses. Idaho Code Section 42-201(3) authorizes the diversion of water "from a natural watercourse and use[] at any time, with or without a water right" for two categories of water use. First, water may be used to "extinguish an existing fire on private or public lands, structures, or equipment, or to prevent an existing fire from spreading to private or public lands, structures or equipment endangered by an existing fire." Idaho Code § 42-201(3)(a). Second, water may be used for forest practices as defined by Idaho Code Section 38-1303(1) and dust abatement. Idaho Code § 42-201(3)(b). Idaho Code Section 38-1303(1) defines forest practice to mean

(a) the harvesting of forest tree species; (b) road construction associated with harvesting forest tree species; (c) reforestation; (d) use of chemicals

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or fertilizers for the purpose of growing or managing forest tree species; (e) the management of slashings resulting from harvest, management or improvement of forest tree species; or (f) the prompt salvage of dead or dying timber or timber that is threatened by insects, disease, windthrow, fire or extremes of weather.

IDL was uncertain whether Idaho Code Section 42-201(3) would apply to all of its uses of water from the ponds. Ultimately, IDL concluded it would file a claim to provide certainty for its continued use of the ponds on State lands.

- ☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.
- ☒ I am providing legal and factual documentation for my claimed use of water. You must described these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

IDL's supporting documentation is included with the Notice of Claim, attached hereto. The Notice of Claim has three (3) attachments: Attachment 1 is a statement of claimed water purposes and quantity, Attachment 2 is a map of the pond locations, and Attachment 3 is Michael E. Denney's affidavit for proof of use with supporting evidence attached.

I have attached:

- ☒ A fully completed Notice of Claim (available from IDWR) is attached.
- ☒ A claim filing fee and a late claim fee for those claims other than domestic or stock water use for which a notice of claim was filed. To determine this amount, contact IDWR at (800) 451-4129. IDWR has advised that the claim filing fee for this notice of claim is \$106.00. IDL requests that IDWR initiate an SA-50 Interagency Billing Statement to bill IDL for the fees (see attached letter).

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on Tuesday, December 20, 2011, at 1:30 p.m.  
at the SRBA courthouse, 253 Third Avenue, Twin Falls, Idaho.

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**VERIFICATION** (Must be completed)

State of Idaho

County of Ada

Tyson K. Nelson, being first duly sworn, upon oath, deposes and says:  
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined I.C. §§42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

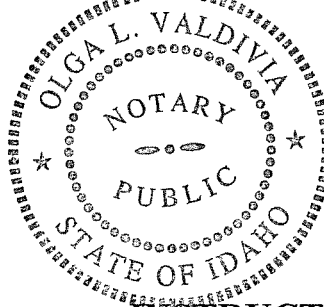
\_\_\_\_\_  
Signature of person filing motion

*[Handwritten Signature]*

\_\_\_\_\_  
Attorney signing in representative capacity

Subscribed and sworn to before me on September 28, 2011

(Insert Date)



*[Handwritten Signature]*

\_\_\_\_\_  
Notary Public for

Residing at: *[Handwritten Address]*

My Commission expires: *[Handwritten Date: 2/8/2012]*

**INSTRUCTIONS FOR MAILING**

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

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## CERTIFICATE OF MAILING

I certify that on this 28th day of September 2011, I caused to be served the original and/or copy of this form on the following persons by the indicated method:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
PO Box 2707  
Twin Falls, ID 83303-2707

- ☒ U.S. Mail, postage prepaid  
☐ Hand Delivery  
☐ Federal Express  
☐ Facsimile: (208) 736-2121  
☐ Statehouse Mail

2. Copies to

State of Idaho,  
Department of Lands  
300 N. 6<sup>th</sup> St.  
P.O. Box 83720  
Boise, ID 83720-0050

- ☐ U.S. Mail, postage prepaid  
☐ Hand Delivery  
☐ Federal Express  
☐ Facsimile:  
☒ Statehouse Mail

United States Department of Justice  
Environment and Natural Resource  
Division  
550 West Fort Street, MSC 033  
Boise, ID 83724

- ☒ U.S. Mail, postage prepaid  
☐ Hand Delivery  
☐ Federal Express  
☐ Facsimile: (303) 312-7379  
☐ Statehouse Mail

IDWR Document Depository  
PO Box 83720  
Boise, ID 83720-0098

- ☐ U.S. Mail, postage prepaid  
☐ Hand Delivery  
☐ Federal Express  
☐ Facsimile: \_\_\_\_\_  
☒ Statehouse Mail

Chief of Natural Resource Division  
Office of the Attorney General  
State of Idaho  
P.O. Box 44449  
Boise, Idaho 83711-4449

Not Applicable

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

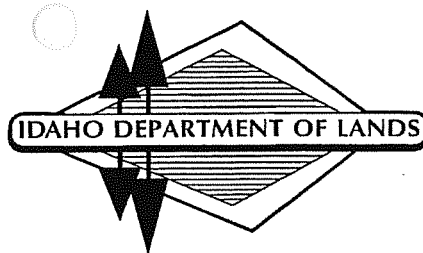
(Insert Names/address of parties)



Tyson K. Nelson  
Deputy Attorney General

**MICA SUPERVISORY  
AREA**

3258 West Industrial Loop  
Coeur d'Alene ID 83815  
Phone (208) 769-1577  
Fax (208) 769-1597



TOM SCHULTS, DIRECTOR  
EQUAL OPPORTUNITY EMPLOYER

**STATE BOARD OF LAND COMMISSIONERS**

*C.L. "Butch" Otter, Governor  
Ben Ysursa, Secretary of State  
Lawrence G. Wasden, Attorney General  
Donna M. Jones, State Controller  
Tom Luna, Sup't of Public Instruction*

September 26, 2011

Idaho Department of Water Resources

Attn: Craig Saxton

Idaho Water Center

322 East Front Street

P.O. Box 83720

Boise, Idaho 83720-0098

Re: Fee Payment for Claim No. 84-12263

Dear Mr. Saxton:

The Idaho Department of Lands ("IDL") has prepared a late Notice of Claim for the above-referenced water right claim and will file a Motion to File Late Notice of Claim in the SRBA Court. In the event the SRBA Court grants IDL's motion, IDL requests that the Idaho Department of Water Resources initiate a SA-50 Interagency Billing Statement to bill IDL for the claim filing fee and the late claim fee.

If you have any questions, feel free to contact me at [mdenney@idl.idaho.gov](mailto:mdenney@idl.idaho.gov) or 208-769-1577. Thank you for your assistance in this matter.

Sincerely,

Michael R. Denney  
Area Manager- Mica

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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 84-12263

Date Received: \_\_\_\_\_

Receipt No: \_\_\_\_\_

Received By: \_\_\_\_\_

NOTICE OF CLAIM  
TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) STATE OF IDAHO, DEPARTMENT OF LANDS Phone (208) 334-0200

Mailing Address PO BOX 83720 BOISE ID 83720-0050  
Street or Box City State ZIP

2. Date of Priority (Only one (1) per claim) 09/08/1968  
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water ( ) or Other (✓) (a) UNNAMED  
which is tributary to (b) JIM FORD CREEK AND LOLO CREEK

4. a. Location of Point of Diversion is: Township 34N, Range 04E, Section 1,2,11,  
1/4 of, 1/4 Govt. Lot \_\_\_\_\_, BM., County of CLEARWATER- SEE REMARKS

Parcel (PIN) no. \_\_\_\_\_

Additional points of diversion if any: SEE REMARKS

If available, GPS Coordinates SEE REMARKS

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_, Range \_\_\_\_\_, Section \_\_\_\_\_, \_\_\_\_\_, 1/4 of \_\_\_\_\_, 1/4

Govt. Lot \_\_\_\_\_, BM., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_, Range \_\_\_\_\_, Section \_\_\_\_\_, \_\_\_\_\_, 1/4 of \_\_\_\_\_, 1/4

Govt. Lot \_\_\_\_\_, BM., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed  
and as enlarged and the depth of each well. \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For SEE ATTACHED purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) \_\_\_\_\_ (cfs) and/or (b) 43.34 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) INDUSTRIAL USE FOR ANY FOREST MANAGEMENT ACTIVITY

9. Description of place of use:

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

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

| Twn | Rng | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 34N | 04E | 1   |    |    |    |    | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  |        |
| 34N | 04E | 2   | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  |        |
| 34N | 04E | 11  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  | X  |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Parcel (PIN) no(s) \_\_\_\_\_

Total number of acres irrigated \_\_\_\_\_

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

11. Do you own the property listed above as place of use? Yes (✓) No ( )

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

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

\_\_\_\_\_ or None ( )

13. Remarks: 42-26 NESW T34N R04E S2 46.31568 -115.925

42-27 NWSE T34N R04E S1 46.3163 -115.901

42-66 SWSE T34N R04E S1 46.31003 -115.896

42-67 SWNE T34N R04E S11 46.30324 -115.919

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Last Name DEPARTMENT OF LANDS

Identification No. 84-12263

14. Basis of Claim (Check One) Beneficial Use ( ☒ ) Posted Notice ( ☐ ) License ( ☐ ) Permit ( ☐ ) Decree ( ☐ )

Court \_\_\_\_\_ Decree Date \_\_\_\_\_ Plaintiff v. Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices 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: 3

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

AREA MANAGER - MAGGIE CREEK of IDAHO DEPARTMENT OF LANDS,  
Title Organization

that I have signed the foregoing document in the space below as

AREA MANAGER - MAGGIE CREEK of IDAHO DEPARTMENT OF LANDS,  
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature] Date 8/19/11

Title and Organization AREA MANAGER - MAGGIE CREEK, IDAHO DEPARTMENT OF LANDS

16. Notice of Appearance:

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

Signature [Signature] Date 9/26/2011

Address Office of the Attorney General  
P.O. Box 44449, Boise, ID 83711-4449

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Last Name IDAHO DEPT. OF LANDS Identification No. 84-12263

47-71 47-77 42-66 42-67

# **Attachment 1**

## **Statement of Claimed Water Purposes and Quantity**

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| PURPOSE                      | FROM | TO    | CFS | AF    |
|------------------------------|------|-------|-----|-------|
| STOCKWATER STORAGE           | 1-1  | 12-31 |     | 3.65  |
| STOCKWATER FROM STORAGE      | 1-1  | 12-31 |     | 3.65  |
| FIRE PROTECTION STORAGE      | 1-1  | 12-31 |     | 43.34 |
| FIRE PROTECTION FROM STORAGE | 1-1  | 12-31 |     | 43.34 |
| INDUSTRIAL STORAGE           | 1-1  | 12-31 |     | 43.34 |
| INDUSTRIAL FROM STORAGE      | 1-1  | 12-31 |     | 43.34 |

STOCK

NONSTOCK

| POND # | POND SIZE | EVAP | USAGE | =A/F | GPM TO AF |
|--------|-----------|------|-------|------|-----------|
| 42-26  | .56       | +57  | +2=   | 1.33 | 14.47     |
| 42-27  | .78       | +59  | +2=   | 1.57 | 14.47     |
| 42-66  | .06       | +08  | +2=   | .34  | 7.2       |
| 42-67  | .08       | +13  | +2=   | .41  | 7.2       |
|        |           |      |       | 3.65 | 43.34     |

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# Attachment 2

## Map of Ponds

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## Legend

- IDL Pond
- Historical Fires
- All Streams
- Timber Sales
- IDL Endowment Ownership
- IDL Grazing Leases

## Basin 84

Pond 42-26, 42-27, 42-66, 42-67

09/02/2011

Scale 1:67,000

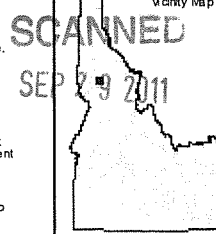
0 0.5 1  
Miles



## Map Notes

Projection: IDTM 83  
Map Notes and Data Sources:  
DL Ownership current as of map date.  
DL Pond data 5/12/2011  
Historical Fires Pre 1984  
2004 NAP Imagery  
1989 Imagery Attached

Disclaimer:  
This map has been compiled using the best information available to the Idaho Department of Lands at the time and may be updated and/or revised without notice. In situations where known accuracy and completeness is required, the user has the responsibility to verify the accuracy of the map and the underlying data sources.



# **Attachment 3**

## **Affidavit for Proof of Use**

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## Idaho Department of Lands

### Affidavit for Proof of Use

I reviewed Department Lands Records to determine time of use of water sources for dust abatement, fire control, and grazing.

Dust abatement is commonly applied to provide for safe access and to reduce road damage during timber sale activities and wildfires. Past sales and wildfires are shown on the map included in the application.

I also found in speaking with Fire Wardens and found that that the pond locations are inspected and maintained every two to three years to ensure access by fire engines, helicopters, water trucks, and portable pumps. They are used for fire training during these inspections and at other planned times.

This information is intended as supplemental proof of use following the earliest date found in our research as to when the pond was constructed for these and other uses.

Pond number(s) 42-26, 42-27, 42-66, and 42-67 were constructed no later than the date of the attached photograph showing the ponds location and was used as early as 9-8-1968, during the timber sales shown in the attached evidence.

The undersigned claimant further certifies that all information contained in the affidavit is true and correct, as of the date shown, and the signature below is his true and legal signature.

Michael R. Denney

September 8, 2011

Name (Printed)

Date

Michael R. Denney

Signature

3258 W Industrial Loop, Coeur d' Alene, Idaho 83815

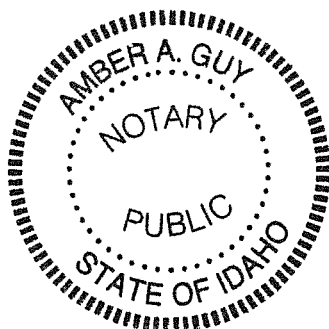
Address, City, State, Zip Code

Subscribed and sworn before me the 8<sup>th</sup> day of September, year 2011, County of Kootenai, State of Idaho.

My Commission Expires 1/15/2015  
Amber A. Guy

Notary Public's Signature

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DPL-C 28-12

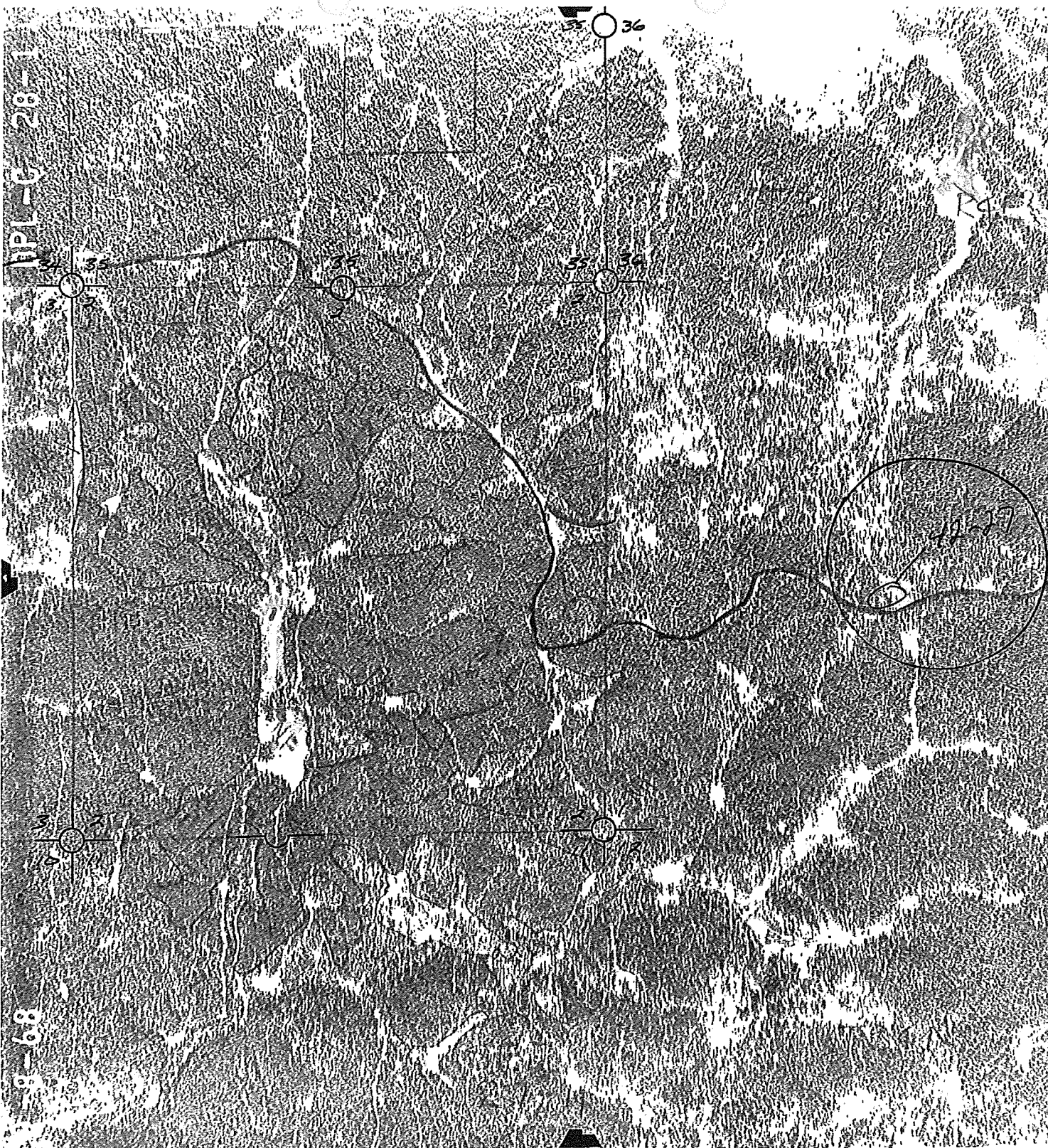
9-8-68

00-40-26

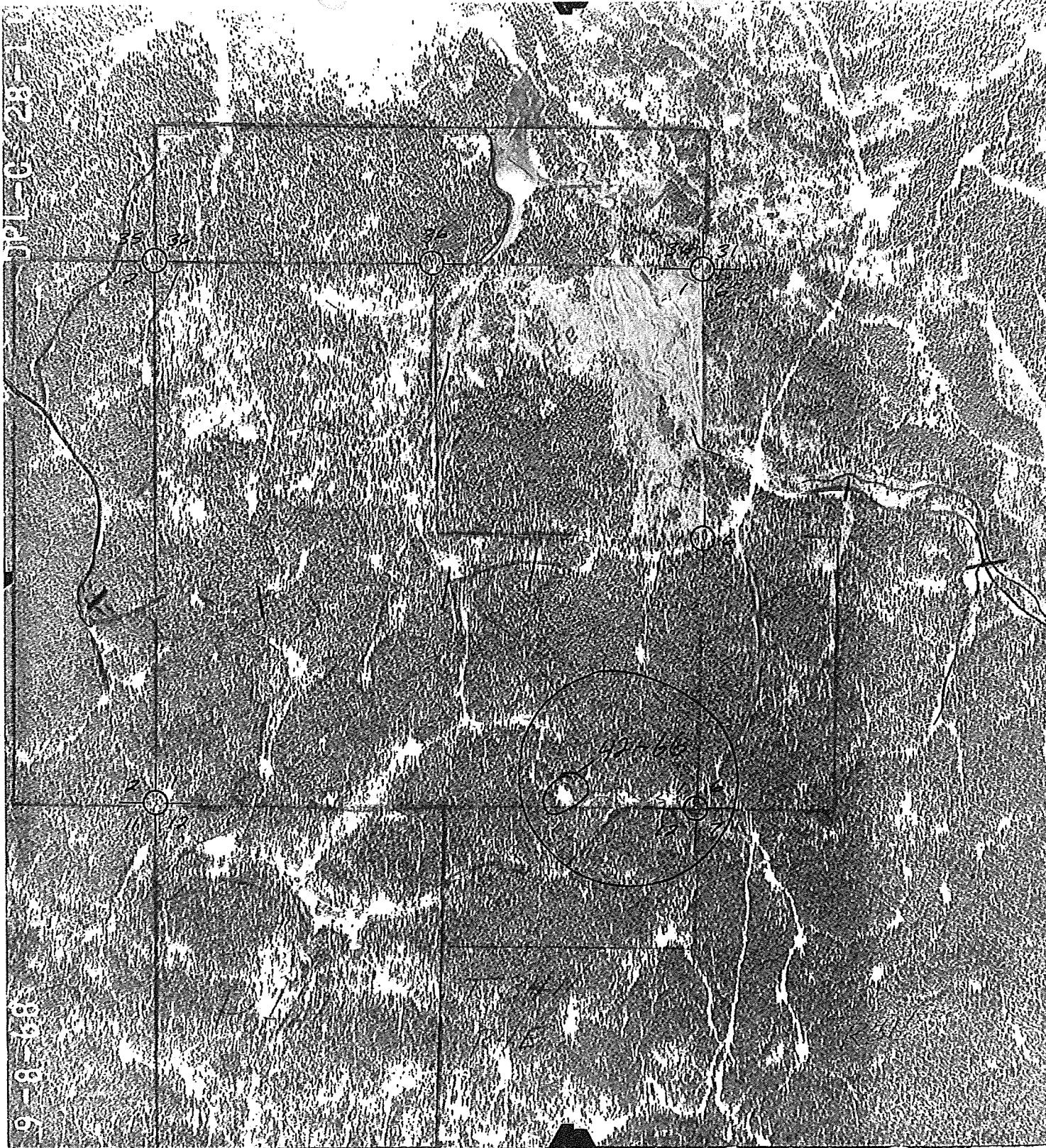
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UPL-G 28-1

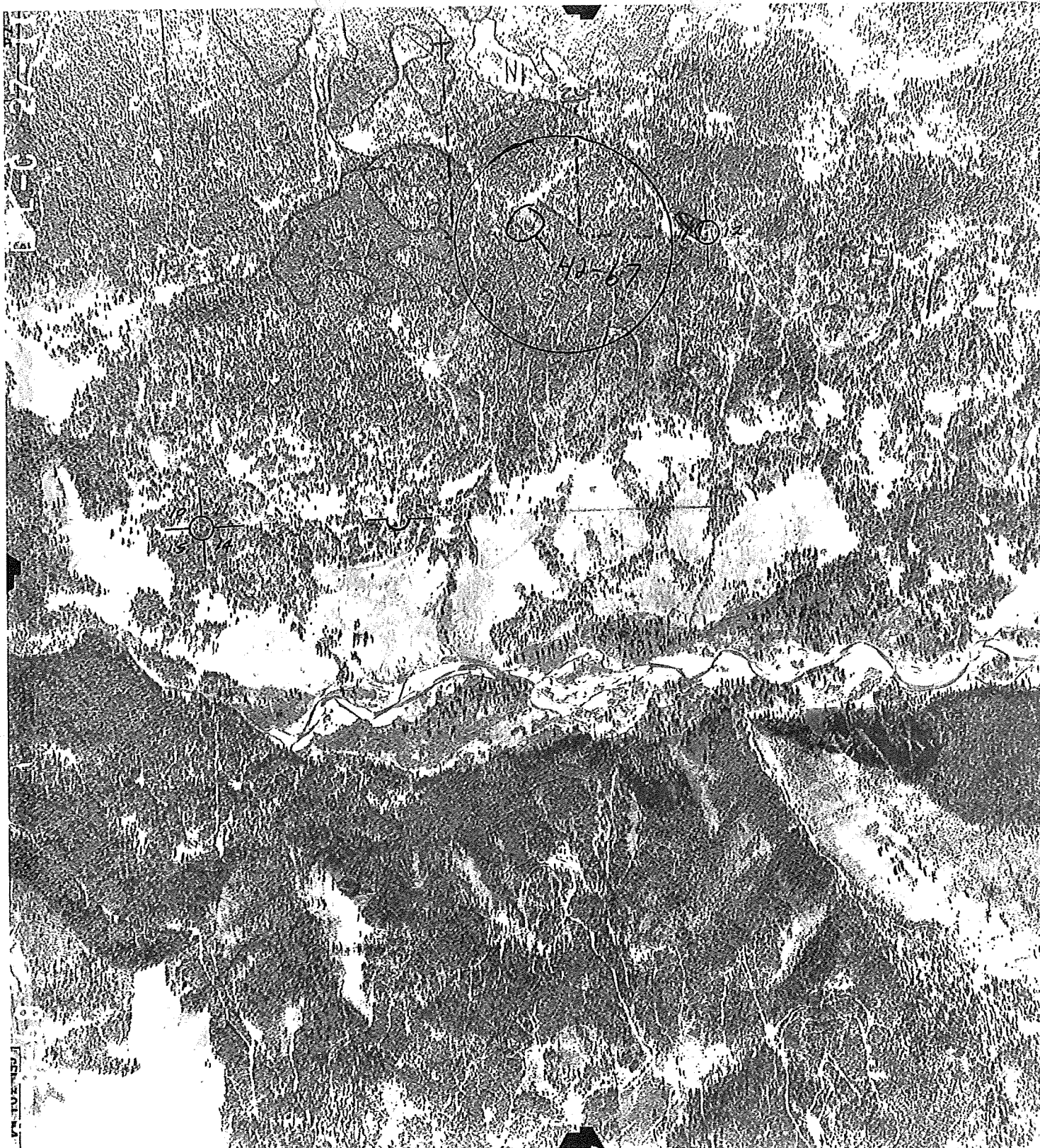
8-68



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Digital Land Records Report

| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                                                              | Description                                   | Ownership        |
|----------|-------|---------|---------------|-------------|--------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------|------------------|
| 34N      | 04E   | 01      | CLEAR LIST    | 4           | CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.                                                      | L3(40.15),<br>L4(40.21)                       | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4002        | Expires 12/31/2016                                                                                                                   |                                               | Charitable Inst. |
|          |       |         |               | 4070        | Cancelled 3-26-1996                                                                                                                  |                                               | Charitable Inst. |
|          |       |         |               | 4597        | GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002 |                                               | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1584        | Schmidt Brothers, Inc. - Miles Creek - Cancelled 1-20-1964                                                                           |                                               | Charitable Inst. |
|          |       |         |               | 1655        | Schmidt Brothers, Inc. - Miles Creek Sale - Cancelled 12-11-1964                                                                     |                                               | Charitable Inst. |
|          |       |         |               | 1784        | Joslyn Mfg. & Supply Co. - Miles Creek Poles - Cancelled 6-3-1970                                                                    |                                               | Charitable Inst. |
|          |       |         |               | 2072        | Potlatch Corp. - Miles Creek Pulp - Cancelled 7-22-1982                                                                              |                                               | Charitable Inst. |
|          |       |         |               | 2674        | Empire Lumber Co. - East Lacey - Cancelled 11-21-1991                                                                                |                                               | Charitable Inst. |
|          |       |         |               | 417         | Chapin Cedar Co. - Cancelled 12-5-1938                                                                                               |                                               | Charitable Inst. |
|          |       |         |               | 470         | Chapins Cedar Co. - Expired 2-15-1939                                                                                                |                                               | Charitable Inst. |
|          |       |         |               |             |                                                                                                                                      | L1(40.29), L2(40.40), L3(40.51),<br>L4(40.62) | Charitable Inst. |
|          |       | 02      | CLEAR LIST    | 4           | CL Dated 5-4-1895 Subject to any valid interfering rights at date of selection.                                                      |                                               | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4002        | Expires 12/31/2016                                                                                                                   |                                               | Charitable Inst. |
|          |       |         |               | 4070        | Cancelled 3-26-1996                                                                                                                  |                                               | Charitable Inst. |
|          |       |         |               | 4597        | GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002 |                                               | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1028        | Potlatch Forests, Inc. - Cancelled 12-17-1952                                                                                        |                                               | Charitable Inst. |
|          |       |         |               | 1030        | Walter Dinnison - Cancelled 2-2-1953                                                                                                 |                                               | Charitable Inst. |
|          |       |         |               | 2072        | Potlatch Corp. - Miles Creek Pulp - Cancelled 7-22-1982                                                                              |                                               | Charitable Inst. |
|          |       |         |               | 2318        | Potlatch Corporation - State Meadows - Cancelled 10-25-1990                                                                          |                                               | Charitable Inst. |
|          |       |         |               | 2630        | Empire Lumber Co.-Larson's Corner Pulp-Cancelled 3-20-1991                                                                           |                                               | Charitable Inst. |
|          |       | 05      | CLEAR LIST    | 2           | CL Dated 4-7-1908 Subject to any valid interfering rights at date of selection.                                                      |                                               | Public Schools   |
|          |       |         | GRAZING LEASE | 4220        | Cancelled 12-31-1983                                                                                                                 |                                               | Public Schools   |
|          |       |         |               |             | Cancelled 12-31-1986                                                                                                                 |                                               | Public Schools   |
|          |       |         |               |             | Expires 12/31/2012                                                                                                                   |                                               | Public Schools   |
|          |       |         | TIMBER SALE   | 1180        | M.R.J.S. Lumber Co. - Cancelled 10-5-1953                                                                                            |                                               | Public Schools   |



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| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                                                              | Description | Ownership        |
|----------|-------|---------|---------------|-------------|--------------------------------------------------------------------------------------------------------------------------------------|-------------|------------------|
| 34N      | 04E   | 05      | TIMBER SALE   | 2908        | Weyerhaeuser Co. - Double Lo (Assigned to Three Rivers Timber, Inc. on 2-15-1996) - Cancelled 1-16-1998                              |             | Public Schools   |
|          |       | 06      | CLEAR LIST    | 2           | CL Dated 4-7-1908 Subject to any valid interfering rights at date of selection.                                                      |             | Public Schools   |
|          |       |         | GRAZING LEASE | 4220        | Cancelled 12-31-1983                                                                                                                 |             | Public Schools   |
|          |       |         |               |             | Cancelled 12-31-1986                                                                                                                 |             | Public Schools   |
|          |       |         |               |             | Expires 12/31/2012                                                                                                                   |             | Public Schools   |
|          |       |         | TIMBER SALE   | 1180        | M.R.J.S. Lumber Co. - Cancelled 10-5-1953                                                                                            |             | Public Schools   |
|          |       |         |               |             | Weyerhaeuser Co. - Double Lo (Assigned to Three Rivers Timber, Inc. on 2-15-1996) - Cancelled 1-16-1998                              | Part NWSE   | Public Schools   |
|          |       | 10      | CLEAR LIST    | 2           | CL Dated 4-7-1908 Subject to any valid interfering rights at date of selection.                                                      |             | Public Schools   |
|          |       |         | GRAZING LEASE | 4070        | Cancelled 3-26-1996                                                                                                                  |             | Public Schools   |
|          |       |         |               | 4603        | Expired 12/31/2010.                                                                                                                  |             | Public Schools   |
|          |       |         | TIMBER SALE   | 3044        | Three Rivers Timber, Inc. - Grouse Creek - Cancelled 1-4-2000                                                                        | Parts       | Public Schools   |
|          |       | 11      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                                    |             | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4002        | Expires 12/31/2016                                                                                                                   |             | Charitable Inst. |
|          |       |         |               | 4070        | Cancelled 3-26-1996                                                                                                                  |             | Charitable Inst. |
|          |       |         |               |             | GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002 |             | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1286        | Pierce Ponderosa Pine Mills, Inc. - Cancelled 2-20-1958                                                                              |             | Charitable Inst. |
|          |       |         |               | 1491        | Troy Lumber Co. - Cancelled 6-20-1962                                                                                                |             | Charitable Inst. |
|          |       |         |               | 2318        | Potlatch Corporation - State Meadows - Cancelled 10-25-1990                                                                          |             | Charitable Inst. |
|          |       | 12      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                                    |             | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4002        | Expires 12/31/2016                                                                                                                   |             | Charitable Inst. |
|          |       |         |               | 4070        | Cancelled 3-26-1996                                                                                                                  |             | Charitable Inst. |
|          |       |         |               |             | GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002 |             | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1700        | Schmidt Brothers, Inc. - Bear Gulch Sale-Cancelled 11-1-1966                                                                         |             | Charitable Inst. |
|          |       |         |               | 2072        | Potlatch Corp. - Miles Creek Pulp - Cancelled 7-22-1982                                                                              |             | Charitable Inst. |
|          |       |         |               | 2674        | Empire Lumber Co. - East Lacey - Cancelled 11-21-1991                                                                                |             | Charitable Inst. |
|          |       |         |               | 3174        | L.D. McFarland Co., Ltd. - East Lacey Pole - Cancelled 8-10-2001                                                                     | Parts       | Charitable Inst. |



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| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                                                           | Description                                  | Ownership        |
|----------|-------|---------|---------------|-------------|-----------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------|------------------|
| 34N      | 04E   | 12      | TIMBER SALE   | 429         | Chapin Cedar Co. - Cancelled 12/3/1939                                                                                            |                                              | Charitable Inst. |
|          |       | 15      | CLEAR LIST    | 2           | CL Dated 4-7-1908 Subject to any valid interfering rights at date of selection.                                                   |                                              | Public Schools   |
|          |       |         | GRAZING LEASE | 4070        | Cancelled 3-26-1996                                                                                                               |                                              | Public Schools   |
|          |       |         |               | 4305        | Expires 12/31/2013                                                                                                                |                                              | Public Schools   |
|          |       |         |               | 4603        | Expired 12/31/2010.                                                                                                               |                                              | Public Schools   |
|          |       |         | TIMBER SALE   | 1141        | Twin Feather Mills, Inc. - Cancelled 11-8-1956                                                                                    | Part N2NW                                    | Public Schools   |
|          |       |         |               | 1286        | Pierce Ponderosa Pine Mills, Inc. - Cancelled 2-20-1958                                                                           |                                              | Public Schools   |
|          |       |         |               | 3044        | Three Rivers Timber, Inc. - Grouse Creek - Cancelled 1-4-2000                                                                     | Parts                                        | Public Schools   |
|          |       | 16      | GRAZING LEASE | 4070        | Cancelled 3-26-1996                                                                                                               | Part lying N. of Lolo Creek                  | Public Schools   |
|          |       |         |               | 4305        | Expires 12/31/2013                                                                                                                | Part lying S. of Lolo Creek                  | Public Schools   |
|          |       |         |               | 4307        | Cancelled 12-31-1983                                                                                                              | Part lying S. of Lolo Creek                  | Public Schools   |
|          |       |         |               | 4603        | Expired 12/31/2010.                                                                                                               | Parts N2                                     | Public Schools   |
|          |       |         | TIMBER SALE   | 1176        | Twin Feather Mills, Inc. - Cancelled 11-6-1958                                                                                    |                                              | Public Schools   |
|          |       |         |               | 1286        | Pierce Ponderosa Pine Mills, Inc. - Cancelled 2-20-1958                                                                           |                                              | Public Schools   |
|          |       |         |               | 3044        | Three Rivers Timber, Inc. - Grouse Creek - Cancelled 1-4-2000                                                                     | Parts                                        | Public Schools   |
|          |       |         |               | 423835      | Blue North Forest Products - Motorway. Instrument date 1/7/2011, Expires 1/7/2015.                                                |                                              | Public Schools   |
|          |       | 17      | CLEAR LIST    | 100         | CL Dated 11-10-1981 Subject to any valid interfering rights at date of selection, reserving to the U.S. R/W for ditches & canals. |                                              | Public Schools   |
|          |       |         |               | 2           | CL Dated 4-7-1908 Subject to any valid interfering rights at date of selection.                                                   |                                              | Public Schools   |
|          |       |         |               | 3           | CL Dated 10-28-1908 Subject to any valid interfering rights at date of selection.                                                 |                                              | Public Schools   |
|          |       |         | GRAZING LEASE | 4305        | Expires 12/31/2013                                                                                                                | Parts of SESW & NWSE lying E. of County Road | Public Schools   |
|          |       |         |               | 4306        | Cancelled 12-31-1983                                                                                                              | Part lying E. of County Road                 | Public Schools   |
|          |       |         |               | 4528        | Expires 12/31/2013                                                                                                                | Part lying W. of County Road                 | Public Schools   |



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| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                                | Description        | Ownership        |
|----------|-------|---------|---------------|-------------|--------------------------------------------------------------------------------------------------------|--------------------|------------------|
| 34N      | 04E   | 17      | TIMBER SALE   | 1176        | Twin Feather Mills, Inc. - Cancelled 11-6-1958                                                         |                    | Public Schools   |
|          |       |         |               | 3045        | Clearwater Forest Industries, Inc. - Lower Lolo - Cancelled 1-4-2000                                   | Parts              | Public Schools   |
|          |       |         |               | 423835      | Blue North Forest Products - Motorway. Instrument date 1/7/2011, Expires 1/7/2015.                     |                    | Public Schools   |
|          |       | 23      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                      |                    | Charitable Inst. |
|          |       |         | DEED          | 2226        | CS 10673                                                                                               |                    | Charitable Inst. |
|          |       |         |               | 2340        | CS 10674                                                                                               |                    | Charitable Inst. |
|          |       |         | DIRECT SALES  | 420003      | DeAtley Crushing Company - road use. Instrument date 7/29/2010.                                        |                    | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4285        | Cancelled 12-31-1984                                                                                   |                    | Charitable Inst. |
|          |       |         |               |             | Cancelled 7-1-1985                                                                                     |                    | Charitable Inst. |
|          |       |         |               | 4505        | Cancelled 12-31-1993                                                                                   |                    | Charitable Inst. |
|          |       |         |               | 4506        | Expires 12/31/2013                                                                                     |                    | Charitable Inst. |
|          |       |         |               |             |                                                                                                        | Datalog May 2009   |                  |
|          |       |         | TIMBER SALE   | 423706      | IDAHO FOREST GROUP LLC - CARIBEL COMMERCIAL                                                            |                    | Charitable Inst. |
|          |       | 24      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                      |                    | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4505        |                                                                                                        |                    | Charitable Inst. |
|          |       |         |               | 4506        | Expires 12/31/2013                                                                                     |                    | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1116        | Chris Landmark - Cancelled 1-12-1953                                                                   |                    | Charitable Inst. |
|          |       |         |               |             |                                                                                                        | Datalog May 2009   |                  |
|          |       |         |               | 423706      | IDAHO FOREST GROUP LLC - CARIBEL COMMERCIAL                                                            |                    | Charitable Inst. |
|          |       | 36      | DIRECT SALES  | 425254      | ED RINGEN - SKI SCHOOL - Cancelled 11/01/2005                                                          | Datalog April 2009 | Public Schools   |
|          |       |         | GRAZING LEASE | 4168        | Cancelled 4-26-1988                                                                                    |                    | Public Schools   |
|          |       |         |               | 4465        | Cancelled 7-1-1986                                                                                     |                    | Public Schools   |
|          |       |         | TIMBER SALE   | 3111        | Three Rivers Timber, Inc. - Tom Taha Pulp - Cancelled 1-6-2004                                         | Parts W2W2NE       | Public Schools   |
|          |       |         |               |             |                                                                                                        |                    |                  |
|          |       |         |               | 423556      | Three Rivers Timber, Inc. - School Shelter. Instrument Date 8/18/2006, Cancelled 11/30/2009            |                    | Public Schools   |
|          |       |         |               | 423671      | McFarland Cascade Pole & Lumber Company-Woodrat-Maggie Pole                                            | Pts. N2, NESW      | Public Schools   |
|          |       |         |               |             | Blue North Forest Products, LLC - School Shelter Resale. Instrument date 12/3/2010, Expires 12/3/2012. | Parts              | Public Schools   |
|          |       |         |               | 423831      |                                                                                                        |                    | Public Schools   |
|          |       |         |               | 468         | Eggers Pole & Supply - Expired 2/8/1939                                                                |                    | Public Schools   |



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| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                                                          | Description                             | Ownership        |
|----------|-------|---------|---------------|-------------|----------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|------------------|
| 35N      | 04E   | 01      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                                | L1(39.92),L2(39.76),L3(39.60)           | Charitable Inst. |
|          |       |         | DIRECT SALES  | 425290      | Johnson Forest Products LLC. - Hungarian Sanitation. Cancelled 6/4/2010.                                                         |                                         | Charitable Inst. |
|          |       |         |               | 425303      | Idaho Crane & Machine - Hopper Blowdown. Instrument date 8/16/2010, Expires 2/16/2011.                                           |                                         |                  |
|          |       |         |               | 4070        | Cancelled 6/1/2011.                                                                                                              | Parts                                   | Charitable Inst. |
|          |       |         | GRAZING LEASE | 420005      | Cancelled 3-26-1996                                                                                                              |                                         | Charitable Inst. |
|          |       |         |               | 4595        | Grasshopper creek cattlemens, expires 12/31/2030                                                                                 |                                         | Charitable Inst. |
|          |       |         |               | 2811        | Expired 12/31/2010.                                                                                                              |                                         | Charitable Inst. |
|          |       |         | TIMBER SALE   | 423534      | Empire Lumber Co. - Schlader Road Pulp - Cancelled 12-2-1998                                                                     |                                         | Charitable Inst. |
|          |       |         |               | 423756      | Potlatch Forest Products Corp. - Grasshopper Ridge - Cancelled 12/31/2008                                                        | Parts                                   | Charitable Inst. |
|          |       |         |               | 490         | Clearwater Paper Corporation - North Gulch Pulp. Instrument Date 11/20/2009.                                                     |                                         | Charitable Inst. |
|          |       |         |               |             | L. Cardiff & Co. - Cancelled 11-13-1940                                                                                          |                                         | Charitable Inst. |
|          |       | 03      | CLEAR LIST    | 4           |                                                                                                                                  | L1(39.93),L2(40.03),L3(40.13),L4(40.23) | Charitable Inst. |
|          |       |         | DEED          | 4613        | CL Dated 12-15-1894                                                                                                              |                                         | Charitable Inst. |
|          |       |         |               |             | CS 7243-52; 7255-56                                                                                                              |                                         | Charitable Inst. |
|          |       |         | DIRECT SALES  | 425264      | IDAHO CRANE & MACHINE - BLOWN CONE - Cancelled 07/20/2007                                                                        | Dataload April 2009                     | Charitable Inst. |
|          |       |         |               | 425279      | B&K Logging bda Kelly Smith - Loaded Larch. Instrument date 8/7/2008, cancelled 10/23/2008                                       |                                         | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4070        | Cancelled 3-26-1996                                                                                                              |                                         | Charitable Inst. |
|          |       |         |               | 4591        | Cancelled 4-16-2003                                                                                                              |                                         | Charitable Inst. |
|          |       |         | TIMBER SALE   | 3006        | Konkolville Lumber Co., Inc. - Four Fortys - Cancelled 3-14-2000                                                                 | Parts                                   | Charitable Inst. |
|          |       |         |               | 625         | Leonard Cardiff - Cancelled 3-6-1944                                                                                             |                                         | Charitable Inst. |
|          |       |         |               | 666         | Leonard Cardiff - Cancelled 7-21-1943                                                                                            |                                         | Charitable Inst. |
|          |       | 04      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                                | L1(40.31),L2(40.37)                     | Charitable Inst. |
|          |       |         |               | 92          | CL Dated 3-30-1961 Subject to any valid interfering rights at date of selection, reserving to the U.S. R/W for ditches & canals. |                                         | Public Schools   |



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| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                                                                  | Description             | Ownership        |
|----------|-------|---------|---------------|-------------|------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|------------------|
| 35N      | 04E   | 04      | DIRECT SALES  | 425264      | IDAHO CRANE & MACHINE - BLOWN CONE - Cancelled 07/20/2007                                                                                | Datload April 2009      | Charitable Inst. |
|          |       |         | GRAZING LEASE | 400001      | Bennett Creek Cattlemens Association - Expires 12/31/2030                                                                                |                         | Charitable Inst. |
|          |       |         |               |             | Cancelled 3-26-1996                                                                                                                      |                         | Public Schools   |
|          |       |         |               | 4070        |                                                                                                                                          |                         | Charitable Inst. |
|          |       |         |               |             | Cancelled 4-16-2003                                                                                                                      |                         | Public Schools   |
|          |       |         |               | 4591        |                                                                                                                                          | Part W2SW               | Charitable Inst. |
|          |       |         |               |             | Expired 12/31/2010                                                                                                                       | Part                    | Public Schools   |
|          |       |         |               |             |                                                                                                                                          | Parts                   | Charitable Inst. |
|          |       |         |               |             |                                                                                                                                          |                         | Public Schools   |
|          |       |         |               |             |                                                                                                                                          |                         | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1204        | Potlatch Forests, Inc. - Cancelled 12-21-1954                                                                                            |                         | Charitable Inst. |
|          |       |         |               |             | Weyerhaeuser Co. - Ford Creek - Assigned to Three Rivers Timber, Inc. on 2-15-1996 - Cancelled 9-20-1996                                 | Parts                   | Public Schools   |
|          |       |         |               | 2842        |                                                                                                                                          |                         |                  |
|          |       |         |               | 423401      | Potlatch Corp. - (Assigned to Potlatch Forest Products Corporation) - Winter Creek Pulp - Cancelled 2-3-2006                             | Parts                   | Charitable Inst. |
|          |       |         |               | 625         | Leonard Cardiff - Cancelled 3-6-1944                                                                                                     |                         | Charitable Inst. |
|          |       |         |               | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                                        |                         | Charitable Inst. |
|          |       | 05      | CLEAR LIST    |             |                                                                                                                                          |                         | Charitable Inst. |
|          |       |         | DIRECT SALES  | 425264      | IDAHO CRANE & MACHINE - BLOWN CONE - Cancelled 07/20/2007                                                                                | Datload April 2009      | Charitable Inst. |
|          |       |         | GRAZING LEASE | 400001      | Bennett Creek Cattlemens Association - Expires 12/31/2030                                                                                |                         | Charitable Inst. |
|          |       |         |               | 4070        | Cancelled 3-26-1996                                                                                                                      |                         | Charitable Inst. |
|          |       |         |               | 4591        | Cancelled 4-16-2003                                                                                                                      | Part                    | Charitable Inst. |
|          |       |         |               |             | Expired 12/31/2010                                                                                                                       | Parts                   | Charitable Inst. |
|          |       |         |               |             | Weyerhaeuser Co. - Ford Creek - Assigned to Three Rivers Timber, Inc. on 2-15-1996 - Cancelled 9-20-1996                                 |                         | Charitable Inst. |
|          |       |         | TIMBER SALE   | 2842        |                                                                                                                                          | Parts                   | Charitable Inst. |
|          |       |         |               |             | Bennett Forest Industries, Inc. - Ford Contour. Instrument date 8/10/2007, Expires 8/10/2010 - Extended 8/10/2011. Cancelled 11/16/2010. |                         | Charitable Inst. |
|          |       |         |               | 423614      |                                                                                                                                          |                         | Charitable Inst. |
|          |       |         |               | 887         | C. J. Spence - (Assigned to Krogseth Brothers) - Cancelled 3-5-1951                                                                      |                         | Charitable Inst. |
|          |       |         |               |             |                                                                                                                                          |                         |                  |
|          |       | 06      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                                        | L6(36.43),<br>L7(36.38) | Charitable Inst. |



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| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                                                                  | Description         | Ownership        |
|----------|-------|---------|---------------|-------------|------------------------------------------------------------------------------------------------------------------------------------------|---------------------|------------------|
| 35N      | 04E   | 06      | DIRECT SALES  | 425264      | IDAHO CRANE & MACHINE - BLOWN CONE - Cancelled 07/20/2007                                                                                | Dataload April 2009 | Charitable Inst. |
|          |       |         | GRAZING LEASE | 400001      | Bennett Creek Cattlemens Association - Expires 12/31/2030                                                                                |                     | Charitable Inst. |
|          |       |         |               | 4070        | Cancelled 3-26-1996                                                                                                                      |                     | Charitable Inst. |
|          |       |         |               | 4591        | Expired 12/31/2010                                                                                                                       | Parts               | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1111        | L. Cardiff, Inc. - Cancelled 4-7-1952                                                                                                    |                     | Charitable Inst. |
|          |       |         |               |             | Weyerhaeuser Co. - Ford Creek - Assigned to Three Rivers Timber, Inc. on 2-15-1996 - Cancelled 9-20-1996                                 | Parts               | Charitable Inst. |
|          |       |         |               | 2842        |                                                                                                                                          |                     | Charitable Inst. |
|          |       |         |               |             | Bennett Forest Industries, Inc. - Ford Contour. Instrument date 8/10/2007, Expires 8/10/2010 - Extended 8/10/2011. Cancelled 11/16/2010. |                     | Charitable Inst. |
|          |       | 09      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                                        |                     | Charitable Inst. |
|          |       |         |               |             | IDAHO CRANE & MACHINE - BLOWN CONE - Cancelled 07/20/2007                                                                                | Dataload April 2009 | Charitable Inst. |
|          |       |         | DIRECT SALES  | 425264      |                                                                                                                                          |                     | Charitable Inst. |
|          |       |         |               | 425279      | B&K Logging bda Kelly Smith - Loaded Larch. Instrument date 8/7/2008, cancelled 10/23/2008                                               |                     | Charitable Inst. |
|          |       |         |               | 425295      | Idaho Crane & Machine - Fordtacular Blowdown. Instrument date 8/16/2010, Expires 2/16/2011. Cancelled 6/1/2011.                          | Parts               | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4070        | Cancelled 3-26-1996                                                                                                                      |                     | Charitable Inst. |
|          |       |         |               | 4591        | Cancelled 4-16-2003                                                                                                                      | Parts               | Charitable Inst. |
|          |       |         | SALVAGE SALES | 425105      | THREE RIVERS TIMBER, INC. - HYDRO COMMERCIAL PULP - Cancelled 12/13/2006                                                                 | Dataload April 2009 | Charitable Inst. |
|          |       |         | TIMBER SALE   | 2282        | Scott Paper Co. - Prairie Pulp - Cancelled 11-13-1981                                                                                    |                     | Charitable Inst. |
|          |       |         |               |             | Weyerhaeuser Co. - Ford Creek - Assigned to Three Rivers Timber, Inc. on 2-15-1996 - Cancelled 9-20-1996                                 | Parts               | Charitable Inst. |
|          |       |         |               | 2842        |                                                                                                                                          |                     | Charitable Inst. |
|          |       |         |               | 3078        | Empire Lumber Co. - Ford Flats Commercial - Cancelled 8-10-2001                                                                          | Parts               | Charitable Inst. |
|          |       |         |               | 330         | Potlatch Forests, Inc. - Cancelled 1/21/1935                                                                                             |                     | Charitable Inst. |
|          |       |         |               | 675         | Leonard Cardiff - Cancelled 8-11-1948                                                                                                    |                     | Charitable Inst. |
|          |       | 10      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                                        |                     | Charitable Inst. |
|          |       |         | DEED          | 4614        | CS 11512                                                                                                                                 |                     | Charitable Inst. |
|          |       |         |               | 4615        | CS 11511; 11513; 11516-17                                                                                                                |                     | Charitable Inst. |



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| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                                                                                                                        | Description | Ownership        |
|----------|-------|---------|---------------|-------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|------------------|
| 35N      | 04E   | 10      | DEED          | 4843        | CS 11415                                                                                                                                                                                       |             | Charitable Inst. |
|          |       |         |               | 5366        | CS 11514                                                                                                                                                                                       |             | Charitable Inst. |
|          |       |         |               | 5402        | CS 11411                                                                                                                                                                                       |             | Charitable Inst. |
|          |       |         |               | 5416        | CS 11416                                                                                                                                                                                       |             | Charitable Inst. |
|          |       |         |               | 5809        | CS 11414 - Cancelled 2-9-1938; Reinstated 8-30-1938 Restricted Minerals.                                                                                                                       |             | Charitable Inst. |
|          |       |         |               | 8119        | CS 11413                                                                                                                                                                                       |             | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4070        | Cancelled 3-26-1996                                                                                                                                                                            |             | Charitable Inst. |
|          |       |         |               | 4210        | Cancelled 12-31-1985                                                                                                                                                                           |             | Charitable Inst. |
|          |       |         |               | 4591        | Cancelled 4-16-2003                                                                                                                                                                            | Part        | Charitable Inst. |
|          |       |         | TIMBER SALE   | 423811      | Clearwater Paper Corporation - E.T. Pulp. Instrument date 8/6/2010.                                                                                                                            | Parts       | Charitable Inst. |
|          |       |         |               | 675         | Leonard Cardiff - Cancelled 8-11-1948                                                                                                                                                          |             | Charitable Inst. |
|          |       | 11      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                                                                                              |             | Charitable Inst. |
|          |       |         |               |             | Quitclaim Deed dated 2-24-1992 conveyed all rights to Albert and Virginia Barnett as the result of a ruling by the Idaho Supreme Court (State v. Barnett, 116 Idaho 429, 767 P. 2d 438 (1989). |             |                  |
|          |       |         | DEED          | 12695       |                                                                                                                                                                                                |             | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4070        | Cancelled 3-26-1996                                                                                                                                                                            |             | Charitable Inst. |
|          |       |         |               | 420005      | Grasshopper creek cattlemens, expires 12/31/2030                                                                                                                                               |             | Charitable Inst. |
|          |       |         |               | 4595        | Expired 12/31/2010.                                                                                                                                                                            |             | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1139        | Potlatch Forests, Inc. - Cancelled 12-4-1953                                                                                                                                                   |             | Charitable Inst. |
|          |       |         |               | 2811        | Empire Lumber Co. - Schlader Road Pulp - Cancelled 12-2-1998                                                                                                                                   |             | Charitable Inst. |
|          |       |         |               | 423811      | Clearwater Paper Corporation - E.T. Pulp. Instrument date 8/6/2010.                                                                                                                            |             | Charitable Inst. |
|          |       |         |               | 490         | L. Cardiff & Co. - Cancelled 11-13-1940                                                                                                                                                        | Parts       | Charitable Inst. |
|          |       | 12      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                                                                                              |             | Charitable Inst. |
|          |       |         | DIRECT SALES  | 425312      | Barking Yew - J R Forestry - Expires 12/17/2011 - Cancelled 8/1/2011                                                                                                                           |             | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4070        | Cancelled 3-26-1996                                                                                                                                                                            |             | Charitable Inst. |
|          |       |         |               | 420005      | Grasshopper creek cattlemens, expires 12/31/2030                                                                                                                                               |             | Charitable Inst. |
|          |       |         |               | 4595        | Expired 12/31/2010.                                                                                                                                                                            |             | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1139        | Potlatch Forests, Inc. - Cancelled 12-4-1953                                                                                                                                                   |             | Charitable Inst. |
|          |       |         |               | 2811        | Empire Lumber Co. - Schlader Road Pulp - Cancelled 12-2-1998                                                                                                                                   |             | Charitable Inst. |
|          |       |         |               | 423756      | Clearwater Paper Corporation - North Gulch Pulp. Instrument Date 11/20/2009.                                                                                                                   |             | Charitable Inst. |



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| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                                         | Description         | Ownership        |
|----------|-------|---------|---------------|-------------|-----------------------------------------------------------------------------------------------------------------|---------------------|------------------|
| 35N      | 04E   | 12      | TIMBER SALE   | 423811      | Clearwater Paper Corporation - E.T. Pulp. Instrument date 8/6/2010.                                             | Parts               | Charitable Inst. |
|          |       |         |               | 423843      | Stella-Jones Corporation - South Schlader Pole - Expires 4/8/2014                                               |                     | Charitable Inst. |
|          |       |         |               | 489         | Chapin Cedar Co. - Expired 7-19-1940                                                                            |                     | Charitable Inst. |
|          |       |         |               | 799         | Schaefer-Hitchcock Co. - Cancelled 1-18-1949                                                                    |                     | Charitable Inst. |
|          |       | 15      | DEED          | 9930        | CS 23872 All minerals except: Pumice and (Geothermal).                                                          | Part                | Dept. of F & G   |
|          |       | 16      | DIRECT SALES  | 425269      | IDAHO CRANE & MACHINE - DOUGLAS FEVER - Cancelled 07/29/2008                                                    | Dataload April 2009 | Public Schools   |
|          |       |         |               | 425279      | B&K Logging bda Kelly Smith - Loaded Larch. Instrument date 8/7/2008, cancelled 10/23/2008                      |                     | Public Schools   |
|          |       |         |               | 425288      | Harry Stenzel - O'Schmidt Blowdown - Instrument Date 6/10/09, Cancelled 10/8/2009.                              |                     | Public Schools   |
|          |       |         |               | 425295      | Idaho Crane & Machine - Fordtacular Blowdown. Instrument date 8/16/2010, Expires 2/16/2011. Cancelled 6/1/2011. | Parts               | Public Schools   |
|          |       |         | GRAZING LEASE | 4070        | Cancelled 3-26-1996                                                                                             |                     | Public Schools   |
|          |       |         |               | 4598        | Expired 12/31/2010.                                                                                             |                     | Public Schools   |
|          |       |         | SALVAGE SALES | 425113      | Mark Swanson Logging - For Schmidt's Sake. Instrument date 6/25/2010, Expires 6/25/2011.                        | Parts               | Public Schools   |
|          |       |         | TIMBER SALE   | 2282        | Scott Paper Co. - Prairie Pulp - Cancelled 11-13-1981                                                           |                     | Public Schools   |
|          |       |         |               | 2584        | Kooskia, Inc. - Schmidt Creek Resale - Cancelled 11-27-1990                                                     |                     | Public Schools   |
|          |       |         |               | 3078        | Empire Lumber Co. - Ford Flats Commercial - Cancelled 8-10-2001                                                 | Parts               | Public Schools   |
|          |       |         |               | 330         | Potlatch Forests, Inc. - Cancelled 1/21/1935                                                                    |                     | Public Schools   |
|          |       |         |               | 3319        | Potlatch Corp. - Schmidt Divide Pulp - Cancelled 3-15-2005                                                      | Parts               | Public Schools   |
|          |       |         |               | 719         | Oswald Pederson - Cancelled 9-14-1944                                                                           |                     | Public Schools   |
|          |       |         |               | 730         | Potlatch Forests, Inc. - Cancelled 3-1-1948                                                                     |                     | Public Schools   |
|          |       | 17      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                               |                     | Charitable Inst. |
|          |       |         | DIRECT SALES  | 425279      | B&K Logging bda Kelly Smith - Loaded Larch. Instrument date 8/7/2008, cancelled 10/23/2008                      |                     | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4070        | Cancelled 3-26-1996                                                                                             |                     | Charitable Inst. |
|          |       |         |               | 4598        | Expired 12/31/2010.                                                                                             |                     | Charitable Inst. |



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| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                    | Description | Ownership        |
|----------|-------|---------|---------------|-------------|--------------------------------------------------------------------------------------------|-------------|------------------|
| 35N      | 04E   | 17      | SALVAGE SALES | 425113      | Mark Swanson Logging - For Schmidt's Sake. Instrument date 6/25/2010, Expires 6/25/2011.   | Parts       | Charitable Inst. |
|          |       |         | TIMBER SALE   | 2282        | Scott Paper Co. - Prairie Pulp - Cancelled 11-13-1981                                      |             | Charitable Inst. |
|          |       |         |               | 2343        | Tyler Ranch - Schmidt Creek - Cancelled 1-5-1987                                           |             | Charitable Inst. |
|          |       |         |               | 2584        | Kooskia, Inc. - Schmidt Creek Resale - Cancelled 11-27-1990                                |             | Charitable Inst. |
|          |       |         |               | 330         | Potlatch Forests, Inc. - Cancelled 1/21/1935                                               |             | Charitable Inst. |
|          |       |         |               | 3319        | Potlatch Corp. - Schmidt Divide Pulp - Cancelled 3-15-2005                                 | Parts       | Charitable Inst. |
|          |       |         |               | 730         | Potlatch Forests, Inc. - Cancelled 3-1-1948                                                |             | Charitable Inst. |
|          |       | 19      | DIRECT SALES  | 425311      | Deyo Dros. Inc. - Deyo Reservoir - Expires 12/3/2011                                       |             | Dept. of F & G   |
|          |       | 20      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.          |             | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4070        | Cancelled 3-26-1996                                                                        |             | Charitable Inst. |
|          |       |         |               | 4598        | Expired 12/31/2010.                                                                        |             | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1503        | Troy Lumber Co. - Cancelled 6-20-1961                                                      |             | Charitable Inst. |
|          |       |         |               | 2343        | Tyler Ranch - Schmidt Creek - Cancelled 1-5-1987                                           |             | Charitable Inst. |
|          |       |         |               | 2584        | Kooskia, Inc. - Schmidt Creek Resale - Cancelled 11-27-1990                                |             | Charitable Inst. |
|          |       |         |               | 3319        | Potlatch Corp. - Schmidt Divide Pulp - Cancelled 3-15-2005                                 | Parts       | Charitable Inst. |
|          |       |         |               | 684         | Potlatch Forests, Inc. - Cancelled 3-1-1948                                                |             | Charitable Inst. |
|          |       | 21      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.          |             | Charitable Inst. |
|          |       |         | DIRECT SALES  | 425279      | B&K Logging bda Kelly Smith - Loaded Larch. Instrument date 8/7/2008, cancelled 10/23/2008 |             | Charitable Inst. |
|          |       |         |               | 425288      | Harry Stenzel - O'Schmidt Blowdown - Instrument Date 6/10/09, Cancelled 10/8/2009          |             | Charitable Inst. |
|          |       |         |               | 425301      | B & K Logging DBA Kelly Smith - Grave Robber. Instrument date 8/2/2010, Expires 2/2/2011.  | Parts       | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4070        | Cancelled 12/9/2010.                                                                       |             | Charitable Inst. |
|          |       |         |               | 4598        | Cancelled 3-26-1996                                                                        |             | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1620        | Expired 12/31/2010.                                                                        |             | Charitable Inst. |
|          |       |         |               | 2343        | Troy Lumber Co. - Ford Creek - Cancelled 4-9-1968                                          |             | Charitable Inst. |
|          |       |         |               | 2584        | Tyler Ranch - Schmidt Creek - Cancelled 1-5-1987                                           |             | Charitable Inst. |
|          |       |         |               | 3319        | Kooskia, Inc. - Schmidt Creek Resale - Cancelled 11-27-1990                                |             | Charitable Inst. |
|          |       |         |               | 410         | Potlatch Corp. - Schmidt Divide Pulp - Cancelled 3-15-2005                                 | Parts       | Charitable Inst. |
|          |       |         |               |             | Chapin Cedar Co. - Cancelled 12-5-1938                                                     |             | Charitable Inst. |



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| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                                               | Description         | Ownership        |
|----------|-------|---------|---------------|-------------|-----------------------------------------------------------------------------------------------------------------------|---------------------|------------------|
| 35N      | 04E   | 21      | TIMBER SALE   | 423650      | Potlatch Forest Products Corporation - Cemetery Pulp - Instrument date 2/1/2008, Cancelled 1/21/2010                  |                     | Charitable Inst. |
|          |       | 28      | CLEAR LIST    | 684         | Potlatch Forests, Inc. - Cancelled 3-1-1948                                                                           |                     | Charitable Inst. |
|          |       |         | DIRECT SALES  | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                     |                     | Charitable Inst. |
|          |       |         | GRAZING LEASE | 425301      | B & K Logging DBA Kelly Smith - Grave Robber. Instrument date 8/2/2010, Expires 2/2/2011. Cancelled 12/9/2010.        | Parts               | Charitable Inst. |
|          |       |         |               | 4070        | Cancelled 3-26-1996                                                                                                   |                     | Charitable Inst. |
|          |       |         |               | 4598        | Expired 12/31/2010.                                                                                                   |                     | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1339        | O. R. Clark - Cancelled 12-12-1963                                                                                    |                     | Charitable Inst. |
|          |       |         |               | 1633        | Troy Lumber Co. - Weippe Sale - Cancelled 3-4-1966                                                                    |                     | Charitable Inst. |
|          |       |         |               | 2741        | Empire Lumber Co. - Fidler's Corner - Cancelled 12-20-1993                                                            |                     | Charitable Inst. |
|          |       |         |               |             | Potlatch Forest Products Corporation - Cemetery Pulp - Instrument date 2/1/2008, Cancelled 1/21/2010                  |                     | Charitable Inst. |
|          |       |         |               | 423650      | Potlatch Forests, Inc. - Cancelled 3-1-1948                                                                           |                     | Charitable Inst. |
|          |       |         |               | 684         | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                     |                     | Charitable Inst. |
|          |       | 33      | CLEAR LIST    | 4           | Cancelled 3-26-1996                                                                                                   |                     | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4070        | Expired 12/31/2010.                                                                                                   |                     | Charitable Inst. |
|          |       |         |               | 4598        | Empire Lumber Co. - Fidler's Corner - Cancelled 12-20-1993                                                            |                     | Charitable Inst. |
|          |       |         | TIMBER SALE   | 2741        | Clearwater Paper Corporation - Shotgun Pulp - Instrument date 7/31/2009, cancelled 12/28/2009                         |                     | Charitable Inst. |
|          |       |         |               | 423738      | Potlatch Forests, Inc. - Cancelled 3-1-1948                                                                           |                     | Charitable Inst. |
|          |       |         |               | 684         | CL Dated 12-14-1894 Subject to any valid interfering rights at date of selection.                                     |                     | Charitable Inst. |
|          |       | 34      | CLEAR LIST    | 4           | MARVIN OSWOLD - 3 MILE ROW - Cancelled 09/16/2004                                                                     | Dataload April 2009 | Charitable Inst. |
|          |       |         | DIRECT SALES  | 425242      | Silvicultural Enterprises Inc. - Dead Cat Blowdown. Instrument date 6/9/2010, Expires 12/9/2010. Cancelled 9/28/2010. | Parts               | Charitable Inst. |
|          |       |         |               | 425300      | Cancelled 3-26-1996                                                                                                   | Parts: NE & W2SE    | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4070        | Expired 12/31/2010.                                                                                                   |                     | Charitable Inst. |
|          |       |         |               | 4598        | Empire Lumber Co.-Larson's Corner Pulp-Cancelled 3-20-1991                                                            |                     | Charitable Inst. |
|          |       |         | TIMBER SALE   | 2630        |                                                                                                                       |                     | Charitable Inst. |



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| Township | Range | Section | Activity      | Inst Number | Remarks                                                                                                                                             | Description | Ownership        |
|----------|-------|---------|---------------|-------------|-----------------------------------------------------------------------------------------------------------------------------------------------------|-------------|------------------|
| 35N      | 04E   | 34      | TIMBER SALE   | 2741        | Empire Lumber Co. - Fidler's Corner - Cancelled 12-20-1993                                                                                          |             | Charitable Inst. |
|          |       |         |               | 423738      | Clearwater Paper Corporation - Shotgun Pulp - Instrument date 7/31/2009, cancelled 12/28/2009                                                       |             | Charitable Inst. |
|          |       |         |               | 684         | Potlatch Forests, Inc. - Cancelled 3-1-1948                                                                                                         |             | Charitable Inst. |
|          |       | 35      | CLEAR LIST    | 4           | CL Dated 12-15-1894 Subject to any valid interfering rights at date of selection.                                                                   |             | Charitable Inst. |
|          |       |         | GRAZING LEASE | 4002        | Expires 12/31/2016                                                                                                                                  |             | Charitable Inst. |
|          |       |         |               | 4070        | Cancelled 3-26-1996                                                                                                                                 |             | Charitable Inst. |
|          |       |         |               | 4597        | GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002                |             | Charitable Inst. |
|          |       |         | TIMBER SALE   | 1028        | Potlatch Forests, Inc. - Cancelled 12-17-1952                                                                                                       |             | Charitable Inst. |
|          |       |         |               | 2072        | Potlatch Corp. - Miles Creek Pulp - Cancelled 7-22-1982                                                                                             |             | Charitable Inst. |
|          |       |         |               | 2318        | Potlatch Corporation - State Meadows - Cancelled 10-25-1990                                                                                         |             | Charitable Inst. |
|          |       |         |               | 2630        | Empire Lumber Co.-Larson's Corner Pulp-Cancelled 3-20-1991                                                                                          |             | Charitable Inst. |
|          |       |         |               |             | Land Exchange Deed dated 7-21-1993 conveyed all rights to Everett and Edith Chapman. The exchange was completed on 7-21-1993. No Minerals Reserved. |             | Public Schools   |
|          | 36    |         | DEED          | 12830       |                                                                                                                                                     |             | Public Schools   |
|          |       |         |               | 2875        | CS 7943                                                                                                                                             |             | Public Schools   |
|          |       |         |               | 3606        | CS 5335-36                                                                                                                                          |             | Public Schools   |
|          |       |         |               | 5011        | CS 5337-38                                                                                                                                          |             | Public Schools   |
|          |       |         |               | 5128        | CS 5334; 5339                                                                                                                                       |             | Public Schools   |
|          |       |         |               | 7041        | CS 14704-05                                                                                                                                         |             | Public Schools   |
|          |       |         | GRAZING LEASE | 4002        | Expires 12/31/2016                                                                                                                                  |             | Public Schools   |
|          |       |         |               | 4070        | SWSE Cancelled 7-21-1993; NWNE Cancelled 4-15-1996; Balance Cancelled 3-26-1996.                                                                    |             | Public Schools   |
|          |       |         |               | 4597        | GRAZING LEASE #4597 IN LITIGATION - TEMPORARY PERMIT #42-5008 ISSUED TO GRAZING LEASE HOLDER UNTIL COURT DECREE. Cancelled 6-31-2002                |             | Public Schools   |
|          |       |         |               | 4607        | Paul Schroder - Instrument date 1/1/2001, Cancelled 7/10/2009                                                                                       |             | Public Schools   |
|          |       |         | TIMBER SALE   | 1112        | L. Cardiff, Inc. - Cancelled 12-18-1956                                                                                                             |             | Public Schools   |
|          |       |         |               | 2072        | Potlatch Corp. - Miles Creek Pulp - Cancelled 7-22-1982                                                                                             |             | Public Schools   |
|          |       |         |               | 2630        | Empire Lumber Co.-Larson's Corner Pulp-Cancelled 3-20-1991                                                                                          |             | Public Schools   |
|          |       |         |               |             | Weyerhaeuser Company - Lower Wilson Pulp - Assigned to Three Rivers Timber, Inc. on 2-15-1996 - Cancelled 6-7-2004                                  | Parts       | Public Schools   |
|          |       |         |               | 2925        |                                                                                                                                                     |             |                  |