

BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

SEP 05 2006

DEPT. OF WATER RESOURCES
SOUTHERN REGION

September 5, 2006

Mr. Corey Skinner
Idaho Department of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

RE: Revised Transfer Application- Kent and Cynthia Forgeon, and The Ralph K. and B. Patricia Forgeon Revocable Trust

Dear Corey:

Enclosed are revised transfer applications for water right 37-7446 in the name of Kent and Cynthia Forgeon and The Ralph K. and B. Patricia Forgeon Revocable Trust.

As you know, the afore mentioned water right allows groundwater usage for irrigation in the amount of 0.47 cfs or 84 afa on 27 acres. IDWR has prepared a preliminary SRBA recommendation for this water right. Due to the property's location outside of the Eastern Snake Plain Aquifer, modeling using the Ground-Water Rights Transfer Spreadsheet and mitigation determinations were not undertaken. A new subdivision, High Meadows Subdivision, is currently being constructed on the existing 27 acres, and 3 of those acres are estimated to be impermeable due to house footprints, driveways, roads, patios etc. Two objectives of the proposed transfer are to split 3 acres from 37-7446, and transfer them to an existing POD (well and pump) in the 10 acre Griffin Butte Subdivision (Figure 1). We are proposing to create a permissible place of use within the Griffin Butte Subdivision in order to irrigate 3 acres anywhere within the subdivision. The third and fourth objectives are to create a new POD (well and pump) in, and to create PPU around, the existing 27 acre property (Figure 2). The new POD (well and pump) in the High Meadows Subdivision will be used for the purpose of irrigating a maximum of 24 acres. Within the Griffin Butte Subdivision, (10 acres), a maximum of 3 acres are to be irrigated.

We have included letters from the two other partial owners of the Griffin Butte Subdivision stating their consent for the transfer of 3 acres of 37-7446 onto their property. One of the letters is revised to state that Randy and Belinda Forgeon agree that the transfer of 3 acres of 37-7446, and that those 3 acres will remain in the names of Kent and Cynthia Forgeon, and the 1995 Ralph K. and B. Patricia Revocable Trust in order for the 3 acres to be

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

transferred and used anywhere within the 10 acre proposed PPU. We have also included warranty deeds for all properties to prove ownership, a limited power of attorney agreement, a clarification statement that Ralph Kent Forgeon and Kent Forgeon are the same person, a certification of trust of the Ralph K. and B. Patricia Forgeon Revocable Trust stating that Ralph K. and B. Patricia are able to sign on behalf of their trust, and a check from Brockway Engineering for the amount of \$250.00 U.S. dollars. Please copy our office on all correspondence regarding this water rights transfer. Thank you for your assistance and clarification on this matter and if you have questions or comments, please don't hesitate to call.

Regards,



Zach Latham, Hydrologist

Attachments: (2) Applications for Transfer of Water Right 37-7446

List of Figures

Figure 1: Griffin Butte Subdivision

Figure 2: High Meadows Subdivision

Warranty Deeds for all properties

(2) Ownership letters of consent for this transfer

Limited Power of Attorney

Ralph Kent Forgeon clarification statement

Forgeon Trust Document

Brockway Engineering Check # 6553

cc: Kent Forgeon

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

We/I, Kent and Cynthia Forgeon, hereby nominate and appoint Brockway Engineering PLLC (Zach Latham) as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right transfers and claims before the Idaho Department of Water Resources for the following water right transactions:

Transfer regarding 3 acres of water right 37-7446, appurtenant to 27 acres of the
High Meadows Subdivision, to the 10 acre Griffin Butte Subdivision for use as
Irrigation in the Griffin Butte Subdivision.

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications, and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will become void upon approval, denial or withdrawal of the above referenced applications.

Dated this 1 day of August 2006.

[Signature]

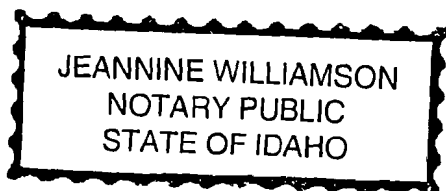
Signature

State of Idaho)
County of Blaine) ss.

On this 1 Day of August, 2006, before me, a Notary Public in and for said County and State, personally appeared Cynthia Forgeon, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

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

S
E
A
L



Jeannine Williamson
Notary Public
In and for said State and County

Idaho / Blaine
My Commission Expires 5.4.2011

QUITCLAIM DEED

Instrument filed for recording
transmittal, Inc., as an accommoda-
tion only. It has not been examined
as to its execution or as to its effect
upon the title.

FOR VALUE RECEIVED

RALPH K. FORGEON and B. PATRICIA FORGEON, Trustees of the 1995 Ralph K. Forgeon and B. Patricia Forgeon Revocable Trust U/A dated January 19, 1995

do hereby CONVEY, RELEASE, REMISE and FOREVER quit claim unto

RANDY M. FORGEON and BELINDA M. FORGEON, husband and wife

whose address is: **130 Labrador Lane, Bellevue, ID 83313**

the following described premises situated in **Blaine County, Idaho**, to wit:

Lot 3A, Amended Griffin Butte Subdivision, Blaine County, Idaho

together with their appurtenances.

Dated: **June 20, 2006**

Instrument # 536684

HAILEY, BLAINE, IDAHO

2006-06-23 09:45:00 No. of Pages: 1

Recorded for : AMERITITLE

MARSHA RIEMANN Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTYGICORP DEED

WAPP

Ralph K. Forgeon **Trustee**
RALPH K. FORGEON, Trustee

B. Patricia Forgeon **Trustee**
B. PATRICIA FORGEON, Trustee

State of Idaho

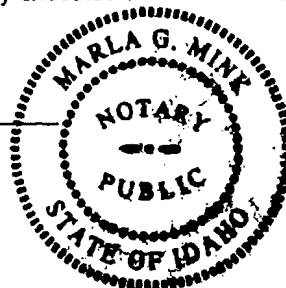
}
}ss.

County of Blaine

On this 22nd day of June, in the year 2006, before me, the undersigned, personally appeared **Ralph K. Forgeon and B. Patricia Forgeon**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument as trustee(s) of the **1995 Ralph K. Forgeon and B. Patricia Forgeon Revocable Trust U/A dated January 19, 1995**, and acknowledged to me that they executed the same as such trustee(s).

WITNESS my hand and official seal.

Marla G. Mink
Notary Public
Commission Expires 02/12/09



QUITCLAIM DEED

THIS INDENTURE, Made this 25th day of January

in the year of our Lord one thousand nine hundred and ninety six
RALPH FORGEON AND PATRICIA FORGEON, HUSBAND AND WIFE

RALPH K. FORGEON AND B. PATRICIA FORGEON, TRUSTEES OF THE 1995
RALPH K. FORGEON AND B. PATRICIA FORGEON REVOCABLE TRUST U/A
DATED JANUARY 19, 1995
whose current address is P.O. BOX 5654 KETCHUM, IDAHO 83340

WITNESSETH That said Grantor for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee and to its heirs and assigns all that certain lot, piece or parcel of land, situate, lying and being in, County of Blaine, State of Idaho, bounded and particularly described as follows, to-wit:

ARCEL I:

Township 5 North, Range 17 East, Boise Meridian, Blaine County, Idaho.

Section 36: NW1/4 SW1/4 NW1/4

PARCEL II:

An Easement more fully described as:

The Easterly 60 feet of Lot 22, HULEN MEADOWS NO. 2 SUBDIVISION, Blaine County, Idaho, according to the official plat thereof, recorded in Book 2 of Plats, page 18, records of Blaine County, Idaho.

THE ABOVE PROPERTY IS NOW KNOWN AS LOTS 1,2,3 and 4, GRIFFIN BUTTE SUBDIVISION,
BLAINE COUNTY, IDAHO.

TOGETHER With all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF The said Grantor has hereunto set its hand and seal the day and year first above written.

Ralph Forgeon
RALPH FORGEON

PATRICIA FORGEON

State of IDAHO

ss.

County of BLAINE

On this 25th day of January, 1996, before me, the undersigned, a Notary Public, in and for said State, personally appeared RALPH FORGEON AND PATRICIA FORGEON

_____, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Notary Public
Residing at: **BELLEVUE**
Commission Expires: **12/01/00**





QUITCLAIM DEED

WITH LOVE AND AFFECTION

THIS INSTRUMENT Made this 25th day of January

in the year of our Lord one thousand one hundred and ninety six
RALPH K. FORGEON AND B. PATRICIA FORGEON, TRUSTEES OF THE RALPH K. FORGEON
AND B. PATRICIA FORGEON REVOCABLE TRUST U/A DATED JANUARY 19, 1995

between

as Grantor and

RALPH KENT FORGEON, III AND CYNTHIA M. FORGEON, HUSBAND AND WIFE

as Grantee

whose current address is P.O. BOX 2172, KETCHUM, IDAHO 83340

WITNESSETH That said Grantor for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee and to its heirs and assigns all that certain lot, piece or parcel of land, situate, lying and being in, County of Blaine, State of Idaho, bounded and particularly described as follows, to-wit:

LOT 1 GRIFFIN BUTTE SUBDIVISION, BLAINE COUNTY, IDAHO, ACCORDING TO THE
OFFICIAL PLAT THEREOF RECORDED AS INSTRUMENT NO. 379655, RECORDS OF BLAINE
COUNTY, IDAHO.

387113
BLAINE CO REQUEST
BLAINE COUNTY TITLE
96 FEB 16 PM 2 37
MARY GREEN CLERK
FEES: 71.00
6-00

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, The said Grantor has hereunto set its hand and seal the day and year first above written.

Ralph K. Forgon Trustee
RALPH K. FORGEON, TRUSTEE

B. Patricia Forgon
B. PATRICIA FORGEON, TRUSTEE

State of IDAHO

County of BLAINE

On this 25th day of January, 1996, before me, the undersigned, a Notary Public, in and for said State, personally appeared _____

known to me, and or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

(SEAL)

Order No. 54534

WARRANTY DEED

FOR VALUE RECEIVED AND AS REPLACEMENT PROPERTY IN AN IRC 1031 TAX DEFERRED EXCHANGE

JAMES N. CIMINO, as his sole and separate property

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

KENT FORGEON and CYNTHIA FORGEON, husband and wife as to an undivided 1/6 interest and THE 1995 RALPH K. FORGEON AND B. PATRICIA FORGEON REVOCABLE TRUST, RALPH K. FORGEON AND B. PATRICIA FORGEON, TRUSTEES, as to an undivided 5/6 interest

GRANTEE(s) whose address is: PO Box 2172, Ketchum, ID 83340

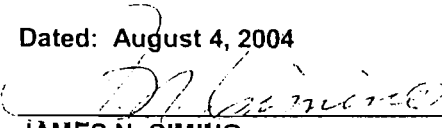
the following described real property in Blaine County, Idaho, to wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

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

Dated: August 4, 2004

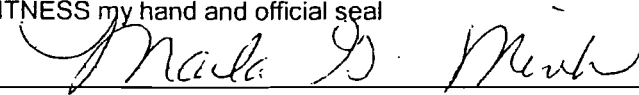

JAMES N. CIMINO

State of Idaho

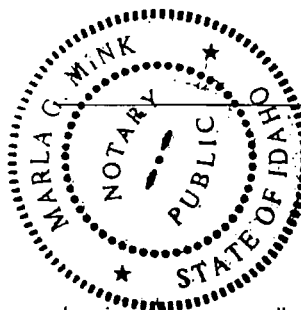
County of Blaine

On this 4th day of August in the year 2004, before me, the undersigned, personally appeared JAMES N. CIMINO known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that she/he/they executed the same.

WITNESS my hand and official seal


Notary Public

Commission Expires: 02/12/2009



ORDER NO. 54534

EXHIBIT "A"

TOWNSHIP 5 NORTH, RANGE 17 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

A PARCEL OF LAND WITHIN H.E.S. 123, MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

COMMENCING at a stone marking Corner No. 4 of said H.E.S. 123 and said corner being the TRUE POINT OF BEGINNING; thence
N. 18° 47' W., 440.00 feet along the Westerly boundary of said H.E.S. 123; thence
N. 41° 54' E., 1,679.00 feet to the Westerly boundary of U.S. Highway 93; thence
S. 33° 17' E., 900.00 feet along the Westerly boundary of U.S. Highway 93; thence
S. 53° 36' W., 1,691.44 feet to the Westerly boundary of said H.E.S. 123; thence
N. 51° 16' W., 143.88 feet along the Westerly boundary of said H.E.S. 123 to the
TRUE POINT OF BEGINNING.

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

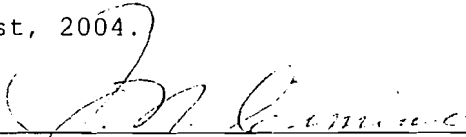
Brian Barsotti
Attorney at Law
P O Box 370
Ketchum, Idaho 83340

(Space above this line for Recorder's use)

QUITCLAIM DEED

FOR VALUE RECEIVED, **JAMES N. CIMINO**, a widowed man dealing with his sole and separate property, does hereby convey, remise, release and forever quitclaim unto **KENT FORGEON and CYNTHIA FORGEON**, husband and wife, and **THE 1995 RALPH K. and B. PATRICIA FORGEON REVOCABLE TRUST**, whose address is P O Box 2172, Ketchum, Idaho, 83340, all my right, title and interest in and to any and all water rights appurtenant to that certain real property situated in Blaine County, Idaho, described in Exhibit "A" attached hereto and made a part hereof, including, but not limited to Idaho State Water Right No. 37-7445 and No. 37-7446, to have and to hold said water rights, if any, unto **KENT FORGEON and CYNTHIA FORGEON**, husband and wife, and **THE 1995 RALPH K. and B. PATRICIA FORGEON REVOCABLE TRUST**, and to their successors and assigns forever.

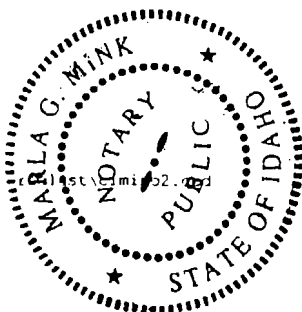
DATED this 4th day of August, 2004.

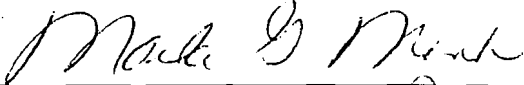

James N. Cimino

STATE OF IDAHO)
) ss.:
County of Blaine)

On this 4th day of August, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared **JAMES N. CIMINO**, known to me to be the person whose name is subscribed to the foregoing instrument, and he duly acknowledged to me that he executed the same.

WITNESS my hand and seal the day and year in this certificate first above written.




Notary Public for Idaho
Residing at Bellevue, ID
Commission expires: 02/12/07

ORDER NO. 54534

EXHIBIT "A"

TOWNSHIP 5 NORTH, RANGE 17 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

A PARCEL OF LAND WITHIN H.E.S. 123, MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

COMMENCING at a stone marking Corner No. 4 of said H.E.S. 123 and said corner being the TRUE POINT OF BEGINNING; thence
N. 18° 47' W., 440.00 feet along the Westerly boundary of said H.E.S. 123; thence
N. 41° 54' E., 1,679.00 feet to the Westerly boundary of U.S. Highway 93; thence
S. 33° 17' E., 900.00 feet along the Westerly boundary of U.S. Highway 93; thence
S. 53° 36' W., 1,691.44 feet to the Westerly boundary of said H.E.S. 123; thence
N. 51° 16' W., 143.88 feet along the Westerly boundary of said H.E.S. 123 to the
TRUE POINT OF BEGINNING.

July 26, 2006

To Whom It May Concern:

We, RALPH & B. PATRICIA FORGEON - c/f - FORGEON TRUST
are owners of lot(s) # 2 & # 4 in the 10 acre Griffin
Butte Subdivision located in the NE ¼ SW ¼ NW ¼, T. 05N. R. 17E. Sec. 36.
We agree to the transfer of 3 acres (0.05 cfs, or 9.3 acre-feet per annum) of
water right 37-7446 appurtenant to the High Meadows Subdivision, (NE ¼ T.
05N. R. 17E. Sec. 15), to an existing well in the Griffin Butte Subdivision for
irrigation within the subdivision.

Sincerely,

Ralph Forgeon (TSE) - B. Patricia Forgeon Trustee

August 30, 2006

To Whom It May Concern:

We, Randy and Belinda Forgeon are owners of lot(s) 3 A in the 10 acre Griffin Butte Subdivision located in the NE 1/4 SW 1/4 NW 1/4, T. 05N. R. 17E. Sec. 36. We agree to the transfer of 3 acres (0.05 cfs, or 9.3 acre-feet per annum) of water right 37-7446 appurtenant to the High Meadows Subdivision, (NE 1/4 T. 05N. R. 17E. Sec. 15), to an existing well in the Griffin Butte Subdivision for irrigation within the subdivision. We also agree that ownership of the 3 acres of water right 37-7446 will remain in the names of Kent and Cynthia Forgeon, and The Ralph K. and B. Patricia Forgeon Revocable Trust U/A, and to the use of water right 37-7446 for irrigation on lot 3A in the Griffin Butte Subdivision.

Sincerely,

Date:

Randy Forgeon

8-30-06

Belinda Forgeon

8/31/06

RECEIVED

SEP 01 2006

August 28, 2006

To Whom It May Concern:

I, Ralph Kent Forgeon III, herby attest that Ralph Kent Forgeon III is my legal name and I that I am also known as Kent Forgeon. Both names shall be acceptable for use with regards to the transfer of water right 37-7446.

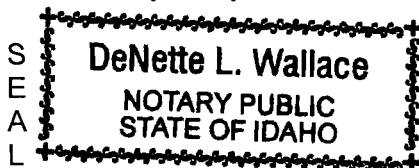
Dated this 28th day of August 2006.

[Signature]
Signature

State of Idaho)
County of Twin Falls) ss.

On this 28th Day of August, 2006, before me, a Notary Public in and for said County and State, personally appeared Ralph Kent Forgeon III, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

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



[Signature]
Notary Public
In and for said State and County

08/16/2012
My Commission Expires

**CERTIFICATION OF TRUST OF THE
1995 RALPH K. FORGEON AND B. PATRICIA FORGEON REVOCABLE TRUST**

TO: ALL BANKS, SAVINGS AND LOAN ASSOCIATIONS, MUTUAL FUNDS BROKERS,
TITLE INSURERS, TRANSFER AGENTS, AND OTHER PERSONS AND
INSTITUTIONS

We, RALPH K. FORGEON and B. PATRICIA FORGEON, as trustees of
the 1995 Ralph K. Forgeon and B. Patricia Forgeon Revocable Trust,
certify as follows:

1. CREATION OF TRUST

The trust was created on JAN 19TH, 1995 by ^{R.}
RALPH K. FORGEON and B. PATRICIA FORGEON, as settlors, under
declaration of trust executed on that date.

2. NAME OF TRUST

The name of the trust is the 1995 Ralph K. Forgeon and B.
Patricia Forgeon Revocable Trust.

3. TRUSTEES

The currently acting trustees of the trust are RALPH K.
FORGEON and B. PATRICIA FORGEON.

4. TRUST PROPERTY

The trustees are now holding as trustees of the trust one
or more items of property, which constitute the trust property.

5. REVOCABILITY OF TRUST

The trust is revocable. The persons holding the power to
revoke the trust are RALPH K. FORGEON and B. PATRICIA FORGEON.

6. POWERS OF TRUSTEES

The trustees have the following powers for managing the trust and the trust property:

a. General Powers of Trustee

Under Article 7 of this trust, Section 7.7, General Powers of Trustee, the trustees have all of the powers given to trustees under California law (see Probate Code sections 16200 and following) plus any other powers, discussed below, given by the trust.

b. Financial Powers of the Trustees

Under the California Probate Code, the trustees have certain powers to conduct any financial transactions for the trust. These powers include the power to open and maintain checking accounts and savings accounts in any insured banks, savings and loans, or other financial institutions (see Probate Code § 16225); the power to invest trust property (see Probate Code § 16223); the power to borrow money (see Probate Code § 16241); and the power to lend money to any beneficiary of the trust or to guarantee loans, using trust property, to any beneficiary of the trust (see Probate Code § 16244). The trustees have also the power to execute all papers that are necessary to carry out these powers (see Probate Code § 16248).

Under Article 7 of the trust, Section 7.7, General Powers of Trustee, subsection (j), settlors have also specifically given the trustees the power to borrow money for any trust purpose from any entity and to obligate the trust for repayment; the power, in order to secure repayment of any loan, to encumber any trust property by mortgage, deed of trust, pledge, or other method; the

power to renew, extend, or replace any loan; and the power to pay any obligations of the trust.

Under Article 7, Section 7.9, Trustee's Power to Invest Property, settlors have also specifically given the trustees the power to invest trust property.

c. Powers of the Trustees for Management and Control of Real Property

Under Article 7 of the trust, Section 7.7, General Powers of Trustee, subsection (c), settlors have specifically given the trustees the power to manage, control, improve, and maintain all real property of the trust. Under subsection (a), the trustees have the power to sell, convey, exchange, partition, and divide trust property; the power to grant options for the sale or exchange; and the power to lease trust property for any purpose, regardless of the length of the lease.

Under subsection (d), the trustees have the power to subdivide or develop land belonging to the trust. Under subsection (e), the trustees may make any repairs or alterations in any building or other property belonging to the trust. Under subsection (k), the trustees have the power to purchase insurance, paid by the trust, to cover any trust property.

Further, under California Probate Code Sections 16226 through 16233, the trustees have the powers to acquire or dispose of trust property, to manage trust property, to mortgage or encumber trust property, to repair or alter trust property (including to demolish or to build any improvements on trust property), to develop, subdivide, and dedicate to public use any trust property land, to

lease any trust property, to obtain property by lease, and to lease any mineral rights of any trust property or obtain mineral rights to property for the trust.

d. Powers of the Trustees for Management and Control of Securities and Investments

Under Article 7 of the trust, Section 7.7, General Powers of Trustee, subsection (g), settlors have specifically given the trustees the powers to exercise for any security belonging to the trust all the rights, powers, and privileges of an owner, including the power to vote, give proxies, and pay any assessments or other sums deemed by the trustees necessary for the protection of the trust property. The trustees also have the power to participate in voting trusts, pooling agreements, foreclosures, reorganizations, consolidations, mergers, and liquidations and to deposit securities with or transfer title to any protective or other committee. The trustees also have the power to exercise or sell stock subscription or conversion rights and to accept and retain as investments of the trust any securities or other property received through the exercise of any of the powers given to the trustees.

Further, under subsection (h), the trustees have the power to hold securities or other trust property in the trustees' own names or in the name of a nominee, with or without disclosure of the trust, or in unregistered form. Under subsection (i), the trustees have the power to deposit securities in a securities depository that is either licensed or exempt from licensing.

e. Powers of the Trustees for Operation and Control of Business Entities

Under Article 7 of the trust, Section 7.11, Power to Operate Business, the trustees have the power to hold and operate any business belonging to the trust; to purchase or acquire a business or invest in or otherwise participate in a business; or to sell, dissolve, liquidate, or terminate any business. The trustees also have the power to incorporate, reorganize, or otherwise change the form of a business belonging to the trust and to participate in a business as a sole proprietor, a general or limited partner, a shareholder, or any other type of interest. The trustees also have the power to contribute capital or loan money to the business.

f. Powers of the Trustees for Operation of a Farm or Ranch

Under Article 7, Section 7.12, Power to Operate Farm or Ranch, the trustees have the power to continue to hold, operate, sell, purchase, acquire, invest in, or liquidate any farming or ranch property, or any interest in farming or ranching property. The trustees have all powers necessary or appropriate to carry out the management of such farming and ranching property. The trustees may also incorporate any farming or ranching property and hold the stock as a trust asset. The trustees have the powers to borrow money for any purpose related to the operation, acquisition, or disposition of any farming or ranching interests and to employ agents in the management and operation of the farm or ranch.

7. TAXPAYER IDENTIFICATION NUMBER

The Taxpayer Identification Number of this trust is 426-68-9495, which is the Social Security number of RALPH K. FORGEON.

8. NO REVOCATIONS, MODIFICATIONS, OR AMENDMENTS

The trust has not been revoked, modified, or amended in any manner which would cause the representations contained in this certification of trust to be incorrect.

9. SIGNED BY ALL CURRENTLY ACTING TRUSTEES

This certification is being signed by all of the currently acting trustees of the trust.

10. ACCURACY

This certification of trust is a true and accurate statement of the matters referred to herein.

11. SIGNATURE AUTHORITY

All of the trustees are required to sign in order to exercise the powers of the trustee under the trust, except that any cotrustee may, from time to time, delegate to the other cotrustee routine acts of trust administration and may establish bank or other accounts for the trust that will honor the signature of one or of either cotrustee.

We declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: JAN 19TH 1995

TRUSTEES

Ralph K. Forgeon
RALPH K. FORGEON

B. Patricia Forgeon
B. PATRICIA FORGEON

ACKNOWLEDGMENT

State of California)
County of Sacramento) ss.

On January 19, 1995, before me, a notary public in and for the State of California, personally appeared RALPH K. FORGEON and B. PATRICIA FORGEON, ~~personally known to me, or~~ ✓ proved to me on the basis of satisfactory evidence to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacities, and that by their signatures on the instrument, the persons, or the entity upon behalf of which the persons acted, executed the instrument.

WITNESS my hand and official seal.



Brenda Houlf
NOTARY PUBLIC