

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 87-10030

Priority: May 03, 2004

Maximum Diversion Rate: 0.04 CFS

This is to certify, that WALTER H CARLSON And/Or LINDA F CARLSON
1059 FLANNIGAN CREEK RD
VIOLA ID 83872

has applied for a permit to appropriate water from:

Source: GROUND WATER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT OF DIVERSION:
GROUND WATER NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33, Twp 41N, Rge 05W, B.M., LATAH County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
41N 05W 34											X						

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **June 01, 2005**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Domestic use is for 1 home.
5. This right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 11th day of June, 2004.


for KARL J DREHER, Director

RECEIVED

JUN 10 2004

Department of Water Resources

71228
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 87-10030

RECEIVED

MAY 03 2004

IDWR/North
882-2068

1. Name of Applicant Walter H. & Linda F. Carlson Phone 882-2068
Mailing address 1059 Flannigan Creek Rd Viola ID 83872
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is Township 41N Range 5W Sec. 33 in the NE $\frac{1}{4}$,
SE $\frac{1}{4}$, _____ Govt. Lot _____, B.M., CATAL County;
additional points of diversion if any:

4. Water will be used for the following purposes:

Amount .04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .04 ^{cubic feet per second} and/or (b) _____ ^{acre feet per annum}

6. Proposed diverting works: 4' Diameter 14' deep well

- a. Describe type and size of devices used to divert water from the source _____
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)

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

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. 1
e. Other; describe fully. _____

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 the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
41N	5W	34										D							

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Russell Carlson

b. Who owns the land to be irrigated or place of use? Applicants

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Easement

12. Remarks: _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

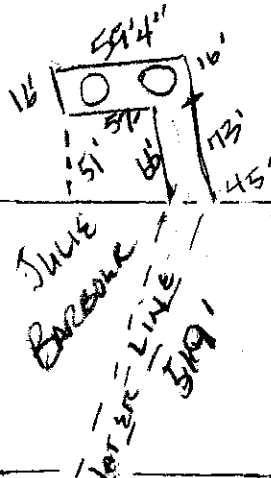
Walter Carlson Linda Carlson
Signature of Applicant (and title, if applicable)

Received by [Signature] Date 5/3/04 Time 11:12A Preliminary check by _____
 Fee \$ 100.00 Receipted by [Signature] # N016232 Date 5/3/04
 Publication prepared by [Signature] Date 5/12/04 Published in Moscow Pullman Daily News 5/20 & 27/04
 Publication approved [Signature] Date 6/3/04

500 33

W

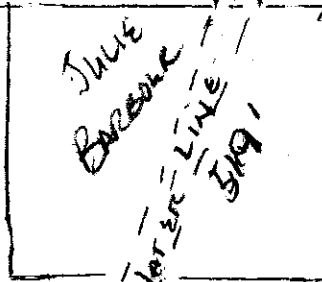
RUSSELL
CARLSON



PI 16 BEGINNING
ON JUNE'S DEED

SECTION LINE

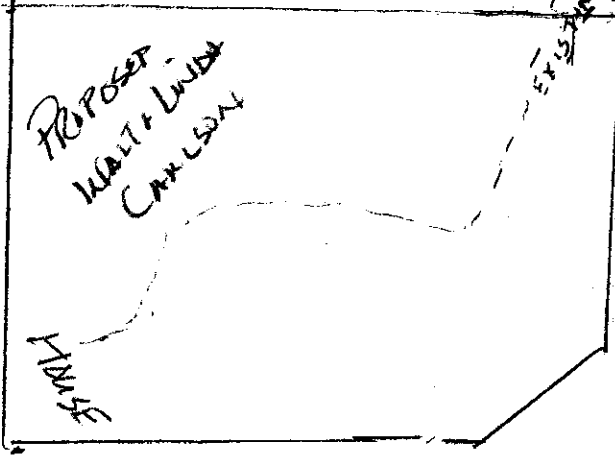
Russell
Carlson



300'

500 34

S

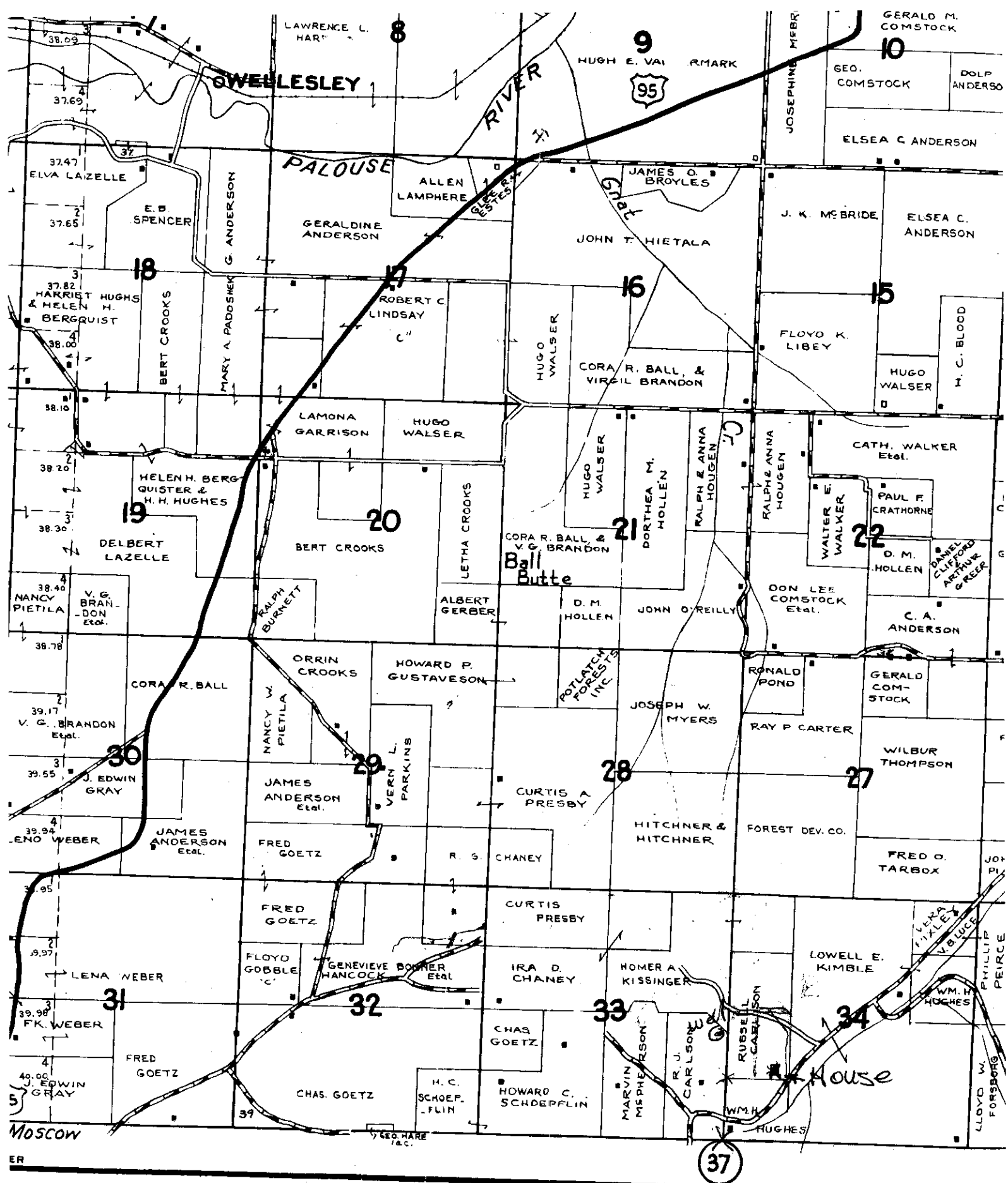


EXISTING WATER LINE

119'
RUSSELL
CARLSON

N

E



**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 14, 2004

WALTER H CARLSON
LINDA F CARLSON
1059 FLANNIGAN CREEK RD
VIOLA ID 83872

RE: Permit No. 87-10030

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

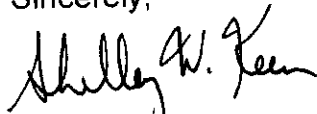
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should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

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being the most prominent part.

Shelley W. Keen

Water Rights Supervisor

SWK:klit

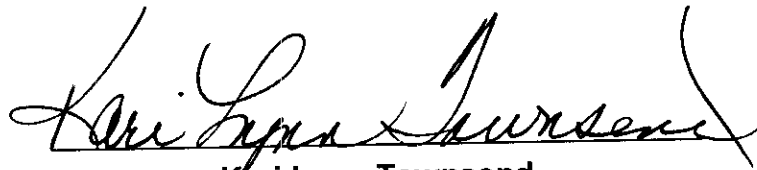
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on June 14, 2004 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 87-10030

**LINDA F CARLSON
WALTER H CARLSON
1059 FLANNIGAN CREEK RD
VIOLA ID 83872**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of, or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Comment Report

87-10030

1. dball 5/11/2004 Legal Notice Remarks

Comment: Domestic use is for 1 home.

2. kwalker 6/11/2004 Permit Review

Comment: Copy of easement from Russell Carlson to Walter Carlson in file for information purposes. Recommend approval of permit.

**Affidavit of
Publication**

STATE OF IDAHO
County of Latah ss

Lorraine Hudson
Legal Clerk

being first duly sworn, on oath depos-
es and says:

That she is the printer of Moscow-
Pullman Daily News, a newspaper of
general circulation, printed and pub-
lished daily except Sunday at
Moscow, Latah County, Idaho, in
compliance with Sections 60-106, 60-
107, and 60-108 of the Idaho Code
and the amendments thereto: that
the notice of which the annexed is a
full, true and correct printed copy was
published in the regular and entire
issues of said newspaper and not in
a supplement thereto, upon the fol-
lowing dates:

May 20, 27,
2004

the same being the date designated
for the publication of said notice.

Lorraine Hudson

this *27* day of *May*
in the year of 2004, before a Notary
Public, personally appeared _____

Lorraine Hudson

known or identified to me to be the
person whose name subscribed to
the within instrument, and being by
me first duly sworn,
declared that the statements therein
are true, and acknowledged to me
that he executed the same.

Heather Frazier

Notary Public for Idaho
Residing at Moscow, Idaho
My Commission expires
10/02/07

RECEIVED

JUN 03 2004

DWR/North

PUBLIC NOTICE

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

87-10030
WALTER H CARLSON
LINDA F CARLSON
1059 FLANNIGAN CREEK

RD

VIOLA ID 83872

Point(s) of Diversion NESE
S33 T41N R05W LATAH
County

Source GROUND WATER

Use: DOMESTIC 01/01 To
12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 05/03/2004

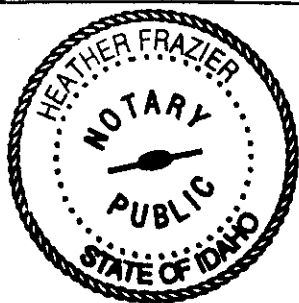
Place Of Use: DOMESTIC
T41N R05W S34 NWSW

Remark: Domestic use is for 1
home.

Permits will be subject to all
prior water rights. Protests may
be submitted based on the crite-
ria of Sec 42-203A, Idaho Code.

Any protest against the
approval of this application must
be filed with the Director, Dept.
of Water Resource, Northern
Region, 1910 Northwest Blvd,
Suite 210, Coeur D' Alene ID
83814 together with a protest fee
of \$25.00 for each application on
or before 06/07/2004. The
protestant must also send a copy
of the protest to the applicant.

KARL J DREHER, Director
May 20, 27, 2004.





State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

May 12, 2004

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

WALTER H CARLSON
LINDA F CARLSON
1059 FLANNIGAN CREEK RD
VIOLA ID 83872

RE: Application for Permit No 87-10030

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Moscow Pullman Daily News on May 20 and 27, 2004. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to ten weeks.

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

Sincerely,

A handwritten signature in cursive script that reads "Allen Beardslee".

Allen Beardslee
Senior Water Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 12, 2004

**Please reply to acknowledge receipt of this e-mail.
- AND -
PLEASE FAX PROOF PRIOR TO PUBLICATION
TO 208-769-1454
Thanks!!**

LORRAINE HUDSON
LEGAL NOTICE DEPARTMENT
MOSCOW-PULLMAN DAILY NEWS
PO BOX 8187
MOSCOW ID 83843

e-mailed to legals@dnews.com 5/12/04

RE: Application for Permit No. 87-10030

Dear Lorraine:

As part of this e-mail you will find a legal notice which we wish to have published in your newspaper on the dates Indicated, May 20 and 27, 2004, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 06/07/2004. Your cooperation is GREATLY appreciated, as always.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

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

87-10030

WALTER H CARLSON
LINDA F CARLSON
1059 FLANNIGAN CREEK RD
VIOLA ID 83872

Point(s) of Diversion NESE S33 T41N R05W LATAH County

Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 05/03/2004

Place Of Use: DOMESTIC T41N R05W S34 NWSW

Remark: Domestic use is for 1 home.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

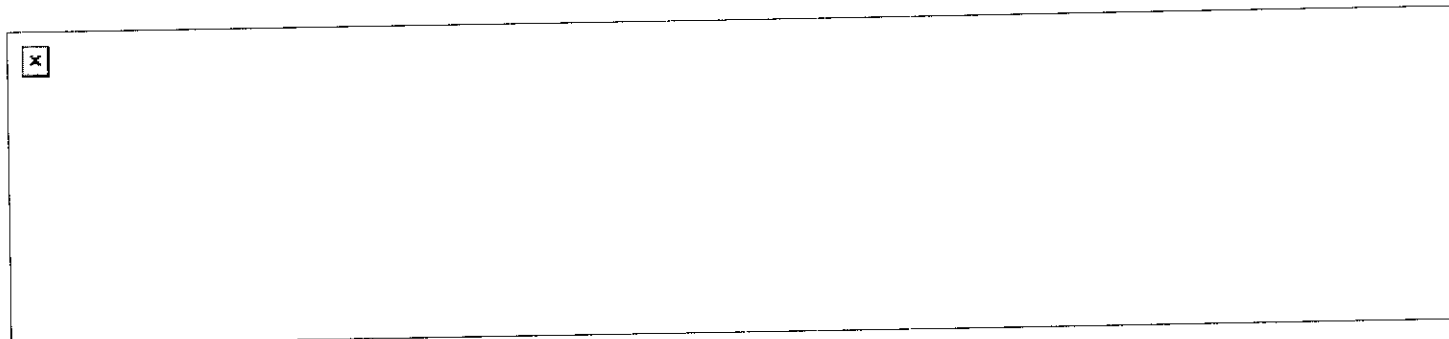
Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 06/07/2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on May 20 and 27, 2004.

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, May 12, 2004 11:40 AM
To: Legal Notices-MoscowPullmanDailyNews (E-mail)
Subject: LegalNotice 05-12-04 MP e-mail text version 87-10030 PLEASE REPLY TO ACKNOWLEDGE RECEIPT OF THIS E-MAIL



Ma
12,
200

**Pl
re
to**

acknowledge receipt of this e-mail.

- AND -

**PLEASE FAX PROOF PRIOR TO PUBLICATION
TO 208-769-1454**

Thanks!!

**LORRAINE HUDSON
LEGAL NOTICE DEPARTMENT
MOSCOW-PULLMAN DAILY NEWS
PO BOX 8187
MOSCOW ID 83843**

e-mailed to legals@dnews.com 5/12/04

RE: Application for Permit No. 87-10030

Dear Lorraine:

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An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 06/07/2004. Your cooperation is GREATLY appreciated, as always.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

5/12/2004

EASEMENT

THIS EASEMENT AGREEMENT is made and entered into this 11th day of ~~January~~ ^{April}, 2004, by and between RUSSELL J. CARLSON, a single man, whose address is 1010 Flannigan Creek Road, Viola, Idaho 83872, and SCOTT L. BARBOUR AND JULIE A. BARBOUR, husband and wife, whose address is 655 Spruce Street, Potlatch, Idaho 83855, hereinafter referred to as "Grantors", and WALTER H. CARLSON and LINDA F. CARLSON, husband and wife, whose address is 1059 Flannigan Creek Road, Viola, Idaho 83872, hereinafter referred to as "Grantees".

W I T N E S S E T H:

For and in consideration of the payment of TEN AND NO/100 DOLLARS (\$10.00) from Grantees, receipt of which is acknowledged, Grantors grant and convey unto Grantees a perpetual nonexclusive easement for an existing well and water line under and across the following described real property situated in Latah County, Idaho, to-wit:

BEGINNING at the Northwest corner of the NW1/4SW1/4 of Section 34, Township 41 North, Range 5, W.B.M.; thence South along the section line a distance of 345 feet to a point, being the TRUE POINT OF BEGINNING; thence West a distance of 87 feet; thence South a distance of 64 feet; thence East a distance of 87 feet to the section line; thence North along the section line a distance of 64 feet to the TRUE POINT OF BEGINNING.

This grant of easement includes a strip of land being eighteen (18) feet in width over the following described centerline, to-wit:

BEGINNING at the Northwest corner of the NW1/4SW1/4 of Section 34, Township 41 North, Range 5, W.B.M.; thence South along the section line a distance of 354 feet to a point, being the TRUE POINT OF BEGINNING; thence E. 11° S, a distance of 314 feet; thence S. 47° E, a distance of 28 feet; thence E. 26° S, a distance of 32 feet; thence S. 43° E, a distance of 77 feet; thence S. 7° E, a distance of 24 feet; thence E. 35° S, a distance of 256 feet, more or less, until said centerline intersects with the West line of the parcel of real property described below being owned by the Grantees.

The easement described above shall be maintained in good repair by the Grantees at their sole cost and expense.

This grant of easement shall run with the land and shall be for the use and benefit of the following described real property currently owned by Grantees and shall be binding on and shall inure to the benefit of the parties hereto, their heirs, successors, and assigns.

Grantees are the owners of the following described real property located in Latah County, Idaho, to-wit:

A parcel of land situated in the S1/2NW1/4SW1/4 of Section 34, Township 41 North, Range 5 W.B.M., and being more particularly described as follows:

BEGINNING at the Southwest corner of said Section 34; thence N. 00°02'52" E, 1306.13 feet, along the section line to the 1/16 corner; thence S. 89°54'14" E, 621.82 feet, along the South line of the NW1/4SW1/4 of said Section 34, being the TRUE POINT OF BEGINNING; thence N. 00°02'52" E, 653.19 feet; thence S. 89°54'53" E, 545.19 feet; thence S. 41°28'07" E, 208.65 feet; thence S. 00°05'29" W, 497.18 feet; thence N. 89°54'14" W, 683.11 feet to the TRUE POINT OF BEGINNING.

Grantees and their successors, and assigns shall indemnify Grantors, their successors, and assigns against any and all liability for injury or property damage to any person or party which shall result from, arise out of, or be attributable to any maintenance, repair, or use of the afore-described easement.

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the date and year first above written.

GRANTORS:

Russell J. Carlson
Russell J. Carlson

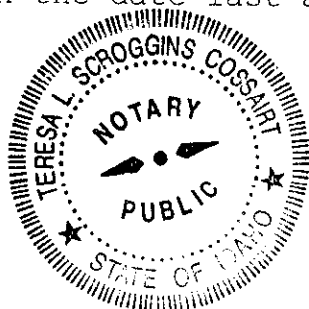
Scott L. Barbour
Scott L. Barbour

Julie A. Barbour
Julie A. Barbour

486421

the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal on the date last above written.



Teresa L. Scroggins Cossart
Notary Public for Idaho,
Residing in Latah County.
My commission expires: 06/30/2007.

486421

AT THE REQUEST OF
W.E. Anderson
DATE & HOUR:
4/21/04 2:22pm
SUSAN PETERSEN
LATAH COUNTY CLERK
REC'D 1200 Phmth
PO BOX 8447 deputy
Moscow, ID 83843

GRANTEES:

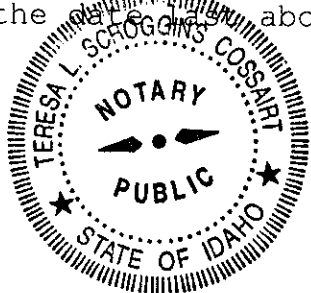
Walter H. Carlson
Walter H. Carlson

Linda F. Carlson
Linda F. Carlson

STATE OF IDAHO)
) ss.
County of Latah)

On this 22nd day of January, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared RUSSELL J. CARLSON, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal on the day and date above written.

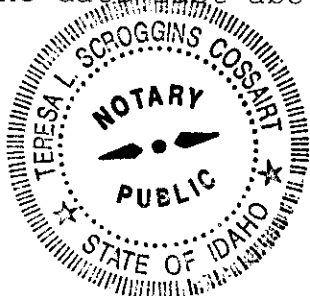


Teresa L. Scroggins-Cossart
Notary Public for Idaho,
Residing in Latah County.
My commission expires: 06/30/2007.

STATE OF IDAHO)
) ss.
County of Latah)

On this 16th day of ^{April}~~January~~, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared SCOTT L. BARBOUR and JULIE A. BARBOUR, known or identified to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal on the date last above written.



Teresa L. Scroggins-Cossart
Notary Public for Idaho,
Residing in Latah County.
My commission expires: 06/30/2007.

STATE OF IDAHO)
) ss.
County of Latah)

On this 22nd day of January, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared WALTER H. CARLSON and LINDA F. CARLSON, known or identified to me to be