

# The Owyhee Avalanche

VOLUME 19, NUMBER 11

HOMEDALE, OWYHEE COUNTY, IDAHO

SEVENTY-FIVE CENTS

**Donkey fundraiser  
called huge success**

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**Fair board rejects rodeo  
board lease proposal**

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**Local mom named  
mother of the year**

page 11



## Water ...

# Irrigation season still a gamble

With the small amount of snow pack and the less than normal rain fall, South Board of Control Manager Rex Barrie said this year's irrigation season remains too much of a gamble to predict.

Barrie said if the irrigation season was to begin on

March 1<sup>st</sup>, it would have begun with less than half the normal acre-feet of water that farmers would have normally gotten. Barrie said 1992 has been recorded as the worst water year on record, but today's numbers are only 30,000 acre feet better than they were 11

years ago.

"Today, March 3<sup>rd</sup> we have 177,700 acre feet, and in 1992 we had 146,000 acre feet, so the numbers are a little bit better," Barrie said. "We have run full seasons since I have been director and last year we had 50,000 acre feet carry over. Right now it is still too much of a gamble to predict what is going to happen this summer."

Barrie said the high dessert runoff is preferred to be a quick runoff compared to the rest of the state that prefers a slower runoff, because the runoff water is collected in the Owyhee Reservoir, the primary irrigation site for western Owyhee County and Eastern Oregon.

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### Cleaning ditches

South Board of Control workers clean a ditch in preparation for the 2003 irrigation season. Several hundred miles of ditches are cleaned out to help keep water losses to a minimum.

# Lowrys win major water rights decision

By Fred Kelly Grant

Special Master Thomas Cushman of the Fifth Judicial Court of Idaho issued the most significant victory for water rights in the Snake River Water Rights Adjudication on February 27, 2003. He ruled for LU Ranching Company and against the Bureau of Land Management in this long awaited decision. He ruled that LU holds a priority date for stockwater rights in the Snake River Adjudication of June 10, 1876 which predates the government's claims.

The BLM had filed claims on the stockwater rights of every rancher in the Snake River Basin in Southern Idaho, forcing the ranchers to defend their long held

water rights in the adjudication process. Key to their defense was proving they and their predecessors were first to use the water and therefore, under the doctrine of prior appropriation protected by the Idaho Constitution, they owned those rights. In an earlier case on the government's summary judgment motion, a different Special Master rewrote western water law and determined that if the property had ever changed hands or ranch ownership was reorganized such as into a corporation, the date of reorganization or conveyance would become the landowners first date of appropriation. As a matter of summary judgment,

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## U.S. flag flown over Iraq presented to Marsing man

A Marsing man is walking a little taller this week after receiving a surprise gift from his son who is stationed in Kuwait preparing to defend his country in a pending war with Iraq. Although the flag is not the first one honored to James Beeman, a retired veteran of World War II, it is the first one that he now

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### War on terrorism

James Beeman stands near the many medals he has received over the years after retiring from the United States Navy. Beeman is the proud owner of a United States Flag, which was flown over Iraq.



From page 1

√ Irrigation

“We deal with elevations up to 8,000 feet where the other places, for example the Boise project, are dealing with elevations 10,000 and 11,000

feet with timbered slopes and north facing exposure which will hold that snow longer. They do rely on natural flow before they tap into their stored water. By the time our runoff is done we are already using the stored water or as we call it

our water in the bucket. “Who knows what is going to happen when it is there. If it is going to come off slow or if it is going to come off fast, we are still going to catch it. There is about two inches of snow water more up there than what there was in 1992.”

Barrie said he could not recall when the last time was that the reservoir was full. He said all it would take is a major storm in the Owyhee Watershed and the reservoir would be full.

“Ideally what we would want would be a rain on snow event,” Barrie explained. “Much of what happened in 1993. In four or five days that water came off of that mountain and the reservoir was full.”

Barrie said he could not say what farmers have to expect this year, but he said he could say that if irrigation started today, he could safely deliver a foot and a half of water. Irrigators normally receive four-acre feet of water. He said thirty days from now the numbers could climb to two and a half feet.

“We are talking about a foot and a half on the Owyhee side,” Barrie continued. “We don’t see those projects for the Gem irrigation side. That particular system is dependent on the Snake River flows.”

Barrie said delivery through October as it looks today, he did not feel the irrigation season would survive through Oct. 15<sup>th</sup>.

“Weather forecasters are calling for a storm over the mountains now,” Barrie continued. “Anything could happen from now until season begins.”

The joint committee is planning a meeting on March 18 when Barrie said at that time the board should have a better understanding of what is to come for the Owyhee County irrigators. “We would love nothing more than to tell our growers what they are going to have, we just don’t know.” -CPB



Irrigation maintenance

A worker from the South Board of Control, welds a pipe together as part of his winter irrigation maintenance duties. Water is expected to be released to irrigators next month, but dry conditions and lack of snowfall may end the season early.



Pre-irrigation

The beginning point to the South Canal from Owyhee Reservoir remains empty, but will be full of water next month. How long the canal will remain full for the irrigation season remains in Mother Nature’s hands.

Homedale accident causes damage vehicles and local bar

An accident on Idaho Avenue in Homedale last week damaged three vehicles and the front entrance to Murph’s Place bar after a Homedale woman failed to yield a stop sign causing a chain reaction accident.

Evelyn Brower, 57, driving a 1992 Crown Victoria struck a 1990 Chevy pickup driven

by Jose Padilla-Gabino also of Homedale, causing him to slide sideways striking a 2000 Honda Civic which was parked in front of Murph’s. The Civic was then slammed parallel to the front door of the establishment causing damage to the business.

As the Civic was shoved onto the sidewalk, it also struck

a 2001 Chevy pickup owned by Robert Gallup, which received moderate damage.

Homedale Police Chief Jeff Eidemiller said the other vehicles in the accident obtained minor to moderate damages including the business, but he said the Civic was destroyed.

“By some kind of a miracle no one was in that vehicle,” Eidemiller said. “If the owner or someone else had been in it, we may have had a fatality. That car was completely destroyed.”

Brower was cited for failure to yield a stop sign. Gabino was cited for failure to purchase drivers license and failure to provide proof of insurance.

The Civic is owned by Rosalynd Alambra of Homedale. -CPB

Owyhee Watershed Council to meet tonight

The Owyhee Watershed Council will meet at 7 p.m. tonight (Wednesday) at the Marsing University of Idaho Cooperative Extension Office.

The group will discuss watershed assessments and several other topics including education programs.

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## FFA work day auction to be held Saturday

Marsing FFA members will go on the auction block Saturday evening during the annual FFA Work Day auction held every year by the department as the chapter’s biggest fundraiser.

FFA members will be auctioned to the highest bidder on March 15 and in return buyers will receive eight hours of work from each member purchased. Groups of workers will also be sold.

Bidding will begin at 7 p.m. at the Ag Science Building, after a barbecue, which will be held at 6:30 p.m.

Money raised from the auction will be used for banquets, awards and to help with expenses for local, district, state and national competitions and conventions.

## Silver City Masonic Lodge to hold scholarship breakfast

The Silver City Masonic Lodge No. 13 A.F. and A.M. of Homedale is offering local students four scholarships totaling \$250 each this year. An annual scholarship breakfast will be held at the lodge on March 16 from 9 a.m. until 1 p.m. for \$5 per person.

The pancake feed will be an all you can eat breakfast with ham, scrambled eggs, pancake and Ava’s red syrup. Everyone is welcome to attend to help fund additional scholarships in the future. All funds will go to the scholarship fund and tickets will be available at the door.

The scholarships will be awarded to four students from the Parma, Wilder, Homedale and Marsing School Districts.

A scholarship committee will select students based on their schooling background, educational goals, financial needs and extracurricular interests.



**Headed north**  
*Geese take flight from a field near Marsing last weekend. Weekend temperatures remained in the upper 50s to lower 60s with periodic rain. Much of the same is expected to last through this weekend.*

## Free parenting classes offered

Terry Reilly Health Services is offering parents free parenting classes to improve communication, effectively discipline children without spanking, praise children to promote positive behavior and teach children family values.

Classes will continue through March every Thursday from 7 p.m. until 9 p.m. by instructor Michael Benjamin, counselor. Classes are held at Marsing Elementary School.

The classes are taught in Spanish.

## Republican Women to meet March 18<sup>th</sup>

The Owyhee County Republican Women will be meeting at 6:30 p.m., March 18<sup>th</sup> at the Owyhee County Courthouse in Murphy.

This month’s guest speaker will be Nick Ihli from the Owyhee County Historical Society.

All men and women are invited to attend. For more information contact Joan Mason at 337-3611.



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From page 1

✓ Lowrys

the government was given an appropriation date of 1934 based on the passage of the Taylor Grazing Act in that year. This decision made it impossible for the ranchers to defend their long held water rights.

The Lowrys challenged this position and won a critical decision by Judge Woods in District Court who overturned the summary judgment ruling and found that the Lowrys were entitled to a hearing where they would be able to present evidence of title proving their priority date was earlier than that of the government. After hearing arguments and evidence on chain of title, Special Master Cushman found that LU Ranching's priority date was June 10, 1876, which was the first date the evidence showed ranch and water use by a predecessor in title.

The Government opposed consideration of such early date, but Special Master made short work of the Government's position with the following critical language: "The United States asserted that because others were using the land and water, in common, no one could obtain a water right. This assertion attacks the very nature of the prior appropriation doctrine and would return water use to a theory based upon exclusive possession and control of the water source. Under prior appropriation multiple users can use the same source or

point of diversion. It is their respective priority dates that controls use and administration, not exclusive possession. It is irrelevant that the land and water were being used, in common, or that not all of those whose predecessors were using the water have made claims in the SRBA. The Taylor Grazing Act expressly recognizes that those using water on federal land prior to its enactment (and PWR 107) owned the water right."

The Special Master's recommendation now goes to the District Court. If there is a challenge by the Government, another round in the legal fight begins for the Lowrys. They will have to present legal arguments to the District Court to defend and protect the priority date recommended by Cushman. It seems apparent that the Government attorneys will challenge. They made an all-out press to defeat early priority dates in the Joyce Livestock trial which recently ended. It is not likely that they will fail to continue the fight which leads to even greater legal costs for the Lowrys.

Thanks to the tenacity of the Lowry family, counsel of McQuaid, Metzler, Bedford, and Van Zandt, leadership of the Owyhee County Natural Resource Committee and Fred Grant, and support of Owyhee County Cattlemen's and Steward's members, this critical victory has been achieved for property rights.

There is still a significant legal bill outstanding in this case, and fees will increase as

the government's challenge emerges in the District Court. To make a contribution to help pay for these expenses, go to Steward's of the Range web page and select LU Ranching as the specific project you would like to support. 100 percent of contributions will go to the case.

✓ Flag

owns that has been flown over Iraq.

Pride glows from Beeman's eyes as he reflects about his sons, his brother and the many generations of Beeman's who fought over the past decade to keep America free.

Beeman, 76 is the father of two military career-men, who come from a very long line of career military personnel. The flag was sent to him from his son, Leon, who is stationed in Kuwait after being made an "active" Air Force guard in December. The last time James saw his son was in December shortly after Christmas when he called to duty and left for the foreign country.

The flag James received from his son, was flown over Iraq in an A-10 Thunderbolt from the 190<sup>th</sup> squadron from Gowen Field from an airbase in Kuwait during operation Southern Watch. Major Todd† "Hitch" Hitchcock flew the aircraft on Jan. 8<sup>th</sup> 2003. The flag was again flown over Iraq on Jan. 13<sup>th</sup> in an F-16 Fighter Falcon by Col. Salvator "Sammy" Angelella. James said he was speechless when he received the flag.

The flag from his son is not the only flag James has he also has a flag that was dedicated to his father and one that was dedicated to his brother.

His father's flag was flown over the U.S. Capital on Feb. 16, 1994. The one from his brother was dedicated by then

Senator Larry Larrocco and was flown over the U.S. Capital on Feb. 29, 1992. Both his brother and father have since died, but James said neither of them were wounded in action.

James was in the military for over 20 years in the Navy Amphibious Forces. He said he has seen lot of combat.

"We took the army and the marines into battle," James said. "I was one of the lucky I guess. I was never wounded in combat. I have been on several ships that were hit during combat, but never received a wound. I had people on one side dying and on the other side dying, but I never got touched."

James is originally from a very small town in Maryland. He said he moved to Marsing in 1986. His other son Ralph is in the First Calvary Division out of Fort Hood. James said Ralph is retired now but loves

the army too.

The former Navy man had an obvious military opinion whether, the United States would go to war with Iraq.

"They are so far there with over 300,000 troops overseas now," James stated. "If you take all of the countries who are helping us out, if we leave, they are dead. There is no way out now. I think we will be just fine on our own. It's the French who don't want to go, and they never do. We had to fight them to get to the Germans."

"None of those countries get along together, never have. I don't think we will have any trouble. I think things will get better from here. It shows one thing, from all of the people I know in the service, this time they are not buffaloing us, we are going to do what we said."

James said during the civil war, his family were rebels, "confederates," James laughs.

Dustin Bauer to wed Emily Folkerts

Dustin (Dusty) Bauer, son of Larry and Becky Bauer of Homedale and Emily Jean Folkerts, daughter of Jonathan and Debra Folkerts of Haviland, Kansas are planning an outdoor wedding on May 26, 2003 at Ste Chapelle Winery.

Folkerts is a 2001 graduate of Sedro-Woolley High School in Sedro-Woolley, Washington. She is currently attending Barclay College in Haviland.


Bauer is a 1999 graduate of Homedale High School and is also attending Barclay College.

After returning from a Jamaican honeymoon, the couple plan to live in Haviland.



The Owyhee Avalanche

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# Fair board rejects rodeo board lease proposal

The question of who is going to be allowed to serve beer during this year’s Owyhee County Fair and Rodeo remains a mystery after last week’s fairboard meeting as those in control of both boards again could not come to an agreement over a proposed lease presented to fairboard members by members of the rodeo board. Several people attending the meeting Thursday night commented that the disagreement over concession sales could put an end to nearly 50 years of a joint fair and rodeo event.

Rodeo board chairman Dan Parrill and many members of the board including several members of the community, Lion’s Club and the board members of the fair, met at the fair ground’s office during a meeting that lasted well into the night.

“Last month the rodeo board presented you with a copy of the proposed lease agreement and tonight we are hear to find out if you have discussed the agreement or what you may do with it,” Parrill told the board.

Fair board chairman Gwen Miller told the group that the board had not had a chance to discuss the agreement, as they had not met since the last meeting in February. She said the topic could be open for discussion during the current meeting.

Parrill asked if the board had any “problems” with the proposed agreement in which Miller answered that she was uncertain why the rodeo board now felt it needed a lease agreement.

“I guess we realize and appreciate definitely, the amount of effort the rodeo board has done in the last 40 years,” Miller began the discussion. “I think we have a lot of questions and one of them is why the big push to have a formal lease written and a lease agreement where we have gone 40 years without it? I think the fair and rodeo definitely compliment each other and we definitely don’t want anything to change there. I am sure you guys are feeling the same way.

“There are some issues in the agreement that I am concerned about most of them deal with the duties of the fairboard versus what is in the lease agreement,” Miller continued. “Part of our duties as described in the state statute, which I believe we gave you a copy of, is to be in charge and manage all fair property. In doing so, pretty much our purpose of being a board is to enter into contracts like this and to contract out concession services at the fair, but it is all under the direction of the fair board. That is kind of the bottom line, it is our duty to designate that out. I feel like we can’t sign any lease that

relinquishes all of our exclusive options to the fair grounds or the rodeo arena itself. We can’t at any time relinquish that responsibility to be in charge of that.”

Miller handed members of the rodeo board a “use agreement” she said the fair board designed, which she said, should “suffice” the rodeo board’s needs. She said the board had not actually discussed the agreement, but it had been designed from what the board had talked about through the prior year.

“So I guess if you could describe to us why the big requirement for a lease?” Miller asked Parrill.

Parrill responded that the main reason the rodeo board needed a lease agreement was because the board’s attorney required it for insurance purposes. He said that due to a vote of the rodeo board, a written lease agreement would be required to hold a rodeo.

Miller said the board had researched the problem, they had contacted the rodeo board’s insurance company, and they did not require lease of the board. Parrill said all he knew was the group’s attorney had advised them not to hold a rodeo without a written lease. The group came to an agreement, without a board vote, to change the wording of the agreement to “user agreement” instead of “lease agreement,” but everything had to stipulated in the agreement.

Miller said the fair board does have user agreements with other groups using the rodeo grounds but it did not release control or access from any of the county property they are in charge of.

Rodeo board member Dave Basey told the board that they needed control of the concessions that went in and out of the rodeo grounds during the rodeo. He said the only difference between the agreement signed by the board last year and the one proposed this year is the sale of concessions during the rodeo performance.

Miller told the rodeo board members that the American Legion had been selling beer at the fair for over 40 years. She said the group is a good

nonprofit organization and the board had decided to award them the right to be in charge of selling beer during the fair and rodeo. She said the board felt the fair was a small enough event that they did not feel there was room for competition in beer sales.

“In that contract we put the provision that any brand of beer sponsored by the rodeo would be a requirement for what beer we sold in the beer garden,” Miller explained. “They have relied on all of those proceeds and I kind of think that is why we felt comfortable with letting them do that again.”

She suggested the rodeo board attempt to work with the American Legion as they have in the past two years to split the

selling of beer. She said the fairboard did not want to have anything to do with the decision between the rodeo board and the members of the American Legion.

“Our idea was for you two to go back and work it out with the American Legion,” Miller stated. “We felt like you could come to a compromise with them to sell beer.”

Parrill asked why the board submitted to the legion with out offering it to anyone else. Miller said it was because the American Legion is a good organization and they have been selling it for 20 years.

“You have to respect that a little bit,” Miller explained. “They are veterans, they are a good organization, they are


willing to work with you on a deal. The thing is I think everyone got a little greedy and it kind of got into a big uproar and I think the fair board got drug into it.”

Parrill said the rodeo board was willing to discuss the matter with the members of the American Legion, but the sales were not just for profit.

Basey said gate sales last year were down, and the rodeo board’s agenda was to bring people to the fair and rodeo with a more enjoyable show.

“We need to try to make up some of the lost revenue,” Basey explained. “Advertising costs is going up every year, everything is going up every year and we are kind of loosing ground.”

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# Death notice

## Marilyne K. Huter

Marilyne K. Huter, 61, of Homedale, died Monday at her home. Arrangements are being made with Flahiff Funeral Chapel in Homedale. Complete obituary will be published next week.

# Obituary

## Iva Glenda Hill

Iva Glenda Hill 98, of Homedale passed away on Monday, March 3, 2003 at Country Care at Heritage in Caldwell. Funeral services were held at 10:30 AM on Thursday, March 6, 2003 at Flahiff Funeral Chapel in Homedale with Reverend Fred Schuett officiating. Burial will follow at Marsing-Homedale Cemetery.

Iva was born in Salem, Oregon on July 5, 1904; one of ten children, to Samuel and Sarah Trussel. Iva married James Olie Hill in Orchard, Nebraska on March 24, 1926. They moved to Homedale, Idaho in 1937. Iva and Jim enjoyed a good life in Homedale where they raised their five children and made many friends. James passed away in 1969. Iva was a long time member of the Mount Calvary Lutheran Church in Homedale. She loved the Lord.

She is survived by children Lester and Faye Hill, Clyde and Patti Hill, Mary Lou and Robert Hays, Marvin Hill, and Donna and Russell Hulse; 21 grandchildren, 54 great-grandchildren, and 14 great great grandchildren, and many nieces and nephews. She was preceded in death by her parents, siblings, one child, her husband James, daughter-in-law, Anita Hill, and grandsons, Layton Noe and Randy Hill.

In lieu of flowers, the family requests memorials be made to Mount Calvary Lutheran Church, 621 W. Idaho, Homedale, ID 83628.

# Senior news

## Homedale Senior Center

Mar. 13: Oven fried fish, au gratin potatoes, veggies, salad, roll, fruit. 55 Alive Class 10:00-2:00.  
Mar. 14: Breakfast 7-10 AM. Sausage, eggs, hashbrowns, biscuits and gravy, pancakes, juice. Bingo in Parma 7:00-9:00, bus leaves at 6:30.  
Mar. 15: St. Patty Dance 7:00-10:00.  
Mar. 17: Circuit Breaker 9:30-12:00, swimming at Givens. Corn beef and cabbage to benefit Homedale Library 5:00-7:30 PM.  
Mar. 18: Corn beef and cabbage, boiled potatoes, veggies, salad, lime jello w/pears. Bingo. Shopping bus to Homedale 1:30.  
Mar. 19: Wilder Pot Luck, noon. Sing Language 1:00.

## Marsing Senior Center

Mar. 13: Roast turkey, stuffing, potatoes, gravy, lettuce and spinach salad, cranberry, sauce, soup of the day, beverages. Triad, Homedale Senior Center 1:30 pm.  
Mar. 14: Triad Card Party, Marsing Senior Center 7-9 pm.  
Mar. 17: Corned beef, cabbage, carrots, potato, cornbread, soup of the day, ice cream, beverages.  
Mar. 18: Brunch 10-1:00. Chicken pot pie, cottage cheese, soup of the day, pudding, beverages. VFW, VFW Hall, Wilder 7 pm.  
Mar. 19: Brunch. Sliced ham with brown gravy, green beans, potato, salad, soup of the day, dessert, beverages.

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Fridays 7:30 pm  
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201 W. Idaho Ave., Homedale  
Services beginning Feb. 21 and continuing through March.  
Speakers: Stan Sullivan and Troy Patterson

## FROM THE OLD

# Photo album



Peck Building, around 1914



Betty Crocker

# ASK BETTY

## Dinner goes green for St. Patrick's Day

Dear Betty,  
My kids came up with this great idea to fix an all-green dinner for St. Patrick's Day, but we're stumped on what to make. Any ideas?  
Laurens, Iowa

Your kids deserve a pot of gold for coming up with such a creative way to celebrate St. Patrick's Day! These three dinner ideas are as green as a lucky shamrock.

Leprechaun Wrap dinner: Start with a salad of sliced avocados arranged on lettuce leaves, topped with chopped green onions and drizzled with poppy seed dressing. Then roll some wrap sandwiches made with spinach tortillas, sliced turkey and cheese. Slather with spicy mustard — don't forget the green leaf lettuce or fresh spinach leaves! For dessert, tint some frosting green, spread it on animal crackers or brownies and dust with green-and-white cake decorations.

Blarney Stone Pasta dinner: Create a green-monster salad with a lettuce mix, chopped green onions, green peppers, celery and cucumbers. Toss with green goddess dressing or ranch dressing. For the main dish, toss spinach rotini with pesto and grilled chicken. Soften butter, stir in garlic salt and a drop or two of green food coloring to give garlic toast an Irish hue. To

wrap up the meal, slice green apples, dip in caramel sauce and sprinkle with green sprinkles.  
Shamrock Stir-Fry dinner: For a St. Paddy's Day fruit salad, combine halved green grapes, chunks of kiwi fruit, green Anjou pears and a fruity vinaigrette dressing. Whip up a stir fry of chopped green peppers, green onions, broccoli florets, snow peas or pea pods and chicken, pork or beef. Top off the meal with mint ice cream.

Dear Betty,  
My husband and I make corned beef and cabbage every St. Patrick's Day, and I was wondering if we could make it in our slow cooker?  
Hodgenville, Ky.

The luck of the Irish is with you! Your slow cooker is the perfect way to make a corned-beef-and-cabbage dinner. First, place the meat in your slow cooker, and add enough water to cover it. Cut an onion and a cabbage into six wedges each. Layer the wedges on top of the meat along with a finely chopped clove of garlic. Then cover and cook on low for 7 to 8 hours or until the meat and vegetables are tender. St. Patrick's Day dinner doesn't get any easier!  
Betty Crocker

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## We're not alone ...

*This picture of the deep end of Anderson Ranch reservoir, taken on March 8<sup>th</sup>, shows how empty the reservoir is. Note the normal water lines on the hill at the right in the photo and the overall lack of snow on the surrounding hills. The back end of the reservoir is basically dry with only a small stream coming in. Photo submitted by Gregg Garrett.*



## School menu

March 13-19, 2003

### Marsing

Thursday Mar. 13: Chicken patty on a bun, garden variety veggies, fruited variety, variety milk, rib-b-que on a bun, fresh salad bar (4<sup>th</sup>-12<sup>th</sup>), fresh baked roll.  
Friday Mar. 14: Corn dog w/fixings, fruit variety, garden vegetables, brownies, variety milk, baked potato, fresh salad bar (4<sup>th</sup>-12<sup>th</sup>), fresh baked roll.  
Monday Mar. 17: No School.  
Tuesday Mar. 18: Wiener wrap, strawberries and bananas, garden vegetables, variety milk, chicken fajita, fresh salad bar (4<sup>th</sup>-12<sup>th</sup>), fresh baked roll.  
Wednesday Mar. 19: Chicken nuggets and sauce, fruit variety, fresh veggie sticks, apple crisp, variety milk, assorted sandwiches, fresh salad bar (4<sup>th</sup>-12<sup>th</sup>), fresh baked roll.

### Homedale Elementary

Thursday Mar. 13: Enchilada or corn dog, scalloped potatoes, peaches, frosted brownie, choice of milk.  
Friday Mar. 14: Fr. bread pizza or uncrustable peanut butter/jelly sand, tossed salad, pineapple, cookie, choice of milk.  
Monday Mar. 17: Early Dismissal. Burrito or beanie weenie, peas, mixed fruit, cinnamon bread stick, choice of milk.  
Tuesday Mar. 18: Nachos and cheese or baked potato and toppings, fresh veggies, banana, no bake cookie, choice of milk.  
Wednesday Mar. 19: Turkey and noodles or tuna sandwich, green beans, mandarin oranges, oatmeal cookie, choice of milk.

### Homedale Middle

Thursday Mar. 13: Enchilada or chicken and noodles, corn, fruit, or salad bar, choice of milk.  
Friday Mar. 14: Hamburger or hot dog, fries, fruit, choice of milk.  
Monday Mar. 17: Early Dismissal. Spaghetti, bread stick, vegetable, fruit, or salad bar, choice of milk.  
Tuesday Mar. 18: Fish nuggets or corn dog, rice, vegetable, fruit, or salad bar, choice of milk.  
Wednesday Mar. 19: Chicken filet or CF beef stk, mashed potatoes and gravy, hot roll, fruit, choice of milk.

### Homedale High

Thursday Mar. 13: Chicken patty/bun or sandwich choice, fries, fruit, dessert, choice of milk.  
Friday Mar. 14: Crispito/taco salad or rib-b-que/bun, corn, fruit, choice of milk.  
Monday Mar. 17: Early Dismissal. Pizza or hot pocket, salad, fruit, dessert, choice of milk.  
Tuesday Mar. 18: country fried beef stk or chicken filet, mashed potato/gravy, hot roll, fruit, choice of milk.  
Wednesday Mar. 19: Spaghetti or burrito, french bread, salad, fruit, choice of milk.

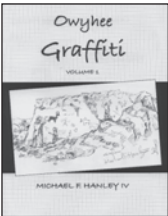


### Tot Spot grand opening

*Stacy Morgan, owner and operator of the Tot Spot in Marsing, will hold a grand opening of her new store that features children's new to you clothing and accessories. The store is located at 208A Main Street next to Donna's Bakery Oven. The grand opening will be held on Saturday from 9-5.*

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# BLM seeks RAC nominees

The Bureau of Land Management (BLM) is seeking people with an interest and background in natural resources to fill 16 vacancies on three Resource Advisory Councils (RACs) in Idaho. The RACs represent a cross-section of the public and provide significant advice and recommendations to BLM managers on issues concerning the management of the 11.8 million acres of public land in Idaho.

“Both the people of Idaho and the nation’s public lands will be best served if the full range of interests are represented when land management decisions are made,” said Idaho State Director K Lynn Bennett. “The Resource Advisory Councils give local stakeholders a seat at the table and A sound process for effective participation.” Council members are appointed to a three-year term and represent one of three general interest categories:

Category 1 seeks members who are holders of federal grazing permits or representatives of energy and mineral development, timber industry, transportation or rights-of-way, off-highway vehicle use and commercial recreation.

Category 2 is composed of representatives of nationally or regionally recognized environmental organizations, archaeological or historic interests, dispersed recreation and wild horse and burro groups.

Category 3 consists of elected officials, employees of a State agency with natural resource responsibilities, academicians involved in natural sciences, representatives of American Indian Tribes, and the public-at-large.

The three Idaho RACs, one for each BLM District in Idaho, are the Lower Snake River in southwestern Idaho, the Upper Snake River in southeastern Idaho and the Upper Columbia-Salmon Clearwater in northern Idaho.

The Lower Snake River RAC has two vacancies in Category 1, and one in Category 3. The Upper Snake River RAC has two vacancies in Category 1, one in category 2 and two in category 3. The Upper Columbia-Salmon Clearwater RAC has one vacancy in Category 1, three in Category 2, one in Category 3 and there is also one vacancy in category 3 which expires in 2004

Nominees will be evaluated based on their education, training, experience and knowledge of the RAC geographical base. The BLM will also consult with Governor Dirk Kempthorne prior to final consideration and decision by the Secretary of Interior.

Nomination forms are available at area BLM offices and on Idaho BLM’s Internet homepage at [www.id.blm.gov](http://www.id.blm.gov). Nominees must submit the completed forms, accompanied by letters of reference, to Bureau of Land Management, Idaho State Office (ID-912), 1387 South Vinnell Way, Boise, Idaho 83709, Attention: Jerry Rohnert. The deadline for nominations is April 21, 2003, as announced in the Federal Register, published March 7, 2003.

## Completes basic training

Marine Corps Pvt. Kenneth J. Overton, son of Kimberly A. Haynes of Homedale recently completed basic training at Marine Corps Recruit Depot, San Diego.

Overton successfully completed 12 weeks of training designed to challenge new Marine recruits both physically and mentally.

He is a 2001 graduate of Homedale High School.

Keep  
informed

Read  
The Avalanche



Homedale’s sixth grade team participated in Nyssa’s Select League. The team won their bracket of the season ending tournament defeating New Plymouth, Marsing and Ontario. Pictured bottom row l to r: Ryan Vance, Ryan Garrett, Mitch Quintana and Mikey Moore. Top row l to r: Coach Gregg Garrett, Cache Gluch, Tyler Gibson, Grant Sweet, Austin Emry and Coach Greg Sweet.

## Weather

|         | H  | L    | Prec. |
|---------|----|------|-------|
| Mar. 5  | 50 | 28   | trace |
| Mar. 6  | 57 | 27   |       |
| Mar. 7  | 59 | 32   |       |
| Mar. 8  | no | read |       |
| Mar. 9  | no | read |       |
| Mar. 10 | 62 | 33   | trace |

## Completes basic training

Marine Corps Pvt. Matthew T. Edens, a 2001 graduate of Homedale High School, recently completed basic training with Headquarters and Service Battalion, Marine Corps Recruit Depot in Sand Diego.

He successfully completed 12 weeks of training designed to challenge new Marine recruits both physically and mentally.


## Boise State honors local student leader

A former Homedale High School student was recently honored at the Boise State University’s Leadership Quest conference on Feb. 28 along with two additional student leaders.

Matt Vander Boegh, a senior majoring in communication with a minor in music, was awarded the 2003 Director’s Award. The award is presented for outstanding leadership, commitment and service toward the betterment of student organizations, activities and programs at Boise State.

He is an ASBSU senator, serves on the Residence Hall Association and Morrison/Driscoll Hall Council. He is a member of the Golden Key National Honor Society, Boise State Men’s Chorus, Boise State Spirit Squad and Keith Stein Blue Thunder Marching Band and was on the dean’s list in 1999 and 2000. Vander Boegh is the son of Barbie and Don Vander Boegh of Homedale.

Richard Hachtel of Nampa and Jude Apuri Sawine of Ghana, West Africa were also honored.




# St. Patrick's Day Dinner

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# Donkey fundraiser called huge success



In front of a packed gymnasium, the battle of the beasts ensued with the Homedale Fire Department galloping to a banner finish as the crown victors during the Marsing FFA Donkey Basketball game held last Friday night.

The event is being called a huge success by coordinators from the local FFA department showing over 300 people a good time with rough and tumble ball on the backs of what is called the most stubborn creature on earth: a donkey.

In the first round, the Rimrock FFA team ousted the Notus FFA team with a 4-0 shutout victory. Stacy White, Kimberly Merrick, Jett Fowers, Chris Collett, Robin Ridley, Melanie Simper and Shaela Williams went up against Notus FFA's Ian Bridges, Trevor Yardley, Ross Cooper, Kendrick Knehans, Megan Starr, Joey Morford, Matt Morford, Robert Harvey, Melissa Gray and Jessica Hiser for a blowout game.

The following game was a match-up between the Homedale volunteer firemen and the Marsing volunteer firemen. The Marsing fire team trotted to a 8-4 lead only

minutes into the first half. But the Homedale team, after mounting replacement players, hurdled to close the gap and tie the Marsing team 8-8. But the tie didn't slow the older team who finished to face the Rimrock team with a 10-8 finish.

The final game of the night pitted the limber Marsing FFA team against the Homedale firemen who hosed out the Rimrock FFA team for a championship round.

Homedale firemen extinguished the young Marsing team with a 10-6 victory and the owners of the donkey trophy.

Players on the Marsing FFA team were, Cody Usabel, Patrick Malmberg, RJ Crosland, Scott Roeser, Jason Miller, Tyson Nielsen, Kirby Cook, MJ Usabel, Toby Meade, Taylor Gillespie, Nick Usabel and Rockin' Rochelle Brooks.

Marsing FFA Director Jason Nettleton said \$1,000 was raised for the chapter. He said he wanted to deeply thank the Marsing, Rimrock, Homedale and Notus communities for attending Friday night's competition as well as thank everyone who donated their time for the event. -CPB





## Senior class vs HHS faculty basketball game

The Homedale senior class of 2003 will take on the Homedale High School faculty in a rough and tumble basketball game March 19, at 7 p.m.

The game will be held in the high school gym and admission will be \$2 general admission. There will also be a cake auction during half-time activities. The proceeds of the game will be used for the graduation night party at the school.

Kevin and Jean Miyasako, are in charge of the game.

## MHS plans spring golf challenge

The sixth annual Spring Golf Challenge will be held on Saturday, April 19<sup>th</sup> at River Bend Golf Course to help raise funds for the Marsing High School Drug-free graduation party in May.

The golf tournament is a four-person scramble, with a shotgun scramble at 8:30 a.m. The entry fee will be \$45 per person or \$18 per team and includes green fees and a shared cart for 18 holes.

A barbecue cookout is also served at the conclusion of the scramble.

Prizes will be awarded for closest to the pin and the longest drive. Holes are sponsored by local businesses and many raffle prizes will be given.

To register for the tournament, call Rich or Rose Brooks at 896-4694 or 573-3153.

# Homedale mom named mother of the year

Idaho's Mother of the Year was presented to a Homedale mom who says the key to her success is to learn from her children as well as teaching them.

Barbie Vander Boegh is a full time mom, music teacher, Idaho Congressional Awards consultant, flag team director, board member for the South West District Health Board. So where does she find the time to be a full time mom? "You just do it," she says.

Vander Boegh was honored during a ceremony at the Idaho State House in Boise last week among her family and Gov. Dirk Kempthorne. She said patients is the key to success.

Kempthorne praised Vander Boegh last Tuesday for her commitment to her family, city and state. He noted she was instrumental in the development of a state award that recognizes the contributions of young Idahoans to their country through the Idaho Congressional Award Program.

kids and the staff that she works with.

Vander Boegh said the award wasn't as "interesting" as most were making of it. She said she comes from a long line of "terrific moms."

"I come from a long line of wonderful moms," Vander Boegh laughed. "I tell my boys that behind every successful, happy man is a wonderful mom."

Vander Boegh has three children, Lacey, Matt and Lee. She has been married for 27 years to her husband Don. The family lives in Homedale.



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# Commentary

## Editor’s notebook

Joe Aman

### The comedy club

Let’s see if I have this right:

Homedale City has a law on its books that sets the terms of planning and zoning commission members at three years. Not two, or six, or four, but three years.

The state of Idaho has a law on its books that planning and zoning members can serve no more than two consecutive terms. Not three, or four, or five, but only two consecutive terms.



But yet, at the last city council meeting the council reappointed one member who has already served for 13 consecutive years (over four consecutive terms) to another two-year term; another who has served ten consecutive years (over three consecutive terms) to another two-year term, yet another member who has been on the commission for about two decades (the records aren’t clear) was reappointed to a six year term. One other member was reappointed to a four-year term, but no one can find any record of when – or if – he was ever officially appointed in the first place.

What kind of legal reasoning can the city council members possibly be using? What part of “three year term” don’t they understand? What part of “no more than two consecutive terms” is so difficult to figure out?

If it weren’t so serious and illegal, it would be comical.

\*\*\*

But the city fathers are not all alone in the comedy department. The county commissioners did something unprecedented in dealing with its p&z members whose terms had expired.

Those members were all reappointed, and their terms were made “retroactive” to when they had expired.

That’s kinda like getting married “retroactively” to a previous date to make the marriage appear more conducive and convenient ...

## Farm Bureau

### State vet’s resignation cause for concern

After 23 years as Idaho State Veterinarian, Dr. Bob Hillman announced his resignation last week. He has accepted a similar position in Texas, his home state.

We are certain that the Idaho State Department of Agriculture’s explanation will be that Dr. Hillman is going back home to finish out his career and to retire. But we suspect there is more to the story than most of us will ever know about.

During his tenure here in Idaho, Dr. Hillman has become one of the nation’s foremost brucellosis experts. He has developed a reputation as a straight shooter who will not duck tough questions. And above all else he is a gentlemen and a leader who truly cares about the needs and interests of livestock producers.

One of many examples of Dr. Hillman’s foresight and leadership skills played out last winter in Fremont County. Various environmental groups and animal rights activists have long maintained that since brucellosis infected elk and bison have commingled with cattle for several years and there was no record of wild animals infecting cattle with brucellosis, it couldn’t happen. The activist community argued that Idaho’s brucellosis free status was not in jeopardy.

But knowing the economic damage it would cause for Idaho to lose that status, and in spite of all the evidence to the contrary, Dr. Hillman on numerous occasions in both public forums and during media interviews, argued that brucellosis could be transmitted from wild animals to cattle under the right conditions. It wasn’t a popular position to take but Dr. Hillman stuck with what he believed when it would have been easier and much less controversial to avoid the conflict.

Then last winter cattle in Fremont County commingling on winter feed grounds with elk, tested positive for brucellosis, proving Dr. Hillman was right all along. Because of the way he handled the problem, Dr. Hillman played a central role in protecting Idaho’s cattle industry from economic turmoil. The fact that he was right also caused the long-running debate between livestock interests and activists in the Greater Yellowstone Region to change. Time will tell if future wildlife / brucellosis management in the region will change, but it’s our firm belief that the balance of power in this debate shifted because Dr. Hillman had the courage to stick up for what he believed.

So why after investing 23 years in Idaho and at a time when the state faces not only a continued threat from brucellosis but chronic wasting disease, West Nile virus and others on the horizon, would he be leaving now? The answer to that question will probably never be known by more than a small group of insiders. Perhaps a bigger question that we all deserve an answer to is; What’s going on inside the Idaho State Department of Agriculture?

## On the edge of common sense

Baxter Black, DVM

### Anatomy of a wreck

It just goes to show you how quickly a walk in the park can turn into a 4-alarm stampede. The only thing that kept the wreck from resulting in permanent damage to man or beast, was that the soil on the plains of eastern Colorado is loose and sandy.

Paddy, not his real name, and a couple of neighbors were moving some of his cows from one big pasture to the next. Things were going smoothly, the cows knew the way, the sun was shining, the grass was still holding up good, and what could go wrong?

Paddy was riding his big gray gelding. The kinda horse that can do it all. Even the horse was whistling a tune. Suddenly a dingy heifer broke out of the bunch and turned back. She caught the drovers off guard, squirted between them and headed back where she’d come from. The ball of twine began to unravel.

Paddy whirled the big gray and in two jumps they were flyin’ across the plain. The crew watching could see Paddy and the heifer appear and disappear up and down across the rolling grass prairie. Gray overtook the heifer and they headed

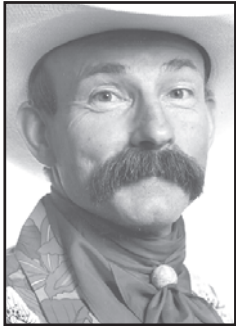
back in the direction of the still plodding herd. The big horse was feeling his oats and had built up a head of steam. The heifer pounded down a sandy ridge past the watching cowboys, followed by horse and rider. Midway down the side Gray stuck his front feet in the loose dirt and exploded! He seemed to stand straight upon his front legs; imagine a pole vaulter, a medieval catapult or stepping on a sand rake.

Very few bronc riders could have stayed on and Paddy was not one of them. There was a scream like someone falling off a cliff, followed by what might have been a giant zipper being opened, a whip cracking, two thuds, a whoomp and a crumple.

Old Gray regained his feet, unhurt. Ten feet away Paddy appeared to be standing on his head, shirt down around his shoulders, boots sticking up in the air and completely pantless! He keeled over like a felled tree.

During the cleanup they deduced that when Paddy was ejected he must have hung his belt buckle on the saddlehorn, because his jeans were torn completely off his body. It took two of them to pull his hat back off his nose and a set of wire cutters to get the sagebrush out of his ear.

The lady who told me the story was an artist but she’d never been able to paint the picture. She said she couldn’t ever get the flames just right.



## Wyoming hog numbers

I saw an odd headline in the paper recently that read, “Wyoming Hog Numbers Down Slightly Last Year.”

My first thought was, gosh, must be a slow news day. Then on further consideration it struck me as these other similar headlines might: Cactus Wren Sightings Down in Greenland, or Small Turnout for Lake of the Ozarks Whale Watching Cruise, or Sales of Tire Chains Slow in Miami this Winter.

Not that it isn’t possible that there actually are pigs in Wyoming, I’ve just never seen one. The news article reported there were, in fact, 115,000 pigs in the state. That’s quite a few if you had them all in one place, like the fair barn in Newcastle, the library in Buffalo or the ski lodge in Jackson.

And, if they had their own city it would be twice as big as Cheyenne, the biggest city in Wyoming. If they could vote, there would not be a bronc rider on the license plate...there’d be a swineherd. The University of Wyoming in Laramie would not be the Cowboys, they’d be the Boars, or Gilts or Shoats. But that’s just pork producer wishful thinking, pigs can’t vote and there’s not much chance of it ever happening, even in a state that prides itself as a pioneer in equality and suffrage.

Often times local specialty products can find a unique market niche, like Vermont maple syrup, Wisconsin cranberries, Iowa corn fed beef, Napa Valley wine, Alaskan king crab or Key Lime pie. How ‘bout Green River coal miner cured ham! Or Saratoga sagebrush spareribs or Teton sow belly, Hewlitt ham hocks and head cheese, Powder River pigs knuckles or the Wyoming BLT...bacon, lamb fries and wild turkey.

It’s the responsibility of the National Ag Statistics Service to keep track of the number of pigs in Wyoming. It’s a good service and useful information, as you can see. It’s like keeping track of the size of the North Korean army or the sugar beet harvest in Idaho. We as a nation need to know this stuff.

Just the other day I was wondering how many Montana refugee cowboy poets there were per square mile in Wyoming. Turns out if you presented each one with a ham when they were caught and returned to the border check point in Red Lodge...Wyoming would still be 25,000 hogs short.



# Commentary

## Summary Judgement

The federal government:  
never having to say you're sorry

*William Perry Pendley, President  
Mountain States Legal Foundation*

In the 1970 movie Love Story, Ali MacGraw's character declared, "Love means never having to say you're sorry." Whether that is true of love is uncertain, but it certainly is true for the federal government. Witness the tale of John Bernt of Jarbidge, Nevada.

On January 3 and 10, 1996, Bernt staked mining claims on federal lands in Nevada. On January 19, federal officials withdrew the land upon which Bernt had staked his claims with notices on official documents. Federal officials told Bernt that they were considering the lands for an exchange, but that, because his claims predated the withdrawal, they remained valid.

On April 12, federal officials told Bernt that the lands had been withdrawn, not on January 19, but on November 27, 1995. If true, Bernt's claims were invalid. So, on April 17, Bernt examined the withdrawal documents, but they showed the January 19 date. Later, Bernt saw documents with the November 27 date; however, visible on those documents was the January 19 date, entered before the November 27 date! When Bernt sought other documents, he was told they had been "destroyed."

On May 24, the Bureau of Land Management (BLM) declared Bernt's claims "null and void." A month later, Bernt reexamined the "official" records and discovered they had been altered once again, this time by placing the November 27 date above the January 19 date. When Bernt appealed to the Interior Board of Land Appeals (IBLA), the BLM never filed a response, but secretly provided documents to the IBLA. In March 1999, the IBLA, using BLM's ex parte documents, ruled against Bernt.

Months later, Bernt discovered documents that the BLM had not provided to the IBLA, documents that proved Bernt's case, documents that Bernt had been told did not exist. Then Bernt obtained documents that he had been told had been "destroyed," some with admissions that documents were altered. Bernt sued, alleging that federal officials had altered documents fraudulently to invalidate his claims.

One would have thought that such serious allegations would give federal attorneys pause. But Clinton Administration lawyers could not have cared less; they perfunctorily certified that the individuals had done nothing wrong and moved to dismiss Bernt's lawsuit. In March 2001, relying on the head-in-the-sand-representations of Clinton's Justice Department, a Nevada federal district court judge dismissed Bernt's lawsuit, declaring that document backdating "happens all the time," and that, when federal employees altered the documents, they were acting "in the ordinary course of business." John Bernt appealed.

But by now, the federal government had a problem. If it prevailed at the U.S. Court of Appeals for the Ninth Circuit, it might establish a troublesome precedent: that the backdating of official document was expected conduct by federal employees. If government lawyers were not troubled by the fraud perpetrated on Bernt, they were worried that they might not be able to fire employees who backdated documents. Federal lawyers agreed to settle Bernt's case.

John Bernt would get his claims as of their original location date, other land users would be told that John Bernt's claims were senior, the IBLA and district court decisions would be vacated, and John Bernt would be paid his expenses. However, just before its signing, the settlement agreement nearly fell apart. John Bernt had sought an apology, an admission by his government that its employees had done him wrong, that it had forced him to litigate for more than six years for what was rightfully his, and that it was sorry. A senior Washington official said, "no," the United States would never apologize. John Bernt swallowed his pride and took the deal—without the apology—knowing he had been vindicated.

Perhaps federal officials emulate, not Ali MacGraw's character, but John Wayne's cavalry officer in She Wore A Yellow Ribbon: "Never apologize and never explain—it's a sign of weakness." Maybe, but a government big enough to be powerful is big enough to be penitent.



## Letter to the editor

### Under color of law

In regards to planning and zoning appointments. A decision by an individual who is not properly appointed and sworn in (see [avoiceforchildren.com](http://avoiceforchildren.com)) to their respective office is "Null and Void".

Any individual who is not properly appointed and sworn in to office, is operating under "Color of law" and the office is "Vacant". The law details how vacant offices are filled.

A "retroactive" appointment can not make Null and Void decisions operative.

The Supreme Court of the United States or any State Court can not correct a "Null and Void" decision, the do not have the authority.

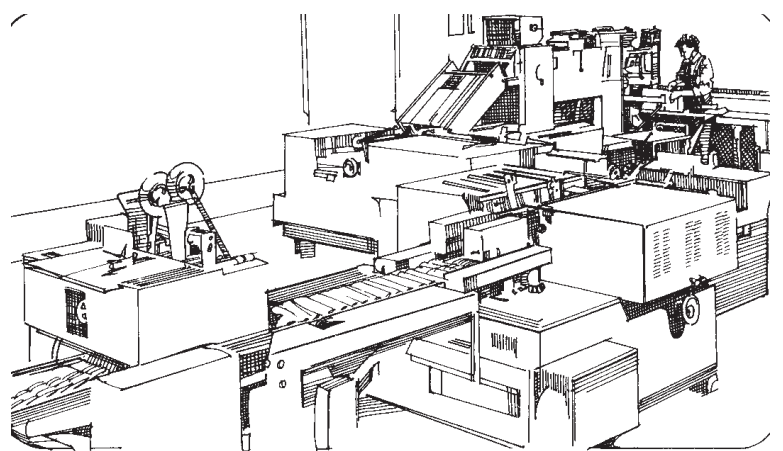
No County commissioner's "retroactive" decision is going to change the past "Null and Void" decisions.

Yes they are liable in a Court of Law for acting under "Color of Law".

Timothy J. Joyce

Juntura, Oregon

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# Looking back...

from the files of The Owyhee Avalanche and Owyhee Chronicle

## 25 years ago

March 9, 1978

### Crowd attends auction

Despite the cloudy, rainy weather, the Marsing Disaster Auction drew a large crowd to the shelter of the grade school multi-purpose room Saturday. John Walker, 87, of Caldwell, and Edith 85, were special guests of the daylong auction. Symms Fruit Ranch of Sunny Slope made a cash donation of \$500 to the auction and purchased a case of its best apples for another \$240. Bowman Produce of Marsing purchased some premium onions for \$100. The total income from the auction was \$10,500.

### Local student on choir tour

Linda Westby, daughter of Mr. and Mrs. Edwin Stansell, Homedale, is participating in a 10-day, four-state tour with the George Fox College a cappella choir. Westby, a sophomore Elementary Education major, is one of 53 members of the choir which will perform in Washington, Oregon, Idaho and Montana March 10-19. She is a soprano.

### Students to attend Boys, Girls’ State

Marsing. Representing Marsing this year at Girl’s State, to be held May 28 through June 3, at Northwest Nazarene College, will be Yvonne Clapier and Barbara Blackstock. Alternate will be Cindy Smith. Going to Boy’s State, at Boise State University, June 4 through 10, are Hal Howard and Ed Webb. First Alternate is rob Bartles, and second alternate, Terry Peterson.

### Girls cited as members of all-star basketball team

Four Homedale High School girls have been recognized on the Western Idaho Conference All-Star Basketball Team for 1977-78. Kim Matteson and Teresa Parrill, both seniors from Homedale High School have been selected on the second five WIC team. Sophomore Nancy Breshears and Freshman Julie Uranga both have been named to honorable mention on the 1977-78 WIC All-Stars. Julie Uranga is the only freshman to be mentioned. First team members are Debbie Gingrich, Greenleaf; Judy Gross, Wilder; Kristy Medley, McCall, Lynn Olson, McCall; and Sherill Skelton, Parma. Second team members are Debbie Hoagland, Melba; Teresa Parrill, Homedale; Kim Matteson, Homedale; Becky Rivera, Wilder; and Glenda Werner, new Plymouth. Earlier, Teresa Parrill and Kim Matteson both from Homedale were selected to the District III All Stars Team. Teresa and Kim both appeared in the All Star game which was played on Feb. 18 at Northwest Nazarene College, playing for the West team which won the game 64-50.

### Bruneau bulletins

BRUNEAU AUXILIARY SELECTS GIRLS STATE REPRESENTATIVE Rebecca McGuire, daughter of Mr. and Mrs. John McGuire of Bruneau was recently selected by the members of the American Legion Auxiliary in Bruneau to be their representative to Girls State this June. Rebecca is an honor student at Rimrock Junior-Senior High School where she is a junior. She is a member and treasurer of the Rimrock chapter of the national honor Society, co-editor of the annual, Pep Club president, a member of Swing Choir, historian of O.E.A., played on the varsity volleyball squad, is an active member of Thespians and has been invited to participate in Honor Choir this year. After graduation she plans to attend a business college with a possible future career as a legal secretary.

## 50 years ago

March 12, 1953

### New machinery offered by dealers

Homedale area farmers will welcome the news that two lines of popular equipment have been added to the services extended by local dealers. The Hardie Manufacturing Co., has announced the appointment of the J. C. Palumbo Produce Company as dealers for their line of blast air sprayers, a big favorite among orchardists throughout the nation. The Homedale Tractor and Equipment Company has been name agents for the Fox line of forage harvesters. It has been reported that there are only three other dealers for this line in the state of Idaho. A magnificent piece of machinery, it will be welcomed among the many lines of farm equipment available throughout the Homedale implement dealers.

### Homedale Jaycees hold meeting

A meeting was held Monday, March 9, at the Frye Agency office. Attending the meeting were Vic Uria, Merle Cables, Jim Miklancic, Gordon Cahill, John Fisher, Ronald Finn, Eugene Bevens, Mac Tolmie, and Reed Frye. Also attending the meeting were eight members of the Caldwell Jaycees. A reading of the Constitution and by-laws was given by president, Vic Uria. They were accepted as read. Jim Miklancic was elected committee chairman for the “Light A Bumper” campaign which will get under way Saturday, March 14.

### Second hand store opens Saturday

Bert and Ethel Krivanec announced today the scheduled opening of their new second hand store, to be known as The Trading Post, located on Highway 95. The opening will be held this coming Saturday. Mr. Krivanec said that all types of used appliances, refrigerators, radios, washing machines, furniture, etc., will be sold at The Trading Post. All merchandise will be checked over and will be in good working order when sold, Krivanec stated.

### Homedale honor roll announced

The honor roll has been announced for the 4<sup>th</sup> six weeks and the following have made the A honor roll: Lee Townsend, Ruth Burton, Evelyn Olsen, Beverly Barnett, Patsy Nance and Marjorie Pike. Those making the B honor roll are as follows: Marion Simpson, Louise Upham, Gay Babbitt, Joann Baugh, Harold Breach, Sylvia Herman, Bonnie Parker, Jean Porter, Bonita Powell, Beverly Brown, Wenona Drum, Marvin Friel, Shirlee Haylett, Mary Starman, Maxine Millspaugh, Josie Johnsn, Zela Keifer, Alice Knight, Barbara Lehner, Fred Miklancic, Thelma O’Neal, Darlene Pike, Robert Powell, Judy Thomas, Harold Tolmie, Darleen Townsend, Elaine Vanderhoff, Leonna Zittel, Helen Burton, Irma Douglas, Ted Leavitt, Lucille McArthur, Frances Morrison, Leona O’Neal, Lyle Taggart, Grace Watson, Barbara Benhem, Comer Brown, Donna Faulks, and Bob Greer.

### Southside

Mr. and Mrs. Sherman Bradley of Boise, spent Sunday visiting the Howard Carpenters. Mr. and Mrs. James Miller entertained at a birthday dinner Sunday with Mr. and Mrs. Phillip English and family of Caldwell, Mr. and Mrs. Robert Welch and family of Wilder, and Mr. and Mrs. Roy Knead of Caldwell as guests.

## 134 years ago

March 14, 1868

TROUBLE ON THE MOUNTAIN. We took a stroll over the Oro Fino Mountain last Wednesday, and found quite a belligerent state of affairs. Proceeding from the Oro Fino mine over the summit we noticed parties shoveling snow, and upon inquiry learned that a man named Woodhouse had sunk a shaft on a ledge in the vicinity of the New York, and which the Ida Elmore party claim is within their property boundaries. On the morning in question Woodhouse was down in the shaft, which we understand was about twenty feet deep: being ordered to come out he refused and two men commenced to fill up the shaft with snow, above which Woodhouse with considerable exertion managed to keep his head until the shaft was filled up, which brought him to the surface. We then visited the Ida Elmore and Golden Chariot mines and observed many of the miners standing round idle, while other parties in both mines were silently hurrying to and fro with guns and pistols. From the ominous looks of those interested, together with the martial array, we concluded that trouble was brewing. Went down into the Golden Chariot and saw the “bone of contention,” the place, which we mentioned in our last, where the partition wall was broken down and the workers in both mines met. The lights were extinguished, and we skedaddled, as we heard the reports of guns and pistols reverberating through the long dark passages. The fight had commenced. We felt considerably relieved upon gaining the surface of the ground and once more beholding the light of day. We learn that the combatants have fortified themselves in the stoops and drifts. It is not known on the outside that any one has been seriously hurt, although it is reported that one man’s coat tail was shot off and another had his fingers cut with a bullet. It is feared that something fatal will occur before the affair is terminated, as both parties trying to drown each other out, and it is reported that the Ida Elmore party are preparing hose by which to eject hot steam and water upon their antagonists. About forty shots were exchanged on Thursday. This state of affairs is to be regretted. We do not pretend to say which party is right or which is wrong, but ultimately be settled by law. If the parties persist in fighting is there no way to stop it? Is our sheriff not invested with the power and required by law to stop such proceedings?

THANKS. We have been requested by Mr. F. H. Reuter to say that the committee to raise money for Powell Schiller, who was recently badly injured while at work in a mill in Flint, return thanks to the citizens of Silver City and vicinity for their liberal donations for that purpose. And also, to Hill Beachey for a free passage to San Francisco for said Schiller.

FROM FLINT. Twenty men are now at work on the Rising Star in Flint. A whim has been erected on the mine to expedite the hoisting of rock and water, until the steam works for that purpose shall have arrived. The Company are also at work sinking on the Excelsior, which at the beginning of the present week was down thirty feet.

CONSIDERABLE QUARTZ. Mr. Billings, who attends to weighing the quartz that is hauled on the Oro Fino road, informs us that during the month of February it weighed 740 tons of Ida Elmore quartz, which was taken to the Lincoln mill. A pretty good turnout for one mine, it “pans out” handsomely, too.



Commentary

Lab scandal undermines nuclear credibility

Notra Trulock, Associate Editor of the AIM Report

Three Los Alamos whistleblowers finally got to tell their story to Congress recently. At a hearing before a House Energy and Commerce subcommittee, congressmen expressed shock and outrage at the testimony of Glenn A. Walp, Steve Doran and Jaret McDonald. The Inspector General of the Energy Department told the subcommittee that his inquiries had confirmed many of the problems uncovered by the three. A University of California vice president, also present at the hearing, apologized to the Congress for the university’s management failures at Los Alamos, promised to do better in the future, and told members that “the experience has strengthened us.” Whether those assurances will be enough to save the university’s contract to manage the lab will not be known until later in March.

The subcommittee was most interested in the whistleblowers’ account of efforts by lab managers to cover up widespread abuses and obstruct investigations, including those by the FBI, into the scandal. These efforts went all the way up to the lab’s principal deputy director, who has since been fired. In particular, they alleged that the lab’s general counsel had tampered with evidence and obstructed the FBI’s inquiries. They further charged that the general counsel had tried to compromise “secure, confidential FBI investigative notes” by sharing information from those notes with individuals and organizations under scrutiny.

Subcommittee members wondered how Los Alamos could protect nuclear secrets and stockpiles of nuclear materials if the lab was unable to exercise internal controls on the actions of its employees. The loss or theft of more than 350 computers, many from locations where highly classified work is performed, does not seem to have raised any serious concerns at Los Alamos about the potential compromise of sensitive or classified data. The lab had never accounted for these computers until asked by the Inspector General in late 2002; it then produced a memo dated mid-December stating that “none of the lost, stolen, or unlocated computers identified by Los Alamos contained classified information.” In testimony, the Inspector General could only say that his office had “not validated” the lab’s conclusion.

This scandal, coming on top of three other national security scandals at Los Alamos, should also raise serious questions about the Energy Department’s management of the labs. Security reform and restructuring has been a major focus of the Department since 1999; in the wake of these scandals, the Congress established the National Nuclear Security Administration (NNSA) to provide more effective management of the nation’s nuclear warhead design labs. Critics have likened this to “rearranging the deck chairs” and the perpetuation of a “bureaucracy that has failed,” since many of those responsible for the earlier scandals simply changed job titles. And there have been continuing reports that lab “insiders” can still download nuclear secrets on portable magnetic tapes and carry the tapes out of the lab unmolested, just like convicted felon Wen Ho Lee did for nearly ten years. The lab tests its security force by running simulations and force-on-force exercises; internal data show a failure rate in excess of 50 percent. Perhaps most revealing was the Inspector General’s report that the new NNSA had graded Los Alamos’ personal property and procurement management controls “excellent” in December 2002. No wonder lab managers believe they can get away with it; they can count on DOE Headquarters to look the other way.

The scandal has been unfolding over the past six months and has been covered well by local media in New Mexico and, most notably, by CBS Evening News’ Sharyl Attkisson. The Washington Post and the New York Times passed up reporting on the congressional hearing. But most observers have yet to grasp the most significant implication of the whole sordid affair.

The Bush administration says that nuclear weapons continue to be the backbone of our strategic deterrent. News reports indicate the administration contemplates using these weapons in response to chemical or biological attacks on U.S. forces. The question is, if called upon, will the weapons work?

It has been more than a decade since any U.S. nuclear warhead has been tested in the Nevada desert. The Clinton administration cut a deal with the nuclear labs by which the labs would support the administration’s comprehensive ban on nuclear testing in return for sustained funding and support for the nuclear design labs. Henceforth, the reliability and the safety of the nuclear stockpile would be verified by computer testing and a robust surveillance program. Ultimately, however, the administration has to take the “word” of lab managers, like those at Los Alamos, that our nuclear stockpile is reliable and safe. The latest revelations about Los Alamos management serve only to further undermine the credibility of the labs and their managers in Washington.

Public notices

**NOTICE OF TRUSTEE’S SALE**  
**\*WM319450233000000\***  
**Trustee’s Sale No. 02-WM-31945**  
Notice is hereby given that, Fidelity National Title Insurance, the duly appointed Successor Trustee, will on July 3, 2003, at the hour of 11:00 AM, of said day, on the steps of the Owyhee County Courthouse, located at the corner of Highway 78 and Hailey Street, Murphy, ID, sell at public auction to the highest bidder, for cash, in lawful money of the United States, all payable at the time of sale, the following described real and personal property (hereafter referred to collectively as the “Property”), situated in the County of Owyhee, State of Idaho, to-wit: EXHIBIT ‘A’ This parcel is a portion of the NE 1/4 SE 1/4 of Section 8, Township 2 North, Range 5 West, B.M., Owyhee County, Idaho, and is more particularly described as follows: Commencing at the southeast corner of said NE 1/4 SE 1/4; thence North 0f 10’ 13” East along the east boundary of said NE 1/4 SE 1/4 a distance of 550.61 feet to the True Point of Beginning; thence North 89f 49’ 47” West at right angles a distance of 242.70 feet; thence North 24f 53’ 24” East 62.28 feet; thence North 65f 06’ 36” West a distance of 8.00 feet; thence North 24f 53’ 24” East a distance of 20.00 feet; thence South 65f 06’ 36” East a distance of 8.00 feet; thence North 24f 53’ 24” East a distance of 175.00 feet; thence North 86f 55’ 34” East a distance of 135.33 feet to a point on said east boundary; thence South 0f 10’ 13” West along said east boundary a distance of 241.36 feet to the True Point of Beginning. Subject to a right of way for public road along the east boundary. Together with that certain 1976, 14 X 70 Manufactured Home, Manufacturer, Governor, Serial Number S19483 The Trustee has no knowledge of a more particular description of the above-referenced Property but, for purposes of compliance with Section 60-113 of Idaho Code, the Trustee has been informed that the address of Johnston Rda/k/a P.O. Box 313 Johnston Road, Homedale, ID 83628, is sometimes associated with said real property. Said sale will be made without covenant or warranty regarding title, possession or encumbrances to satisfy the obligation secured by and pursuant to the power of sale conferred in the Deed of Trust executed by Dale E. Nelson and Joann Nelson, husband and wife, as Grantor, to Pioneer Title Company, as Trustee, for the benefit and security of Washington Mutual Bank FSB, as Beneficiary, dated 9/9/1998, recorded 9/14/1998, under Instrument No. 226036, Mortgage records of Owyhee County, Idaho, the beneficial interest in which is presently held by Washington Mutual Bank, FA formerly known as Washington Mutual Bank FSB. The above Grantors are named to comply with Section 45-1506(4)(A), Idaho Code. No representation is made that they are, or are not, presently responsible for this obligation. The default for which is sale is made is the failure to pay when due under the Deed of Trust Note dated 9/9/1998, the monthly payment which became due on 8/1/2002 and all subsequent monthly payments, plus late charges and other costs and fees as set forth. Amount due as of February 28, 2003 Delinquent Payments from August 01, 2002 7 payments at \$437.12 each \$3,059.84 (08-01-02 through 02-28-03) Late Charges: \$153.02 Beneficiary Advances: \$65.00 Total: \$3,277.86 All delinquencies are now due, together with unpaid and accruing taxes, assessments, trustee’s fees, attorney’s fees, costs and advances made to protect the security

associated with this foreclosure. The principal balance is \$42,901.42, together with interest thereon at 9.875% per annum from 7/1/2002, until paid. The Beneficiary elects to sell or cause the trust property to be sold to satisfy said obligation. Dated: February 20, 2003

**Fidelity National Title Insurance, Trustee** By A Fragassi, AVP c/o Regional Trustee Services Corporation, 720 Seventh Avenue, Suite 100, Seattle, WA 98104 Phone: (206) 340-2550 Sale Information: <http://www.rtrustee.com> ASAP525745

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**OWYHEE COUNTY COMMISSIONERS MINUTES**  
**FEBRUARY 24, 2003**  
**10:00 A.M. OWYHEE COUNTY COURTHOUSE MURPHY, IDAHO**

Present were Commissioner Dick Reynolds, Commissioner Chris Salove, Clerk Charlotte Sherburn, Treasurer Barbara Wright, Assessor Brett Endicott, Sheriff Gary Aman, Jim Desmond, Fred Grant. A motion was made by Chris Salove to appoint Dick Reynolds as the acting chairman in the absence of Harold Tolmie. A motion was made by Chris Salove to amend the agenda to include Private Road Names, Board of Equalization, DFU , & Tax Deed. Dick Reynolds seconded motion.

Road Supervisor Larry McDaniel met with the Board to discuss ordering signs to put up for the public’s information regarding certain road conditions. No action was taken.

Gary Aman met with the Board in regards to putting up house signs in the Murphy- Melba area. No action was taken.

Chris Salove made a motion to set the sale of County property taken for tax deed for March 24, 2003 at the Owyhee County Courthouse steps at 1:00 P.M. Dick Reynolds seconded the motion. The property is located at 605 West California Street, Homedale, Idaho.

Beverly Bauer, Tim Volk, and Charles Kiester from Owyhee Soil Conservation District met with the Board. A report was given to the Board showing the activities they had participated in for 2002 year. They presented a letter of intent for additional funds for FY 2004.

Kaye Kelly Breach presented the Board with a letter showing Planning & Zoning Commission members. Three Commission seats were up for reappointment. Chris Salove moved to reappoint Dave Shenk to a three year term retroactive from November 8, 2002 to November 8, 2005. Reappointment of Ron Geertson to a four year term from June 22, 2002 to June 22, 2006. Sid Erwin reappointment of a four year term from June 22, 2002 to June 22, 2006. Dick Reynolds seconded the motion.

At 11:08 A.M. the Board moved into executive session on a personnel matter. The Board reconvened at 11:45 A.M. Jim Desmond Owyhee County Natural Resources Director met with the Board. Chris Salove made a motion to approve comments on the Desired Future Conditions on the Bruneau Planning Area/Snake River Birds of Prey.

The Board moved to approve the NRC comment on the TMDL for Succor Creek to the DEQ. The Board discussed a countywide weed management plan. The Board approved the concept and will direct

county staff to begin the research that is necessary to develop a countywide program. Chris Salove made the motion for approval, seconded by Dick Reynolds.

A request for private road name of Mustang Lane was approved for Dave Lucas. The Board approved J.D LANE for Juan Delgadillo. Liberty Lane was the name approved for Gary Young. Chris Salove made a motion, seconded by Dick Reynolds.

Chris Collett Welfare Clerk presented Indigent and Charity Cases to the Board. Case # 03-02 a reimbursement agreement was signed by the applicant to pay the County back at \$50.00 per month. Case # 03-06 10 day pre-approval was denied by the Board incomplete application. Case # 03-03 was denied by the Board for lack of cooperation. Case # 02-42 Denial, motion by Chris Salove appeal be dismissed. Seconded by Dick Reynolds. Case # 02-37 Hearing with West Valley Medical Center on reconsideration on denial for non-indigency. The hearing officer was Fred Grant. In conclusion of the hearing a motion was made by Chris Salove to approve payment. The Board recommended a reimbursement agreement be signed with the applicant. The motion was seconded by Dick Reynolds.

The Board Minutes for February 18, 2003 were read and approved. At 3:32 P.M. the Board moved into executive session on a personnel problem. No action was taken. The Board recessed to convene as a Board of Equalization: Pursuant to Section 63-401, the Board of Equalization examined the 2002 Subroll, item by item, and line by line. The Board did thereupon adjourn as the Board of Equalization.

Chris Salove moved for adjournment seconded by Dick Reynolds. The complete minutes are available for inspection in the office of the Clerk-Auditor-Recorder

Dick Reynolds, Acting Chairman Board of County Commissioners  
Attest: Charlotte Sherburn

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3/12/03

**PUBLIC NOTICE**  
**BEFORE THE OWYHEE COUNTY PLANNING & ZONING COMMISSION**

On April 3, 2003 beginning at 8 PM the Owyhee County Planning and Zoning Commission will hold its regular meeting in the County Annex on Basey Street in Murphy, Idaho. After dispensing with old business, the commission will hear public testimony on the following matters.

JERRY BENSON has applied for a conditional use permit to split his five acre residential site from his 80 acre parcel. Property is located off of Highway 78 east of Givens Springs, in Section 22, Township 1 North, Range 3 West, Boise Meridian, Owyhee County, Idaho.

BERNARD & BLANCHE LEVANGER have filed an application for a conditional use permit to split a 2.35 acre parcel with the existing house from the original 74.710 acre parcel to sell. Subject property is located on Succor Road West of Homedale in Section 18, Township 3 North, Range 5 West, Boise Meridian, Owyhee County, Idaho

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3/12/03

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# Public notices

**NOTICE TO CREDITORS  
CASE NO. SP2003-1808  
IN THE DISTRICT  
COURT OF THE THIRD  
JUDICIAL DISTRICT OF  
THE  
STATE OF IDAHO, IN  
AND FOR THE COUNTY  
OF OWYHEE  
MAGISTRATE DIVISION**

In the Matter of the Estate of:  
**PATRICIA C. LOOTENS,**  
Deceased.  
NOTICE IS HEREBY GIVEN  
That the undersigned has been appointed personal representative of the above entitled estate. All persons having claims against the said deceased are required to present their claims within four (4) months after the date of the first publication of this notice or said claims will be forever barred. Claims must either be presented to John E. Lootens, the personal representative of the estate or the office of Wiebe and Fouser, P.A., Attorneys at Law, P.O. Box 606, Caldwell, Idaho, 83606, this being the place fixed for the transaction of the business of said estate, or filed with the Court.  
Dated this 26<sup>th</sup> day of February, 2003.

**JOHN E. LOOTENS**  
Personal Representative  
2356 river Oaks Drive  
Nampa, Idaho, 83651

3/12,19,26/03

**Notice of Trustee’s Sale  
T.S. No. 200300175 - 9719  
Loan No. 0001795665**

On 06/19/2003 at 11:00am (recognized local time), at the following location in the County of Owyhee, State of Idaho: At the front entrance of Pioneer Title Co. 20381 State Highway 78, Murphy, ID 83650, First American Title Insurance Company, as Trustee on behalf of Law Offices of Steven J. Melmet, Inc. will sell at public auction, to the highest bidder, for cash, in lawful money of the United States, all payable at the time of sale, the following real property, situated in the County of Owyhee, State of Idaho, and described as follows: EXHIBIT A A parcel of land situate in the Northeast Quarter of the Southwest Quarter of Section 7, Township 1 North, Range 3 West, Boise Meridian, Owyhee County, Idaho, more particularly described as follows: COMMENCING at the Center Quarter corner of Section 7, Township 1 North, Range 3 West, Boise Meridian, Owyhee County, Idaho, a brass cap, the REAL POINT OF BEGINNING; thence South 0f 10°46” West, 422.93 feet along the East boundary of said Northeast Quarter of the Southwest Quarter, to a 1/2 inch rebar; thence South 86f 07°42” West 617.37 feet to a 1/2 inch rebar; thence North 0f 24°02” West, 422.66 feet to the North boundary of said Northeast Quarter of the Southwest Quarter, a 1/2 inch rebar; thence North 86f 07°42” East, 621.66 feet to the REAL POINT OF BEGINNING. The Trustee has no knowledge of a more particular description of the above referenced real property, but for purposes of compliance with Section 60-113 Idaho Code, the Trustee has been informed that the address of HC79 Box 106G, Melba, Idaho 83641 is sometimes associated with said real property. Said sale will be made without covenant or warranty regarding title, possession or encumbrances to satisfy the obligation secured by and pursuant to the power of sale conferred in the Deed of Trust executed by Jay D. Allman, a married man, as his sole and separate property, as grantors, to Pioneer Title Company, as

successor Trustee, for the benefit and security of First Magnus Financial Corporation, an Arizona Corporation, as Beneficiary, dated 04/20/1999, recorded 04/26/1999, as Instrument No. 228344, of Official Records of Owyhee County, Idaho. Please Note: The above Grantors are named to comply with section 45-1506(4)(A), Idaho Code. No representation is made that they are, or are not, presently responsible for this obligation set forth herein. The Default for which this sale is to be made is the failure to pay when due, under Deed of Trust and Note dated 04/20/1999. The monthly installments for principal, interest and impounds (if applicable) of 1023.37, due per month for the months of 9/1/2002 through 2/6/2003, and all subsequent installments until the date of sale or reinstatement. The principal balance owing as of this date on the obligation secured by said Deed of Trust is \$116,218.79, plus accrued interest at the rate of 9.75% per annum from 08/01/2002. All delinquent amounts are now due, together with accrued late charges, and interest, unpaid and accruing taxes, assessments, trustee’s fees, attorney’s fees, and any amounts advanced to protect the security associated with this foreclosure and that the beneficiary elects to sell or cause the trust property to be sold to satisfy said obligation. If the Trustee is unable to convey title for any reason, the successful bidder’s sole and exclusive remedy shall be the return of monies paid to the Trustee, and the successful bidder shall have no further recourse. Date: 2-7-2

First American Title Insurance Company  
By: Luis Cerda, Assist. Sec  
ASAP523252

3/12,19,26-4/2/03

**NOTICE OF TRUSTEE’S  
SALE  
Loan No. 31602220  
T.S. No. 1047990-09 Parcel  
No.**

On June 19, 2003, at the hour of 11:00am, of said day, at On the steps of the Owyhee county courthouse located at the, Corner Of Highway 78 and Hailey St., Murphy, Idaho, Fidelity National Title Ins Company, as trustee, will sell at public auction, to the highest bidder, for cash, cashier’s check drawn on a State or National Bank, a check drawn by a State or Federal Credit Union, or a check drawn by a State or Federal Savings and Loan Association, Savings Association, or Savings Bank, all payable at the time of sale, the following described real property, situated in the County of Owyhee, state of Idaho, and described as follows, to wit: The part of the Northeast quarter Northwest quarter of section 9, township 3 North, range 5 West, Boise Meridian, Owyhee County, Idaho, described as follows: Beginning at the quarter corner common to section 4 and 9, township 3 North, range 5 West, Boise Meridian; thence West 200 feet; thence South 264 feet to the Real Point of Beginning; thence continuing South 171 feet; thence East 200 feet; thence North 171 feet; thence West 200 feet to the Real Point of Beginning. Commonly known as 17 S 4th Street West Homedale Id 83628. Said sale will be made without covenant or warranty, express or implied, regarding title, possession or encumbrances to satisfy the obligation secured by and pursuant to the power of sale conferred in the Deed of Trust executed by

Charles P. Belveal and Terry A. Belveal, Husband And Wife As Joint Tenants as Grantor, to Alliance Title and Escrow, Inc., as trustee, for the benefit and security of Ameriquet Mortgage Company as beneficiary, recorded April 27, 1998, as Instrument No. 224673, Mortgage records of Owyhee County, Idaho. THE ABOVE GRANTORS ARE NAMED TO COMPLY WITH SECTION 45-1506(4)(a), IDAHO CODE. NO REPRESENTATION IS MADE THAT THEY ARE, OR ARE NOT, PRESENTLY RESPONSIBLE FOR THIS OBLIGATION. The default for which this sale is to be made is: Failure to pay the monthly payment due June 1, 2002 of principal, interest and impounds and subsequent installments due thereafter; plus late charges; together with all subsequent sums advanced by beneficiary pursuant to the terms and conditions of said deed of trust. The estimated balance owing as of this date on the obligation secured by said deed of trust is \$105,393.49, including interest, cost and expenses actually incurred in enforcing the obligations thereunder or in this sale, as trustee’s fees and/or reasonable attorney’s fees as authorized in the promissory note secured by the aforementioned Deed of Trust. Fidelity National Title Ins Company P.O. Box 22010 El Cajon Ca 92022-9004 (888) 445-3162 Dated: February 13, 2003 Signature By: Fidelity National Title Insurance Company Gerri Sheppard. R-93339

3/12,19,26-4/2/03

**NOTICE OF TRUSTEE’S  
SALE**

On the 19<sup>th</sup> day of **June, 2003**, at the hour of **10:45 A.M.**, of said day, (recognized local time), in the Office of **lobby of the Owyhee County Courthouse, Murphy**, in the County of Owyhee, State of Idaho.

First American Title Company of Idaho, Inc., an Idaho Corporation, as successor trustee, will sell at public auction, to the highest bidder, for cash or cashiers check (cash equivalent), in lawful money of the United States, all payable at the time of sale in compliance with Section 45-1506(9) Idaho Code, the following described real property, situated in the County of Owyhee, State of Idaho, and described as follows, to-wit:

Lot 1, Block 3, VANCE ADDITION, part of the Northeast Quarter of the Northwest Quarter, Section 9, Township 3 North, Range 5 West, Owyhee County, Idaho, according to the official plat thereof on file and of record in the office of the Recorder for Owyhee County, Idaho.

The Trustee has no knowledge of a more particular description of the above referenced real property, but for purposes of compliance with Section 60-113 Idaho

Code, the Trustee has been informed that according to the County Assessors, office, the address of **601 W. Colorado Avenue, Homedale**, Idaho, is sometimes associated with said real property.

Said sale will be made without covenant or warranty regarding title, possession or encumbrances to satisfy the obligation secured by and pursuant to the power of sale conferred in the deed of trust executed by

**EVERETT M  
BROCKMAN AND  
MARILYN A BROCKMAN,**  
**husband and wife**, as grantors, to FIRST AMERICAN TITLE COMPANY OF IDAHO, INC., an

Idaho Corporation, as successor trustee, for the benefit and security of **Legend**

**Financial Group, Inc.**, as beneficiary, recorded

**March 7, 2000**, as Instrument No. **231639**, and assigned to **CHASE MANHATTAN M O R T G A G E C O R P O R A T I O N**, as beneficiary, by assignment recorded **February 5, 2003**, as Instrument No. **242406**, Mortgage Records of Owyhee County, Idaho.

THE ABOVE GRANTORS ARE NAMED TO COMPLY WITH SECTION 45-1506 (4)(A), IDAHO CODE. NO REPRESENTATION IS MADE THAT THEY ARE, OR ARE NOT, PRESENTLY RESPONSIBLE FOR THIS OBLIGATION.

The default for which this sale is to be made is the failure to pay when due, under Deed of Trust Note, the monthly payments for Principal, Interest and Impounds of \$503.02, due per month for the months of August through November, 2002 and all subsequent payments until the date of sale or reinstatement, with a monthly late charge accruing at \$19.09, uncollected late charges are due in the amount of \$76.36, with interest accruing at an adjustable rate, the current rate is 5.5 percent per annum, and continuing to accrue from July 1, 2002. The principal balance owing as of this date on the obligation secured by said Deed of Trust is \$62,040.39, plus accruing interest, costs and advances. All delinquent amounts are now due, together with accruing late charges and interest, unpaid and accruing taxes, assessments, trustee’s fees, attorney’s fees, and any amounts advanced to protect the security associated with this foreclosure and that the beneficiary elects to sell or cause the trust property to be sold to satisfy said obligation.

Date: February 14, 2003  
FIRST AMERICAN TITLE COMPANY OF IDAHO, INC.  
By Elishia M. Ricky, Trust Officer  
FA-15061/cmm

2/26-3/5,12,19/03

**NOTICE TO CREDITORS  
Case No. SP-03-01793  
IN THE DISTRICT  
COURT OF THE  
JUDICIAL DISTRICT OF  
THE  
STATE OF IDAHO, IN  
AND FOR THE COUNTY  
OF CANYON  
MAGISTRATE DIVISION**

In the Matter of the Estate of JAMES L. SWINNEY, Deceased.

NOTICE IF HEREBY GIVEN that the undersigned has been appointed Personal Representative of the above named estate. All persons having claims against said deceased person are required to present their claims within four months after the date of the first publication of this notice or said claims will be forever barred. Claims must be presented to the Personal Representative, JIMMY O. SWINNEY, at the office of Gilbert L. Nelson, Attorney for the Personal Representative, Post Office Box 1078, Caldwell, Idaho 83606, and filed with the Court.

DATED this 9<sup>th</sup> day of January, 2003.

JIMMY O. SWINNEY  
Personal Representative

2/26-3/5,12/03

**NOTICE OF TRUSTEE’S  
SALE  
\*MB312840233000000  
Trustee’s Sale No. 02-MB-31284**

Notice is hereby given that, Alliance Title & Escrow Corp., the duly appointed Successor Trustee, will on June 19, 2003, at the hour of 10:00 AM, of said day, on the steps of the Owyhee County Courthouse, Corner of State Highway 78 and Hailey Street, Murphy, ID, sell at public auction to the highest bidder, for cash, in lawful money of the United States, all payable at the time of sale, the following described real and personal property (hereafter referred to collectively as the “Property”), situated in the County of Owyhee, State of Idaho, to-wit: EXHIBIT “A” Lot 6 of Jakubowski Subdivision in Government Lots 4 and 5, Section 7, Township 1 North, Range 3 West of the Boise Meridian, Owyhee County, Idaho; as shown on the plat of record in the office of the Owyhee County Recorder as Instrument No. 181411. Excepting therefrom one-half of all oil, gas and other minerals of every kind and nature as reserved in the deed from Jack E. Dietrich, etux, recorded November 12, 1981 as Instrumental No. 170645, Owyhee County Records. The Trustee has no knowledge of a more particular description of the above-referenced Property but, for purposes of compliance with Section 60-113 of Idaho Code, the Trustee has been informed that the address of HC 79 Box 1128 Campbell Rd, aka HC 79 Box 1128, Melba, ID 83641, is sometimes associated with said real property. Said sale will be made without covenant or warranty regarding title, possession or encumbrances to satisfy the obligation secured by and pursuant to the power of sale conferred in the Deed of Trust executed by Steve Peters, a single man and Sheila Tiegs, a single woman, as Grantor, to Pioneer Title, as Trustee, for the benefit and security of DMI, Inc., as Beneficiary, dated 2/21/2001, recorded 2/23/2001, under Instrument No. 235115, Mortgage records of Owyhee County, Idaho, the beneficial interest in which is presently held by Deutsche Bank National Trust Company as Trustee under the Pooling and Servicing Agreement Series 2001-A. The above Grantors are named to comply with Section 45-1506(4)(A), Idaho Code. No representation is made that they are, or are not, presently responsible for this obligation. The default for which is sale is made is the failure to pay when due under the Deed of Trust Note dated 2/21/2001, the monthly payment which became due on 9/1/2002 and all subsequent monthly payments, plus late charges and other costs and fees as set forth. Amount due as of February 12, 2003 Delinquent Payments from September 01, 2002 6 payments at \$868.71 each \$5,212.26 (09-01-02 through 02-12-03) Late Charges: \$292.72 Beneficiary Advances: \$0.00 Total: \$5,504.98 All delinquencies are now due, together with unpaid and accruing taxes, assessments, trustee’s fees, attorney’s fees, costs and advances made to protect the security associated with this foreclosure. The principal balance is \$79,188.81, together with interest thereon at 10.500% per annum from 8/1/2002, until paid. The Beneficiary elects to sell or cause the trust property to be sold to satisfy said obligation. Dated: December 22, 2002 **Alliance Title & Escrow Corp. Trustee** By Teresa Hopkins, Trust Officer c/o Regional Trustee Services Corporation, 720 Seventh Avenue, Suite 400, Seattle, WA 98104 Phone: (206) 340-2550 Sale Information: http://www.rtrustee.com ASAP522431

2/19,26-3/5,12/03

*Read all about it*  
**in the Avalanche!**



# Public notices

## RESCHEDULED NOTICE OF TRUSTEE’S SALE

On the 16<sup>th</sup> day of **April, 2003**, at the hour of 10:45 A.M., of said day, (recognized local time), in the lobby of the Owyhee County Courthouse, Murphy, in the County of Owyhee, State of Idaho, First American Title Company of Idaho, Inc., an Idaho Corporation, as successor trustee, will sell at public auction, to the highest bidder, for cash, in lawful money of the United States, all payable at the time of sale, the following described real property, situated in the County of Owyhee, State of Idaho, and described as follows, to-wit:

In Township 2 North, Range 4 West, Boise Meridian, Owyhee County, Idaho, Section 35: West Half of the East Half of the Southeast Quarter of the Southwest Quarter.

By reason of the automatic stay provisions of U.S. Bankruptcy Code 11 U.S.C. 362, the original sale was discontinued, and pursuant to provisions of Idaho Code 45-1506(A) this sale is rescheduled and will be conducted as allowed by the expiration or termination of the effect of the stay in the manner provided by that section.

The Trustee has no knowledge of a more particular description of the above referenced real property, but for the purposes of compliance with Section 60-113 Idaho Code, the Trustee has been informed that according to the County Assessors office, the address of **HC 79, Opalene Rd., Marsing, Idaho**, also can be known as **HC 79 Box 964, Marsing, Idaho**, is sometimes associated with said real property.

Said sale will be made without covenant or warranty regarding title, possession or encumbrances to satisfy the obligation secured by and pursuant to the power of sale conferred in the deed of trust executed by **MARK D. EMERY and JANE C. EMERY, husband and wife**, as grantors, to **FIRST AMERICAN TITLE COMPANY OF IDAHO, INC.**, an Idaho Corporation, as successor trustee, for the benefit and security of **Republic Mortgage Corp.**, as beneficiary, recorded **July 31, 1998**, as Instrument No. **225603**, assigned to **FIFTH THIRD BANK, successor by merger with Old Kent Mortgage Company**, as beneficiary, by assignment recorded **July 31, 1998**, as Instrument No. **225604**, Mortgage Records of Owyhee County, Idaho.

THE ABOVE GRANTORS ARE NAMED TO COMPLY WITH SECTION 45-1506 (4)(A), IDAHO CODE. NO REPRESENTATION IS MADE THAT THEY ARE, OR ARE NOT, PRESENTLY RESPONSIBLE FOR THIS OBLIGATION.

The default for which this sale is to be made is the failure to pay when due, under Deed of Trust Note, the monthly payments for Principal, Interest and Impounds of \$834.70, due per month for the months of September through December, 2000, January through December, 2001 and January through April, 2002 and all subsequent payments until the date of sale or reinstatement, with a monthly late charge accruing at \$32.24, uncollected late charges in the amount of \$580.32, with interest accruing at 7.625 percent per annum, and continuing to accrue from August 1, 2000. Also due are delinquent and unpaid taxes for 2001. The principal balance owing as of this date on the obligations secured by said Deed of Trust is \$89,401.12, plus accruing interest, costs and advances. All delinquent amounts are now due, together with

accruing late charges and interest, unpaid and accruing taxes, assessments, trustee’s fees, attorney’s fees, and any amounts advanced to protect the security associated with his foreclosure and that the beneficiary elects to sell or cause the trust property to be sold to satisfy said obligation.

Date: February 20, 2003  
FIRST AMERICAN TITLE COMPANY OF IDAHO, INC.  
Elishia M. Ricky, Trust Officer  
FA-13982/7278.20125  
2/26-3/5,12/03

## RESCHEDULED NOTICE OF TRUSTEE’S SALE

On June 20, 2003, at the hour of 2:00 o’clock pm of said day, PM, on the steps of the Owyhee County Courthouse, State Highway 78, Murphy, Idaho, CHARLES C. JUST, ESQ. Attorney at Law, as Successor Trustee, will sell at public auction to the highest bidder, for cash, in lawful money of the United States, all payable at the time of sale, the following described real property, situated in the County of Owyhee, State of Idaho, and described as follows to wit:

See attached Exhibit “A”  
The Trustee has no knowledge of a more particular description of the above referenced real property, but for purposes of compliance with Section 60-113 Idaho Code, the Trustee has been informed the address of Rt. 1 Box 751 S. Bruneau Highway, Marsing, Idaho, is sometimes associated with the said real property.

Said sale will be made without covenant or warranty regarding title, possessions or encumbrances to satisfy the obligation secured by and pursuant to the power of sale conferred in the Deed of Trust executed by Josette Ann Aldrich, an unmarried woman, as Grantor(s) with First Security Bank, NA as the Beneficiary, under the Deed of Trust recorded February 16, 1999, as Instrument No. 227532, in the records of Owyhee County, Idaho. The Beneficial interest of said Deed of Trust was subsequently assigned to Crestar Mortgage Corporation now doing business as Suntrust, recorded May 24, 1999, as Instrument No. 228655. The Beneficial interest of said Deed of Trust was subsequently assigned to Aurora Loan Services recorded January 16, 2003, as Instrument No. 242222, in the records of said County.

THE ABOVE GRANTORS ARE NAMED TO COMPLY WITH SECTION 45-1506(4) (a), IDAHO CODE. NO REPRESENTATION IS MADE THAT THEY ARE, OR ARE NOT, PRESENTLY RESPONSIBLE FOR THIS OBLIGATION.

The default for which this sale is to be made is the failure to pay the amount due under the certain Promissory Note and Deed of Trust, in the amounts called for thereunder as follows: Monthly payments in the amount of \$508.95 for the months of July 2002, through and including the date of sale, together with late charges and monthly payments accruing. The sum owing on the obligation secured by said Deed of Trust is \$63759.43 as principal, plus service charges, attorney’s fees, costs of this foreclosure, any and all funds expended by Beneficiary to protect their security interest, and interest accruing at the rate of 6.5 percent from June 1, 2002, together with delinquent taxes plus penalties and interest to the date of sale.

The Beneficiary elects to sell or cause the trust property to be sold to satisfy said obligation.

Dated this 13<sup>th</sup> day of February, 2003.

Paula Peterson  
Trust Officer for  
Charles C. Just, Esq.  
381 Shoup Avenue, Ste. 211  
P.O. Box 50271  
Idaho Falls, Idaho 83405  
(208) 523-9106 FAX (208) 523-9146

Exhibit “A”  
A parcel of land being a portion of Government Lot 3 and Government Lot 4, Section 14, Township 2 North, Range 4 West, Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

COMMENCING at a Southwest corner of Government Lot 4, said Section 14; thence

South 89<sup>o</sup> 56’00” East 1,030.92 feet along the Southerly boundary of said Section 14 to a point on the Westerly meander line of the Snake River, also said line being the Easterly boundary of said Government Lot 4; thence leaving said Southerly boundary of Section 14

North 11<sup>o</sup> 09’39” East 1,315.33 feet along the said meander line and Easterly boundary of said Government Lot 4 to a point; thence leaving said meander line and Easterly boundary

North 89<sup>o</sup> 54’55” West 190.62 feet to a point on the centerline of a County Road (Bruneau Highway), also said point being the TRUE POINT OF BEGINNING; thence continuing

North 89<sup>o</sup> 54’55” West 311.38 feet to a point; thence

North 10<sup>o</sup> 04’30” East 304.62 feet, parallel with the centerline of said Bruneau Highway, to a point; thence

South 89<sup>o</sup> 54’56” East 311.38 feet to a point on the said centerline of the Bruneau Highway; thence along said centerline

South 10<sup>o</sup> 04’30” West 304.62 feet to the TRUE POINT OF BEGINNING.

3/5,12,19,26/03

**The following application(s) have been filed to appropriate the public waters of the State of Idaho: 51-12983**

BERT BRACKETT  
FLAT CREEK RANCH  
ROGERSON ID 83302

Point(s) of Diversion SWNENE S26 T15S R10E OWYHEE County Source PENCE SPRING

Tributary To LITTLE SPRING CREEK

Use: STOCKWATER 01/01 To 12/31 0.23 CFS

Use: STOCKWATER STORAGE 01/01 To 12/31 5 AFA

Use: FIRE PROTECTION 01/01 To 12/31 0.23 CFS

Use: FIRE PROTECTION 01/01 To 12/31 5 AFA STORAGE

Use: FIRE PROTECTION FROM 01/01 To 12/31 5 AFA STORAGE

Use: DIVERSION TO STORAGE 01/01 To 12/31 0.23 CFS

Total Diversion: 0.23 CFS

Date Filed: 12/13/2002

Place Of Use: STOCKWATER

T13S R09E S24 SWSE

T13S R10E S9 SESE

Pace Of Use: STOCKWATER STORAGE

T13S R09E S24 SWSE

Place Of Use: FIRE PROTECTION

T13S R09E S24 SWSE

Place Of Use: FIRE PROTECTION STORAGE

T13S R09E S24 SWSE

Place Of Use: FIRE PROTECTION FROM STORAGE

T13S R09E S24 SWSE

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

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, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 03/24/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

3/5,12/03

**NOTICE OF HEARING CASE NO. CV-03-03944 IN THE DISTRICT COURT FOR THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO AND IN FOR THE COUNTY OF OWYHEE**

IN RE: CHANTEL L. CHILDS  
Date Of Birth: 9/1/1989

A Petition by Chantel L. Childs, born on September 1, 1989 in Mtn. Home, State of Idaho now residing at Grand View, proposing a change in name to Chantel LeAnne Meyers has been filed in the above entitled court, the reason for this change in name being I wish to have the same last name as the rest of my family:

The petitioner’s father is living and resides at Meridian, Idaho.

Such petition will be heard at 3:30 o’clock p.m. on March 31, 2003, at the Owyhee County Courthouse. Objections may be filed by any person who can, in such objections, show to the court a good reason against such a change of name.

WITNESS my hand and seal of said District Court this 18<sup>th</sup> day of February, 2003.

By Lena Johnson, Clerk  
Chantel L. Childs  
P.O. Box 7  
Grand View, Idaho 83624  
(208)834-2328

2/26-3/5,12,19/03

**The following application(s) have been filed to appropriate the public waters of the State of Idaho: 57-11625**

DAVID C UNRUH  
HC 85 BOX 375  
GRANDVIEW ID 83624

Point(s) of Diversion NWNW S36 T05S R03E OWYHEE County Source SHOOFLY CREEK

Tributary To SNAKE RIVER

Use: IRRIGATION 03/01 To 11/15 4 CFS

Total Diversion: 4 CFS

Date Filed: 1 0 / 30/2002

Place Of Use: IRRIGATION

T05S R03E S36

NENE NWN SWNE SENE  
NENW NWNW SWNW SENW  
NESW NWSW NESE NWSE  
SWSE SESE

T05S R04E S31

SWNW Lot 3 SENW NESW  
NWSW Lot 4 SWSW Lot 5

SESW

T06S R04E S6  
NENW Lot 3 NWNW Lot 4

Number of Acres 546

Remark: Applicant agrees to mitigate consumptive use in the future as needed for supplemental irrigation before and after Bybee Canal is not delivering water each irrigation season.

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, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 03/24/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER,  
Director

3/5,12/03

## NOTICE OF TAX SALE

Pursuant to Section 31-808, Idaho Code, and pursuant to the Order of Sale recorded in the Owyhee County Commissioners minutes on June 3<sup>rd</sup>, 2002, Owyhee County will offer for sale on Monday, March 24, 2003, at 1 p.m. on the front steps of the Owyhee County Courthouse, Murphy, the following property:

LOT 5 AND LOT 6 OF BLOCK 95 OF THE AMENDED TOWNSITE PLAT OF HOMEDALE, OWYHEE COUNTY, IDAHO, ACCORDING TO THE OFFICIAL PLAT THEREOF FILED AUGUST 9, 1911, AS NO. 7284 ON FILE IN THE OFFICE OF THE RECORDER FOR OWYHEE COUNTY, IDAHO.

Owyhee County offers the above properties for sale subject to any rights, limitations, claims, easements, or rights of way that may exist of record, custom or usage, and the property is sold without representation or warranties as to existing boundaries, claims of usage, and any prospective purchaser should make their own personal inspection of both the land and public records to determine the property’s suitability for their intended use, and all other matters shown by public record.

Terms of sale are cash. The Board of County Commissioners reserves the right to reject any or all bids.

Property was assessed to Apolonio Contreras and Rosa Linda M. Contreras, husband and wife, last know address PO Box 124, Greenleaf, Id 83626. Assessors parcel number RP A0010095005A. Property is located at 605 West California Street, Homedale, Idaho.

Property will be sold at PUBLIC AUCTION to the HIGHEST BIDDER. The starting bid will include delinquent tax; late fees; interest and costs in the amount of \$4,193.49 plus current year’s tax in the amount of \$336.14 and all costs accruing hereafter.

Dated this 24<sup>th</sup> day February, 2003.

CHARLOTTE SHERBURN,  
Clerk  
Board of County Commissioners  
Murphy, Idaho

3/5,12/03

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# The Owyhee Avalanche

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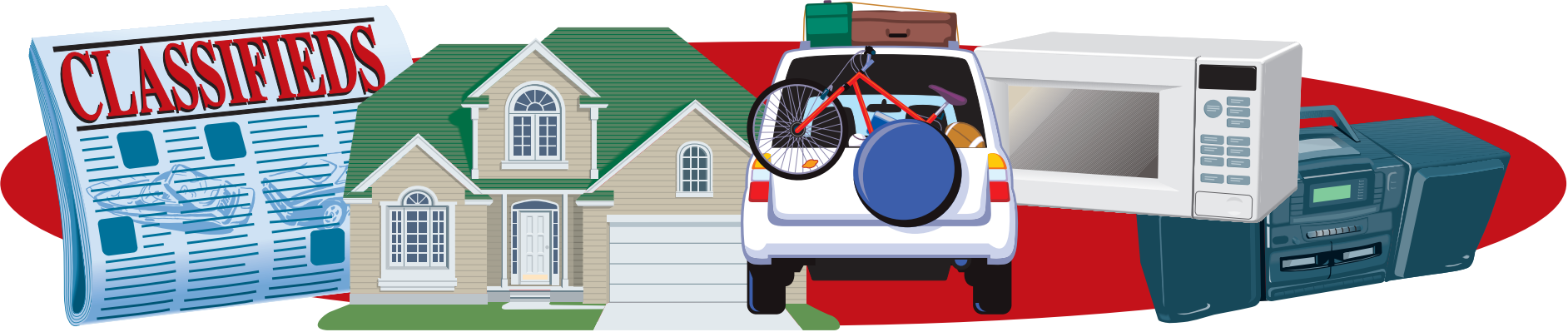
THE BUSINESS DIRECTORY

|  |   |   |   |   |
|--|---|---|---|---|
| <div>CERTIFIED LOCKSMITH</div> <div><b>HARVEY'S AUTO PARTS</b><br/>LOCKSMITH &amp; TOWING<br/>KEYS MADE • LOCKS REPAIRED<br/>EMERGENCY OPENINGS<br/>211 MAIN ST.<br/>MARSING, ID • 896-4643</div> | <div>ELECTRICIAN</div> <div><b>H&amp;H ELECTRIC</b><br/>Serving Owyhee County for 25 years<br/><b>Jeff Haylett</b><br/><b>337-4881</b></div>  | <div>SIGNS &amp; BANNERS</div> <div><b>Allied Sign</b><br/><small>INCORPORATED</small><br/>Located in and Serving all of Owyhee County.<br/>Also serving Canyon &amp; Malheur Counties<br/><b>337-6215</b><br/><b>UPS SHIPPING</b></div>  | <div>SAND &amp; GRAVEL</div> <div><b>Owyhee Sand, Gravel &amp; Concrete</b><br/>337-5057 • 337-4597<br/>208-573-2341 • 208-573-2343<br/>HOMEDALE, IDAHO<br/>ALL TYPES OF ROCK &amp; DIRT<br/>STATE CERTIFIED DRAIN ROCK<br/>FREE ESTIMATES ON ROADS &amp; DRIVEWAYS<br/><i>Chuck, Ray &amp; Bill Maxwell</i></div> | <div>CARPENTRY</div> <div><b>ECarris Carpentry</b><br/>General Carpentry<br/>Addition - Remodel<br/>Decks - Repairs<br/>Shop - Storage<br/><b>Marsing, Idaho</b><br/><b>896-4632</b></div>  |
| <div>HEALTH CARE</div> <div><b>THE CLINIC AT WILDER</b><br/><b>RENEE KINDLER, FNP</b><br/>215 3rd St., Wilder<br/>Ph - 482-7430<br/>After Hrs - 208-327-8016</div>                              | <div>SIDING CONTRACTORS</div> <div><b>MGM Siding Contractors</b><br/><i>William T. Bruce</i><br/>1024 W. Finch Dr.<br/>Nampa • 465-0214 • Fax 465-9831<br/>Vinyl, Steel &amp; Aluminum Siding<br/>Vinyl Windows<br/><b>Craftsmanship You can Trust</b></div>                               | <div>AUTO REPAIR</div> <div><b>River Country</b><br/><b>TRUCKS, CARS &amp; 4X4'S</b><br/><b>208-896-4530</b><br/>COUNTRY PRICES • NO CREDIT OK • BUY HERE, PAY HERE<br/>932 MAIN • P.O. BOX 338 • MARSING, IDAHO</div>  | <div>AUTO SALES</div> <div><b>SALES</b><br/></div>   | <div>CHIROPRACTIC</div> <div><b>HOMEDALE CHIROPRACTIC CENTER</b><br/><br/>J. Edward Perkins, Jr. D.C.<br/>111 S. Main<br/><b>337-4900</b></div>  |
| <div>LANDSCAPING</div> <div><b>SNAKE RIVER LANDSCAPING</b><br/>Filling all your Landscape &amp; Irrigation Needs in Owyhee &amp; Canyon Counties<br/><b>880-7770</b></div>   | <div>ADVERTISING</div> <div><b>YOUR AD HERE!</b><br/><b>\$10.00 PER WEEK</b><br/><b>OWYHEE AVALANCHE</b><br/><b>337-4681</b></div>  | <div>BED LINERS</div> <div><i>Quality work from start to finish</i><br/><b>Auto Body by Alan</b><br/>Auto Glass • Frame &amp; Unibody Repair • Collision Repair • Custom Paint • All Work Guaranteed<br/><b>Alan Bahem</b><br/>Rt. 1, Graveyard Pt. Rd. (208) 337-4837<br/>Homedale, ID 83628 Mobile 250-4837</div>     | <div>AUTO BODY</div> <div><b>BOWEN &amp; PARKER</b><br/>C.P.A.'s CHARTERED<br/><b>Mikeal D. Parker, CPA</b><br/>• 4 West Owyhee • P.O. Box 905 • Homedale, ID 83628 337-3271<br/><b>Ron V. Bowen, CPA</b><br/>• 624 16th Ave S. • P.O. Box 41 • Nampa, ID 83653 467-6900</div>                                   | <div>ACCOUNTING</div>   |
| <div>HOME CARE</div> <div><i>A Special Touch</i><br/><b>Home Care, Inc.</b><br/><i>In YOUR Home Care</i><br/>Licensed Staff • Medicare<br/>Medicaid • Private Pay<br/>216 W. Idaho PO Box 933<br/>Homedale, ID 83628<br/>(208) 337-5343</div>                                      | <div>SPORTING CLAYS</div> <div><b>IDAHO SPORTING CLAYS</b><br/><b>337-4826</b><br/>3 Miles south on Hwy. 95 from Homedale, turn West on Graveyard Point rd., go 4 miles and turn South on Sage. Go over the first hill and we're on the left.<br/><b>GIFT CERTIFICATES AVAILABLE</b></div> | <div>HEALTH SERVICES</div> <div><b>Homedale Clinic</b><br/>Terry Reilly Health Services<br/><b>Richard Ernest, CRNP</b><br/>Family Nurse Practitioner<br/><b>M.D. 1 day a week</b><br/>108 E. Idaho, Box 1058<br/>Homedale, Idaho 83628<br/><b>337-3189, Night 466-7869</b><br/>Additional hours Tuesday evenings</div> | <div>HEALTH SERVICES</div> <div><b>Marsing Clinic</b><br/>Terry Reilly Health Services<br/><b>Faith Young Peterson, CRNP</b><br/>Family Nurse Practitioner<br/><b>Penny Beach, M.D.</b><br/>201 Main Street, Marsing, Id. 83639<br/><b>896-4159, Night 466-7869</b><br/>Additional hours Thursday evenings</div>  | <div>CHIROPRACTIC</div> <div><b>MARSING CHIROPRACTIC</b><br/><br/>Joe Saccoman, D.C.<br/>"Find it, fix it, leave it alone."<br/>Adjustments From \$20<br/>Special Attention to Injuries<br/>Tele: 208-896-5520</div> |
| <div>ADVERTISING</div> <div><b>YOUR AD HERE!</b><br/><b>\$10.00 PER WEEK</b><br/><b>OWYHEE AVALANCHE</b><br/><b>337-4681</b></div>   | <div>ELECTRICIAN</div> <div><b>HIGH MARK ELECTRIC</b><br/>Warren D. Fry, Owner<br/>Quality &amp; Service is #1 Priority<br/>Residential - Commercial - Industrial<br/><b>Phone: 459-1656</b><br/><b>Mobile: 880-7459</b><br/><b>Email: Lupe4@mindspring.com</b></div>   | <div>TRAPPING</div> <div><b>Got Gophers?</b><br/><br/>Tony Weymouth, Trapper<br/>250-6113<br/>Owyhee Co. - \$2<sup>00</sup> per Gopher<br/>Canyon Co. - \$1<sup>50</sup> with Bounty</div>  | <div>ADVERTISING</div> <div><b>YOUR AD HERE!</b><br/><b>\$10.00 PER WEEK</b><br/><b>OWYHEE AVALANCHE</b><br/><b>337-4681</b></div>  | <div>ADVERTISING</div> <div><b>YOUR AD HERE!</b><br/><b>\$10.00 PER WEEK</b><br/><b>OWYHEE AVALANCHE</b><br/><b>337-4681</b></div>  |

# The Owyhee Avalanche

Owyhee County's best source for local news!!





## REAL ESTATE

**Are you a Libra!** If so, you know how to balance quality, location and price. You know a value when you see one. One look and you will be convinced that this 3 bed, 2 bath, double garage beauty was built with care. The scales are in your favor at \$89,900. Call Ylonda 571-4430 The Real Estate Group

## WANTED

**Wanted:** Peacocks 896-4671

### INTEREST RATES LOWEST IN YEARS!

See us for..  
**Home Loans**  
**Home Equity Loans**

**Mike Lipinski**  
208-896-4297 • 208-442-3636

**REAL ESTATE**  
**Marsing Office - 896-4624**  
www.deserthighrealestate.com

### HOMEDALE OFFICE

**Lori Rasmussen**  
**337-4593**  
Licensed in Idaho and Oregon

### FEATURED HOUSE OF THE WEEK

508 CASCADE DRIVE, HOMEDALE  
**\$98,900**

This 3Br home has a great floor plan, cathedral ceilings, 2 car garage, RV Pad and covered patio. It is located at the end of the road and is surrounded by farmer's fields. If you are looking for a city home with a country feel this is it! Call now for your appointment to see this beauty.

**ASPEN**  
**GEORGE WILSON**  
**JOHN CONTI**  
**STAN AND SYLVIA CAPOUCH**  
896-5312 • 890-4770 • 880-7829  
View Properties At: [www.idaholand4u.com](http://www.idaholand4u.com)

### GREAT SET-UP FOR THE LARGE FAMILY

5 Bedroom, 2 Bath. Could be 7 bedroom in a quiet neighborhood near town. Fenced yard, many extras. **\$104,000**

### SNAKE RIVER VIEW

Hill top 5 Acres. 2400 sq. ft. 4 bed/ 2 bath home. Sun Room. Many Extras, View of the Snake River. Large Great Room **\$264,000**

### ON THE RIVER

2 Acres. 3 bedroom 2 bath 1750 sq ft. home. Irrigation - Great horse set up tack room - shop - hay storage. One of the best properties on the river. **\$152,000**

### NEXT TO BLM. HORSE PROPERTY.

2 car Garage & Shop, 2 bay horse barn, 3 stall horse barn & Tack Room. 5 bedroom, 3 bath 2400 sq. ft. home. Next to BLM. **\$129,000**

### GREAT HORSE SET UP ON 6 ACRES

3 Bed / 2 Bath. Oversize Garage & Outbuildings. Fenced for stock. Ride to the Owyhees. **\$134,500**

### BEST BUY OF THE MONTH

3 Bed / 2 Bath. Large garage. Fully fenced. Walk to Grade School. 1/3 mile to Snake River on Cul de Sac. **\$79,500**

## PUBLIC NOTICE

The deadline to apply for the property tax reduction exemption is April 15<sup>th</sup>. We will be at the senior centers on the following dates to assist in filing the exemption form: Marsing Senior Center, March 18<sup>th</sup> and April 8<sup>th</sup> from 10:00 am till 12:00 noon. Homedale Senior Center, March 17<sup>th</sup> and April 7<sup>th</sup> from 9:30 am till 12:00 noon. Grand View Senior Center, April 1<sup>st</sup> from 11:00 am till 12:00 noon. If you don not need assistance in filling out the application form, you can complete the form and mail it to our office. If you are unable to make it to any of the above dates and need assistance in filling out your application form, you can come to the Assessor's office in Murphy at the courthouse, or call our office for in home assistance if you are homebound and unable to complete the form by yourself. If you have any questions please call Owyhee County Assessor's office at 337-5522 or 495-2817.

## FOR SALE

**Used tractor parts** 100's of salvaged farm tractors and combines. Nampa Tractor Salvage, 9055 Hwy 20, Nampa, ID 83687. (208) 467-4430.

**Italian leather couch and loveseat** Brand new still wrapped in plastic, retail \$1450 must sale \$895. 208-888-1464.

**Bedroom set 5-piece** cherry set brand new in box list \$1450 must sale \$399. 208-888-1464

**Bed-queen pillowtop mattress set**, brand new, still in plastic. List \$700, sacrifice \$165. Queen orthopedic set, brand new. Value \$499 sacrifice \$135. 208-866-7476.

**King-sized pillowtop mattress set**. New, in bag, with warranty. Value \$800 sacrifice \$235. 208-866-7476

**Registered Angus Bulls** yearlings and 2 year olds, performance tested, guaranteed. Burgess Angus 337-4094

**By owner** for sale building lots with a view 2.25 acres to 1.75 acre lots, with power, phone and irrigation. Call Charlie 337-5990 or 250-4937

**Burn Barrels** 30 gal size \$5. each. Owyhee Publishing, Homedale.

**Black Angus yearling bulls**, for print out of EPD's and Sires call Hyde Ranch Angus 208-834-2505

**4H and FFA feeder pigs**, 337-3803

**Clean, dependable**, loaded 1994 Buick Century \$5000. Sharp Cadillac Classic 1980 El Dorado \$1500 208-337-3016

**Freezer 20CF** frost free 337-3761

**JD 4010** Synchro-tranny \$4500 call 250-8434

**IH 886**, Cab, 5150 hrs \$8500 call 250-8434

**Case IH 5130**, MFD, ROPS, 8200 hrs, 9.5 rubber, 86 hp \$23,000 call 250-8434

**Buck Skin Quarter Horse**, gelding, 9 yrs. old, 15 hands, great ranch horse, very cowy, terrific cutting, penning or reining horse, \$2300 OBO 495-2676 or 870-2107

**Idaho Salers Association** 19<sup>th</sup> Annual Bull and Female Sale. March 25<sup>th</sup> at 1 p.m. Treasure Valley Livestock in Caldwell, Idaho. Call 208-347-2345 for catalog.

**Smokin Hot Deal!** Marlboros, Camels, and Winstons, start at \$18.95 a carton w/free shipping. Allow 2 to 3 weeks for delivery. Go to [www.brad.cigarettesrless.net](http://www.brad.cigarettesrless.net)

### JW Sharpening Service

**Small Engine Repair**  
208-337-3556  
Pickup Stations:  
Marsing: Harvey's Auto Center  
Wildor: Wilder Building Center

J.W. SHARPENING  
26531 BELLA VISTA DR.  
337-3556

John Deere  
to Wildor  
66 AM 95  
Batt Corner Road  
Homedale Snake River

## SERVICES

**JJ Excavation and Hauling**, TOP SOIL, and gravel delivery, excavator and trucks for hire. Road building, dozer, water truck and road grader. Free estimate. 208-337-4822 or 573-5700.

**Dump Truck & Backhoe** service, ditch cleaning & demolition. Call Steve at 465-5196 or 371-4285.

**Fun piano lessons**, never too young; never too old. All ages and levels, home schoolers and learning disabilities. Welcome. Reasonable rates. 467-6244.

**Best price in the valley for on-site computer** cleaning and repair. Call Tom or Colette at 208-896-4676, Technical Computer Cleaning.

**Day care** 2 to 3, FT openings, WICAP cert, meals provided, different shifts availabe, call Donna 337-6180

**Wilson Tractor Service:** road repairs, landscape grading, weed mowing, small acreage specialty, quality custom concrete, and dependable service. Call Charlie Wilson 250-4937, 337-5990

**Evening/night child care.** Call Stacy at 337-6188

**Income taxes prepared**, reasonable rates, please call 337-3795

## FREE

**Free spade and neutered cats** for your barn. Day time 373-3838, after 6 p.m. 896-4449

## THANK YOU

The family of Frank Maher would like to thank all their family and friends for their prayers, food, flowers memorial gifts, cards, phone calls and other acts of kindness shown us during the loss of our husband, father and grandfather. A special thanks to the medical staff at Caldwell Hospital for their loving care and kindness. Louise Maher; Charley and Jean Maher and family; Anita and Tom Gluch and family; Irene and Jerry Canning and boys; Tony and Cindy Maher and family.

## FOR RENT

**Apartment 1 bdrm 1 bath** \$300 per mo. new carpet and paint, 220 Montana Apt. # 5, 337-3474

**10x10 and 5x10 storage units** available, also RV and boat storage. Marsing Storage, Inc. 343-9855 or 867-2466

**Homedale 3 bdrm 1 bth** in country, outside pets ok \$600. mo. 1<sup>st</sup>+last+deposit. Call 337-5041

**2 bdrm 1.25 bth, no yard** for children, laundry room hookup, stove/refrigerator furnished, water/sewer/trash furnished \$375 deposit required 337-4444

**3 bdrm apt in town**, no yard for children, laundry room, self cleaning stove and refrigerator, water/sewer/trash furnished. Very clean \$425 deposit required 337-4444

### SPACES FOR RENT

**HOMEDALE'S NICEST MOBILE HOME PARK**

- Spacious single or double wide spaces
- Convenient to shopping, schools & city services
- Clean, quiet family park
- On site manager
- Water/Sewer/Trash provided
- Cable T.V. Available
- Will accept older homes in good condition

(We also have mobile homes for sale ready to move into NOW with low down payment)

### Sunset Village

**Mobile Home Park**  
401 S. Main • Homedale, Idaho  
See managers space #42  
**(208) 337-5804**  
or 884-1700

### HOMEDALE GARDEN APARTMENTS

FOR SENIOR CITIZENS and/or HANDICAPPED OR DISABLED PERSONS

**RENT BASED ON INCOME**  
USDA/RURAL DEVELOPMENT FINANCED

GIVE US A CALL: (208)337-4715  
409 SOUTH FIRST WEST  
HOMEDALE, IDAHO 83628

# Advertising

It's what makes  
great businesses  
great businesses

Established 1865

## The Owyhee Avalanche

**337-4681**





# Snake River Mart

MARSING, IDAHO

HOURS: Mon. - Sat. 6:00 a.m. to 10:00 p.m. - Sunday 7:00 a.m. to 9:00 p.m.

Western Family  
**Corned Beef**



**\$1.49**  
lb.

Fresh Frozen Chicken  
**Drumsticks or Thighs**



**59¢**  
lb.

Fresh  
**Green Cabbage**



**3 \$1**  
lbs. for

1 lb. Fresh Red Ripe  
**Strawberries**



**\$1.89**  
pkg.

Boneless Pork  
**Sirloin Chops**



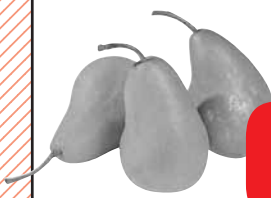
**\$1.59**  
lb.

Fresh Frozen  
**Chicken Breast**



Bone-In **79¢** lb.

Fresh  
**D'anjou Pears**



**69¢**  
lb.

Large Head  
**Iceberg Lettuce**



**59¢**  
ea.

Boneless Beef  
New York Style Steaks **\$4.99** lb.  
16 oz. Hi-Grade  
Link Sausage **\$1.99** pkg.  
12 oz. Sliced Med. or Swiss  
Tillamook Cheese **\$2.99** pkg.

16 oz. Western Family  
String Cheese **\$2.99** pkg.  
12 oz. Western Family  
Sliced Bacon **2 \$4**  
3 lb. Western Family Hot, Polish or  
Smoked Sausage **\$3.89** pkg.

Fresh Large  
Granny Smith Apples **\$1.09** lb.  
Sno-White  
Cauliflower **99¢** ea.  
Fresh Ripe  
Lemons **5 \$1**

Fresh Ripe  
Mangoes **79¢** ea.  
Fresh Large  
Artichokes **\$1.49** ea.  
Fresh  
Broccoli **59¢** lb.

Western Family  
**Meat Pot Pies**



**3 \$1**  
for  
7 oz. Asst'd.

6 to 10 ct. Box  
Capri Sun Fruit Drinks **2 \$4**

MD White  
**Bath Tissue**



**89¢**  
4 Roll Package

Single Roll Sparkle  
Paper Towels **89¢**

Top Ramen  
**Noodles**



**10 \$1**  
for  
3 oz. Package

16 to 24 oz. Select Varieties  
Nalley Pickles **\$1.79**

All Varieties  
**Pepsi Products**



**\$2.99**  
12 Pack Cans

12 Pack Bottles  
Coors Beer **\$7.59**

Western Family  
**Sport Drink**



**79¢**  
32 oz. Bottle

24 oz. Eddy's  
Giant Sandwich Bread **2 \$4**

**Purina Dog Chow**



**\$7.99**  
22 lb.

18 lb.  
Purina Cat Chow **\$8.99**

Western Family  
**Chocolate Chip Cookies**



**\$1.99**  
15 to 18 oz. Pkg.

12 to 13.5 oz. Frito-Lay  
Tostitos **2 \$5**

Carnation  
**Chunk Light Tuna**



**2 \$1**  
for  
6 oz. Water Pack Only

6.15 to 7.4 oz. Nature Valley  
Granola Bars **3 \$5**

ONE COUPON PER VISIT - PER ITEM ONLY. THANK YOU!!

5001 **COUPON**  
Western Family  
**Margarine**

**3 \$1**  
for

16 oz. Cube  
Limit 6 Expires 03/18/03

5002 **COUPON**  
Michalina/Yu Sing  
**Frozen Dinners**

**89¢**

8 to 10 oz. Asst'd.  
Limit 2 Expires 03/18/03

5003 **COUPON**  
**Eddys Bread**

**2 \$3**  
for

24 oz. Giant Sandwich  
Limit 4 Expires 03/18/03

5004 **COUPON**  
Capri Sun  
**Fruit Drinks**

**\$1.79**

6 to 10 Pack Box  
Limit 2 Expires 03/18/03

WE RESERVE THE RIGHT TO LIMIT QUANTITIES AND CORRECT PRINTED ERRORS • PRICES EFFECTIVE 03/12/03 thru 03/18/03



# Public notices









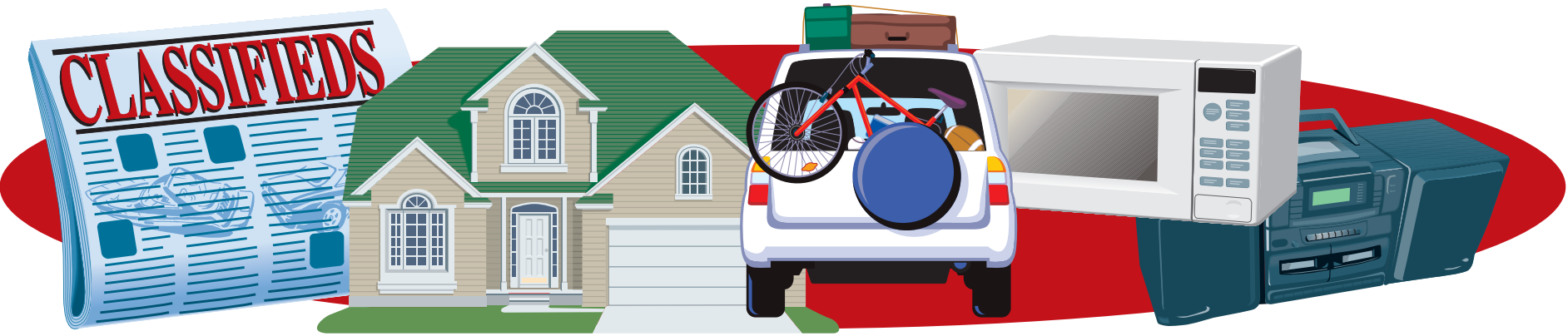


# Public notices



# Public notices





***The Owyhee Avalanche***  
*Owyhee County's best source for local news!!*



