

NC spoils Marsing's
Homecoming game

Avalanche Sports

Jr. Rodeo, Rope
and Ride results

COMMENTARY 6-7B

WEDNESDAY, OCTOBER 7, 2009

CLASSIFIEDS, 14-15B

Huskies net first WIC win

Marsing edges Melba for Homecoming victory

Homecoming week is a big deal in high school, and racking up a winning home game is icing on the cake. Last week's Marsing volleyball win over visiting Melba helped top the week's activities with the sweet taste of success.

Coming in, the Huskies were struggling with communication on the floor, sitting at 2-4 overall, and winless in four 2A Western Idaho Conference games. The match against Melba started out with two losses, 25-17 and 25-20, but the Huskies found the heart and focus to turn the match around and close with three straight wins,

25-11, 25-16 and 15-13.

Melba, 5-4 overall, remained winless in league play.

Peyton Kinney led Marsing scorers, with 15 points, four aces and 11 digs. Kim Garza had a dozen assists and seven digs. Rebecca Cossel had six kills and three blocks. Alma Marcial racked up 13 points, four aces and six digs. Kacie Hull had seven kills and a pair of blocks, and Josie Grim had four kills and three blocks.

Defensively, the Huskies' eight blocks in the match were a new and welcome addition to

Marsing's game stats this season, and helped foil the Mustangs hopes.

A few tweaks following the second game helped lead to the win, Marsing coach Loma Bittick said.

"In game three, we were back to our regular rotation," she said. The team had been out of system due to the absence of a middle blocker, she said. "We made some blocking adjustments and got into a flow. Through the long volleys we stayed in position defensively, communicated and read their offense well. Everyone knew what they needed to do."

"We made some defensive adjustments and got good passes up so the offense could look for

their spots," Bittick said. "This was a total team effort."

She called game four a solid effort by the team, with a final scoring charge. "The score was within a couple points until we made a seven-point run to get to 24 points, and then Melba made a hitting error to end that game," Bittick said.

The match wrapped with a white-knuckle final game that saw the score seesaw, neither team gaining a decisive lead.

"The fifth game was back and forth all the way, neither team led by more than two points at any time," she said. "This was the most heart that we have shown so

— See *Huskies*, page 5B



Marsing's mascot greets Kim Garza prior to last week's volleyball win over Melba.



Ryska, Corta toss touchdown passes

Senior quarterback Ryan Ryska prepares to throw a lateral to Trey Corta in the first quarter. Both Ryska and Corta had TD passes Friday night for Homedale High School.

Trojans' comeback falls short

Elsberry recovers onside kick, but final drive fizzles

The Homedale High School football team couldn't cash in on opportunities Friday night, losing its conference opener to Weiser.

The Wolverines scored three consecutive touchdowns after halftime to grab a 25-20 3A Snake River Valley conference victory at Walter Johnson Memorial Field.

Homedale (2-3 overall, 0-1 3A SRV) takes on Fruitland on Friday at Deward Bell Stadium.

"They're Fruitland. They'll expect to win, and they have a lot of confidence in what they do and they're good at what they do," Trojans coach Matt Holtry said. "It's our job to prepare our kids to stop what they do."

Homedale showed confidence in what it was doing late in Friday's game, even though Weiser was clinging to a 25-14 lead.

Quarterback Ryan Ryska took

HHS sports fundraisers fare well

Two Homedale High School athletics-related fundraisers brought in nearly \$2,000, and another fundraiser is set for Friday.

The Homedale Trojans Athletic Association put on a tailgate party prior to the varsity football team's 34-27 victory over Vale, Ore., on Sept. 11.

HTAA president Teresa Gibson reported that the organization took in about \$1,430, including \$500 for the sold-out cow plop cow pattie bingo game. Nicole Shanley had the winning square and pocketed \$500.

"We consider that a success for the first time," Gibson said of the tailgate party and cow

plop. "The association plans on doing tailgates in the future as well as the cow plop."

Friday, the HTAA is planning a balloon release prior to the 7 p.m. kickoff against Fruitland at Deward Bell Stadium.

Another cow plop and tailgate will be held Oct. 16 prior to the final regular-season home game against McCall-Donnelly. Squares for the cow plop sell for \$10 each.

On Sept. 12, the football team earned \$529 by washing vehicles — and at least one horse trailer — in the high school parking lot for 4½ hours, Teresa Ryska reported. She's the mother of starting quarterback Ryan Ryska.

in the end zone, firing a 21-yard slant pass to Trent Acree for the final touchdown of the night.

Levi Elsberry recovered the ensuing onside kick, and Homedale

have Weiser stop Emilio Cuellar on a third-down run play that he had taken for 11 yards just three downs earlier.

— See *Trojans*, page 4B

Raiders storm back to beat GSA

Volleyballers remain perfect in conference play

An exciting come-from-behind win helped Rimrock High School to another 1A Western Idaho Conference volleyball victory.

The Raiders (8-11 overall, 8-0 1A WIC) won two more conference matches last week, including a thrilling 25-14, 26-24, 25-16 victory Sept. 28 over visiting Gem State Adventist from

Caldwell.

"This was an amazing game to watch," first-year Raiders coach Hailey Fuquay said.

Rimrock battled back from set point in the second stanza when the Raiders trailed Gem State, 24-16.

Sarah Chandler served eight consecutive points to help Rimrock erase the deficit and win the game. Chandler had 10 points in the match.

"I was very proud of our girls tonight," Fuquay said. "They never gave up and played with a

lot of heart."

Jackie Thurman had seven blocks and five kills against the Jaguars. Stevie Richardson chimed in with nine assists, while Anna Cantrell had five kills, four blocks and served an ace.

Gem State was paced by five kills by Sarah Maine, six blocks from Amanda Taylor and four aces served by Ruth Mendoza.

Thursday: Owyhee, Nev., def. Rimrock, 25-10, 25-17, 27-25 — Poor exchanges spelled doom for

— See *Raiders*, page 5B

Defense delivers in Jordan Valley's victory

Jordan Valley High School played old-fashioned hard-nosed football for its fifth consecutive victory Thursday night, dominating both with defense and its running game.

Dusty Easterday averaged 15.1 yards per carry, racking up 226 rushing yards, in the Mustangs' 50-24 non-league victory over host Wilder in Canyon County.

Jordan Valley erased an early deficit by scoring 30 points in

the second quarter behind three Easterday touchdown passes and a 58-yard interception return for a touchdown by Bryce Kershner.

Kershner also scored on a six-yard run during the second-quarter offensive explosion.

Kershner gained 137 yards on 16 carries. He also hauled in six passes for 65 yards and two touchdowns.

— See *Defense*, page 5B

Sports

Mustangs survive road trip, move above .500 in HDL

Jordan Valley High School's volleyball team won two of three matches during a long weekend road trip.

The final match of the weekend came at 11 a.m. Saturday, but the Mustangs were able to shake off whatever effects may have lingered from a long trip after a tri-match Friday to beat Prairie City, 25-20, 26-24, 25-15, in 1A High Desert League action.

"We served a lot better this time and were able to find their holes," first-year Jordan Valley coach Chris Elsner said.

Jordan Valley was 4-6 overall and 4-2 in league play heading into a Tuesday match against

Crane. Results weren't available at press time.

Five players — Haley Hebison, 17; Ashley Hebison, 16; Mattie Wroten, 15; and AnnMarie Eiguren, 14 — were able to score in double figures from the service line against Prairie City.

Ashley Hebison dished 12 assists and led the team with four aces. Eiguren had four kills and three aces, and Wroten chipped in three kills.

Friday: Burnt River def. Jordan Valley, 25-22, 15-25, 26-24, 25-23 — The Mustangs rallied in the second game against their hosts for the 1A HDL match but were unable to sustain serves to

carry the day in Unity, Ore.

Wroten served three aces as part of her 19 points, while Eiguren added three aces and six blocks.

Ashley Hebison had seven assists and four aces to lead the team in both categories. Katrina Moran recorded three kills and four blocks.

Friday: Jordan Valley def. Ukiah, 25-8, 25-20, 25-13 — Meagan Fillmore served three aces among her game-high 20 points and also pounded six kills in the Mustangs' victory.

Jessi Carson had two aces, and Haley Hebison recorded six assists.



Marsing High School's cheerleaders form a pyramid Friday night.

Nampa Christian tops Huskies 50-12

Homecoming game marred by turnovers, injuries

In a game that should have been closer than it totaled up on the scoreboard, Marsing High School football players fell prey to a series of turnovers and flubbed coverage against big plays that cost them dearly against the Nampa Christian Trojans during the Husky Homecoming game, Friday.

The Trojans prevailed 50-12.

The 2A Western Idaho Conference game also saw a pair of injuries — neither of them too severe.

Cheerleader Mikayla Upson was blindsided by a tackle that finished up out of bounds in the second half, and was evacuated by Marsing Ambulance as a precaution. While EMTs were still getting Upson on the gurney, senior wide receiver Sammy Olvera was injured in a tackle, with his knee taking the brunt of the hit, and was taken away in the same ambulance. Both students were back in school Monday, though Olvera was on crutches, Marsing principal Wade Pilloud reported. Coach Scott Bryant did not know how long Olvera might be out.

The Huskies (1-4 overall, 0-2 2A WIC) had opportunities Friday night, but didn't capitalize on them, Bryant said.

"We need to quit giving up the big play," he said. "If it wasn't for the long pass plays, we were right in there. We also had some adversity fumbling the ball away."



Marsing High School receiver Agustin Paramo reaches for a pass as Nampa Christian's Daniel Shannon defends Friday.

Marsing was down 22-6 at the half. It could have been different, though. With under a minute left in the half, quarterback Joey Burril had found Augustine Paramo deep with a pass, taking the Huskies to the Trojan five yard line. On the subsequent first down play, a fumbled handoff led to a Nampa Christian recovery, and with 30 seconds left the Trojans completed a long pass down the left side for a TD.

Marsing scored in the second quarter, with 3:26 left, on a one-foot quarterback sneak by Burril, and in the fourth Joel Moreno broke loose on a 15-yard touchdown run with 5:52 left in the game. Both PATs failed.

Through the game, turnovers and coverage failures led to three scores that could have, and should have, been avoided, Bryant said.

"We have a lot work to do this week," Bryant said, looking ahead to Marsing's 2A WIC road game at Melba on Friday. "We have to take care of mistakes. In the red zone we have to quit giving it up."

— MML

Trojan Fall Sports

FOOTBALL

Varsity
Friday, Oct. 9, home vs. Fruitland, 7 p.m.

Junior varsity
Thursday, Oct. 8 at Fruitland, 7 p.m.

VOLLEYBALL

Varsity
Saturday, Oct. 10 at Ontario, Ore., 3 p.m.
Tuesday, Oct. 13, home vs. Fruitland, 7 p.m.

Junior varsity A
Saturday, Oct. 10 at Ontario, Ore., 2 p.m.
Tuesday, Oct. 13, home vs. Fruitland, 6 p.m.

Junior varsity B
Saturday, Oct. 10 at Ontario, Ore., 1 p.m.
Tuesday, Oct. 13, home vs. Fruitland, 5 p.m.

SOCCER

Girls' soccer
Saturday, Oct. 10, 3A District III Tournament at Weiser
Tuesday, Oct. 13, 3A District III Tournament at Weiser

Boys' soccer
Saturday, Oct. 10, 3A District III Tournament at Fruitland
Tuesday, Oct. 13, 3A District III Tournament at Fruitland

Go Trojans!

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Sports

Trojans steer toward district volleyball

Homedale picks up set against Weiser, days after first win of year

With two conference matches remaining until the start of the 3A District III Tournament, Homedale High School volleyball coach David Hann is optimistic about his team's progress.

"We were a little disappointed in our performance last week against Payette (a straight set loss), but other than that we have been playing our hearts out," Hann said.

"I think we will be peaking at the right time when it counts at districts."

The Trojans (1-12 overall, 1-4 in the 3A Snake River Valley conference) have dropped two consecutive conference matches after beating McCall-Donnelly for their only victory of the season on Sept. 24.

The coach said that a demanding schedule and the flu has taken its toll on the squad.

"Our schedule has been a rough

one, but we have stepped up to the challenges and played very well," he said.

Homedale got a shot at revenge at home Tuesday against Payette. The match was played after deadline and came five days after the Pirates beat the Trojans in three sets.

The Trojans travel to play Ontario, Ore., in a non-conference match Saturday before returning to 3A SRV play on Tuesday at home for Senior Night against Fruitland. The final conference match of the year is Oct. 15 at McCall, and the district tourney begins Oct. 20.

Thursday: Payette def. Homedale, 25-17, 26-24, 25-21 — Alyssa Conant's 11 digs led the defense for Homedale. Taylor Thomas had eight kills, and Sydney Cornwall added seven kills.

Sept. 29: Weiser def. Homedale, 25-19, 19-25, 25-20, 25-17 — Kindra Galloway's 20 assists steered the offense in a conference loss in Washington County. Galloway also had nine digs.

Cornwall had seven kills and three blocks.



Antelope on the run

Adrian High School quarterback Blake Purnell, left, carries out a bootleg for a touchdown as Mark Ishida (12), James Precchl (53) and Juan Munoz (11) shield Monument-Dayville-Longcreek defenders in the first half Friday. Photo by Bob Radford

Antelopes take a tumble

Monument-Dayville-Longcreek got the final word in during a see-saw 1A High Desert League football battle against visiting Adrian High School on Friday.

Joseph Ramirez's one-yard run with 9 minutes, 5 seconds left in the game accounted for the only points in the second half and gave the Tigers a 32-26 victory.

It was the first victory of the year for Monument-Dayville-

Longcreek (1-3 overall and in the 1A HDL). Adrian slipped to 2-3 overall, 1-2 in league.

Antelopes quarterback Blake Purnell raced 35 yards in the second quarter to tie the game, 26-26, heading into the intermission. It was the last of three touchdown runs for Purnell.

He racked up 205 yards on the ground and another 68 through the air. Purnell gave Adrian a short-lived 6-0 lead with a seven-yard

TD pass to Mark Ishida. Purnell's counterpart, MDL's Justin Larson threw a pair of TD passes to Gus King to keep the back-and-forth battle going. His one-yard run in the second put the Tigers on top, 26-20.

Adrian led twice in the first half. The second lead came at 12-8 when Purnell crossed the goal line from three yards out.

Adrian plays host to Prairie City on Friday.

Tri-Valley hammers Rimrock football with big second half

Tri-Valley scored 34 points after halftime Friday to storm past Rimrock High School for a 42-26 1A, Div. I football victory.

Senior Ricardo Araujo played a hand in every touchdown as the Raiders took a 20-8 lead at half-time in Cambridge.

But Rimrock was hampered by seven penalties and managed nine first downs in the eight-man game.

Araujo ran for three touchdowns during a 142-

yard rushing performance. He also threw a 60-yard scoring pass to Clay Cantrell.

Brian Simper hauled in Araujo's other two completions for 86 yards.

Cantrell led the defensive charge with 10 tackles, while Allie Pennington had six solo tackles, two assists and a sack. Simper had five solo stops and an interception, while Stetson Dick recorded six total tackles and recovered a fumble.



Football team washes cars for money

Homedale High School placekicker Tanner Lair blasts dirt off a pickup with a power washer during the football's fundraising car wash. For more on recent fundraisers, see Page 1B.

MARSING
HUSKIES

FOOTBALL

Varsity
Friday, Oct. 9 at Melba, 7 p.m.

Junior varsity
Thursday, Oct. 8, home vs. Melba, 6 p.m.

VOLLEYBALL

Varsity
Thursday, Oct. 8 at New Plymouth, 7 p.m.
Tuesday, Oct. 13, home vs. Parma, 7 p.m.

Junior varsity A
Thursday, Oct. 8 at New Plymouth, 6 p.m.
Tuesday, Oct. 13, home vs. Parma, 6 p.m.

Junior varsity B
Thursday, Oct. 8 at New Plymouth, 5 p.m.
Tuesday, Oct. 13, home vs. Parma, 5 p.m.

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Sports

Owyhee Rope and Ride results

Held Sept. 25-27 at the Jordan Valley Rodeo Arena Friday, Sept. 25 Warm-up roping — 1. Richard Eiguren Jr. and Ryan Powell; 2. John Schutte and Mike Eiguren; 3. Katie Joe McFarlane and Rodney Rivera Saturday, Sept. 26 Dog trial finals Open class — 1. Mason Winebarger; 2. Mason Winebarger; 3. Kirk Winebarger; 4. Kirk Winebarger	Started Dog class — 1. Nathan Young; 2. Roger Urricelique; 3. Diane Meyer Rancher class — 1. Brian Collett; 2. Rosey Stoddart Stock saddle bronc riding 1. Bardell McKay; 2. (tie) Brandon Clark; Josh Easterday; 4. Kico Villagrana; 5. Seth Franklin; 6. Nathan Reed Muley roping 1. Rick Matrejuan and Jim Fillipini; 2. Clint Allegre and Ryan Mackenzie; 3. Nathan Kelly Jr. and Dirk Jim; 4. Terry	Russell and Jake Ireland; 5. Doug Rutan and Ed Olson; 6. Tim Maher and Jade Cooper Sunday, Sept. 27 Mixed team branding 1. Marcia Eiguren, Richard Eiguren Jr., Ramie Lequerica and Shaun Lequerica 2. Ryan Mackenzie, Vicki McConnell, Chip Caywood and Jessie Howard 3. Sam Mackenzie, Ada Stanford, Katie Jo McFarlane and Ryan Mackenzie 4. Mike Skinner, Robin Eiguren, Jane Eiguren and Jason Eiguren Last chance horse and muley roping 1. Mike Eiguren and Ryan Bruce; 2. Ed Dunlap and Jade Cooper; 3. Sammy Mackenzie and Ryan Mackenzie; 4. Teo Mastrejuan and Jerod McFarlane; 5. Teo Mastrejuan and Jade Cooper Raffle winners Four-wheeler — Gary Strickland, Star Range tepee — Phidel Larrusea, Arock, Ore. Note — Silent auction raised \$2,580
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Owyhee County Junior Rodeo results

Held Sept. 26 at the Owyhee County Fairgrounds All-Around Winners Senior Girls: All-around, Caitlin Halone; Reserve, Cheyenne Halone Junior Girls: All-around, Carey Dines; Reserve, Joise Thurman Pee Wee Girls: All-around, Hailey Amick; Reserve, Grace King Senior Boy: All-around, Mackay Hall Junior Boys: All-around, Tucker Hall; Reserve, Nathan Duckworth Pee Wee Boys: All-around, Cody Hall; Reserve, Chase Carpenter Mini-Mite Girls Goats — 1, Millie Greenwood; 2, Morgan Babcock; 3, Fallon Wasson; 4, Llee May Loucks Mini-Mite Boys Goats — 1, Tanner Steele; 2, Gene Showalter; 3, Wyatt Gordon; 4, Trevor Rhoades Mini-Mite Girls Barrels — 1, Madison Miller; 2, Fallon Wasson; 3, Millie Greenwood; 4, Morgan Babcock Mini-Mite Boys Flag Race — 1, Tanner Steele; 2, Luke Westrand; 3, Gene Showalter; 4, Wyatt Gordon	Pee Wee Girls Dummy Roping — 1, Hannah Amick; 2, Hailey Amick; 3, Sage McDaniel; 4, Grace King Pee Wee Boys Dummy Roping — 1, Brandon Duckworth; 2, Michael Babcock; 3, Chase Carpenter; 4, Cody Hall Senior Girls Goat Tying — 1, Alexis Schimmelpfenning; no placement shown for Megan Green, Morgan Hall, Hayleigh Green Junior Boys Goat Tying — 1, Nathan Duckworth; 2, Cody Negri; 3, Tucker Hall Junior Girls Goat Tying — 1, Baylee Hanson; 2, Jacy Leach; 3, Shelby Dines; 4, Morgan Nash Pee Wee Boys Goat Tail Untying — 1, Cody Hall; 2, Chase Carpenter; 3, Michael Babcock and Nolan Hanson (tie) Pee Wee Girls Goat Tail Untying — 1, Hailey Amick; 2, Hannah Hanson; 3, Amanda Sanchez; 4, Grace King Senior Boys Calf Roping — No places shown: Nathan Dickworth, Mackay Hall Senior Girls Break Away — 1, Baylee Hansen; no place shown for Morgan Hall Junior Boys Break Away — 1, Nathan Duckworth; 2, Cody Negri; 3, Tucker Hall Pee Wee Girls Poles — 1, Grace King; 2, Hailey Amick; 3, Hannah Hansen; 4, Caela	Garland Pee Wee Boys Poles — 1, Chase Carpenter; 2, Cody Hall; 3, Brandon Duckworth Junior Girls Poles — 1, Carey Dines; 2, Morgan Nash; 3, Josie Thurman; 4, Arlie Jo Stevenson Senior Girls Poles — 1, Caitlin Halone; 2, Megan Green; 3, Cheyenne Halone Boys Ribon Roping — 1, Nathan Duckworth; 2, Mackay Hall Junior Boys Steerdobbing — 1, Tucker Hall; 2, Kyle Carpenter; 3, Cody Negri Senior Girls Barrels — 1, Cheyenne Halone; 2, Catlin Halone; 3, Megan Green Junior Girls Barrels — 1, Carey Dines; 2, Ria Kent; 3, Jacy Leach; Josie Thurman Pee Wee Barrels — 1, Grace King; 2, Sage McDaniel; 3, Hannah Hanson; 4, Hailey Amick Junior Girls Steer Dobbing — 1, Josie Thurman; 2, Carey Dines; 3, Bailey Hanson; 4, Shelby Dines Pee Wee Boys Flags — 1, Cody Hall; 2, Wesley King; 3, Merrick Hall Junior Boys Flags — 1, Tucker Hall; 2, Kyle Carpenter; 3, Cody Negri Senior Flags — 1, Mackay Hall
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Children find fun at Jr. Rodeo
Arlie Jo Stevenson is all smiles as she zooms through poles on her run that net a fourth-place finish in Junior Girls Poles at the Owyhee County Junior Rodeo on Sept. 26 at the Owyhee County Fairgrounds in Homedale.

HMS eighth-graders trample Weiser

Ali Garcia scored four times last week as the Homedale Middle School eighth-grade football team beat Weiser 52-6.

Garcia ran for three touchdowns and caught a scoring pass from Talon Freelove in a 3A Snake River Valley conference victory.

The Trojans (2-1) lost starting quarterback Riley Maggard-Qualls to an injury in their only loss to Fruitland two weeks ago.

“The team put in a real good effort,” coach David Hart said, adding that several players were

out with illness or injury last week. “It was a great team effort to pick it up.”

Freelove set up a touchdown with clutch passes for Trey Lane and Angel Cardenas, Hart said.

Cardenas and Jovan Cornejo each sacked the quarterback, and Hart said Jed Jones played a good defensive game, too.

Cornejo connected on five of seven PAT attempts, while Casey Hansen ran for two TDs and Brian Johnson returned a punt for another score.

√ Trojans: Defense handles Weiser early

Acree’s slant pass was a rarity for Homedale receivers, who were harassed over the middle throughout the game, resulting in several dropped passes. Acree’s TD came four plays after Weiser linebacker Spencer Chandler was called for pass interference.

“Even with whatever happened on the field as far as calls, we still had our opportunities,” Holtry said. “Like I said, we just have to capitalize on the opportunities that we do have.”

Homedale did just that in the first half, grabbing a 14-3 advantage on Trey Corta’s halfback option pass to a wide-open Acree in the near back corner of the end zone, and quarterback Ryan Ryska’s one-yard plunge.

Meanwhile, Homedale’s defense stifled Weiser with a solid pass rush and a knack for ignoring

the trickery of the option.

“That double-tight, double-wing is a methodical offense,” Holtry said. “It’s three yards at a pop, three yards at a pop, and they’re content with that. When we get them at third-and-three or third-and-four, we’ve got to make a stop.”

The Trojans did that in the first half, allowing 81 yards offense.

But Weiser quarterback Austin Winegar came out after halftime and uncorked a 75-yard touchdown pass to 6-foot-4, 200-pound Alton Funk to trigger a severe reversal of fortune. Funk was matched up one-on-one with 5-9 cornerback Emilio Cuellar.

“It was something we went with,” Holtry said. “It was a mismatch with the height advantage that kid did have. In hindsight, if he would have tipped that ball and it was an incomplete pass, we

would have been praising him.”

That opportunity came later in the game, when Cuellar and Corta double-teamed Funk on the same play. This time, Corta came away with an interception after Cuellar tipped it away from Funk.

Weiser took the lead on Chandler’s two-yard fourth-quarter run. The Wolverines got a much-needed insurance TD when Blake Sappe hit Funk with a halfback option pass with 4 minutes, 43 seconds remaining. Funk finished with 159 yards on six catches.

“We were out there quite a bit with our defense, but I was real proud with the way that they played,” Holtry said. “They did get some good stops, some big stops. You take away a couple of the big plays, and (the Wolverines) have half their score.”

— JPB

*Read all about it
in the Avalanche!*

Sports



Marsing senior spiker Kacie Hull pounds one past Melba defenders in the first of five games that gave the Huskies a 3-2 win over the visiting Mustangs.

✓ Huskies: NC Trojans sweep Marsing in 2A WIC

From Page 1B

far this season. It was great to see all the effort we have put in begin to pay off.”

Wednesday: Nampa Christian def. Marsing, 25-11, 25-13, 25-12 — Marsing suffered a 2A WIC shutout against the Trojans. Nampa Christian came into the match with a history of handing out 3-0 losses, having shut out Payette, Marsing and Melba earlier this season. Nampa Christian’s only challenger was Parma, the Panthers losing 3-2.

Cossel had five kills, Kinney an

ace and six digs, Mayra Rodriguez had a pair of kills and three digs and Garza had eight assists.

The energy of the Melba win did not carry over against the Trojans. “We were sluggish on defense last night and couldn’t get our game going,” Bittick said.

The Huskies (3-5, 1-5) hosted Cole Valley Christian on Tuesday after press time.

Marsing will next face the Pilgrims at New Plymouth on Thursday night.

— MML

✓ Raiders: Owyhee, Nev., only club to slow Rimrock

From Page 1B

the Raiders in a non-conference match played in Nevada.

“We had difficulty getting good passes up to our setter,” Fuquay said. “I think it was just one of those games where nothing was working for us.

“We have a lot of material to go over in practice, and we are looking forward to the next game.”

Cantrell logged six kills and three blocks. Richardson had nine assists. Thurman had four kills and an ace.

Sept. 29: Rimrock def. Idaho City, 25-9, 25-23, 25-18 — Richardson was perfect from the service line and also dished out 18 assists as the Raiders prevailed in a 1A WIC match on the Wildcats’ floor.

“It was a long trip to Idaho City, but we played really well,” Fuquay said. “We won all three sets. Stevie Richardson did a great job taking charge of the game.”

Cantrell was dominant at the net with 11 kills and six blocks. Thurman chipped in with seven kills.

✓ Defense: Perfection takes week off with Mustangs bye

From Page 1B

For all the offensive fireworks, though, Jordan Valley coach Tim McBride singled out his defensive line for its effort against Wilder quarterback Tyler Williams. Williams had 272 yards total offense, including 162 yards passing.

“Tyler Williams, quarterback from Wilder, is probably one of the best athletes in the valley, and our defensive line did a good job containing him,” McBride said.

The third-year coach said the line of Garret Williams, Taylor Lucas, Matt Gleason and Kade Eiguren wreaked havoc all game.

Lucas triggered one of the defense’s biggest plays when he sacked Tyler Williams and caused a fumble that Eiguren scooped up and returned 30 yards.

Easterday was credited with a good all-around game. He had 147 yards passing and was a leader on defense, his coach said.

“Dusty Easterday played an excellent game on both sides of the ball,” McBride said. “He hit hard and ran hard and, as quarterback, controlled the tempo of the game.”

Brandan Mackenzie continued his comeback after missing the first three games of the season, catching five balls for 58 yards.

Both passes caught by Elias Cline (a 14-yarder in the second quarter and a 10-yarder in the fourth) went for touchdowns.

Jordan Valley (5-0 overall, 3-0 1A High Desert League) has a bye this week before returning to league play with a road game against Huntington on Oct. 16.

Owyhee County Church Directory		
Iglesia Misionera Biblica Homedale Pastor Fernando Gomez 132 W. Owyhee • 337-5975 Servicios: Mar - 7pm - Oracion Mier - 7pm Predicacion, Vier - Oracion Dom - 10am Esc. Dom y 6pm "Una Iglesia Diferente."	Knight Community Church Grand View Pastor Paul H. Ryan • 834-2639 Sunday School 9:30 a.m. Worship Service 10:45 a.m. Adult Bible Study: Wednesday, 7 p.m. Knight's Neighborhood: (Youth Activity Group) Friday 5-6:30 pm	Crossroads Assembly of God Wilder Pastors Ron & Martha Hwy 19 & 95, 482-7644 Sunday School 10am Sunday Morning Worship 11am Sunday Evening Worship 6pm Wed. Bible Study 7pm
Assembly of God Church Homedale 15 West Montana, 337-4458 Pastor George Greenwood Sunday School 9:30am Sunday Morning Worship 10:30am Sunday Evening Service 6:00pm Wed. Bible Study 7:00pm	Friends Community Church Wilder - Homedale 17434 Hwy 95, 337-3464 Pastor Carl Dennett Sunday School 9:30 am Worship Services: 10:45 am Sundays Wednesday Prayer Meeting 6:30 pm	Our Lady of the Valley Catholic Church 1122 W. Linden St., Caldwell 459-3653 Mass: Saturday 5:00 pm Sunday 9:30 am Spanish Mass: Saturday 7:00 pm Spanish Mass: Sunday Noon
Mt. Calvary Lutheran Church Homedale - 337-4248 Sunday Services 10am Rev. Ross Shaver, Pastor Youth and Adult Sunday School 9-9:45am Wed. Adult Bible Study 7-8:30pm Visitors Always Welcome!	Chapel of Hope Hope House, Marsing Look for the Blue Church South Bruneau Hwy at the Hope House Welcoming Families, especially those with special needs children. Keith Croft, Pastor 880-2767 Jake & Alisha Henriouille, Youth Pastors 761-6747 Sunday Services at 10 am	Church of Jesus Christ of Latter Day Saints Homedale 708 West Idaho Ave 337-4112 Bishop Alan McRae Bishop Ronald Spencer Sunday 1st Ward 9am Sunday 2nd Ward 12:30pm
Homedale Baptist Church Homedale 212 S. 1st W. Sunday School 10am & 11am Sunday Evening 7pm Wednesday Evening 7pm Pastor James Huls	Wilder Church of God Wilder 205 A St. E, 482-7839 Pastor Ray Gerthung Sunday School 9:45am Sunday Service 11am Sunday Eve. 6:00pm Wed. Eve. 7:00pm	Mountain View Church of the Nazarene 26515 Ustick Road, Wilder 337-3151 Sunday School 9:30 Worship 10:30 Adult & Youth Bible Class: Wednesday 7:00 pm Bible Based Recovery: Friday 7:00 pm
 MARSING APOSTOLIC ASSEMBLY Asamblea Apostolica de Marsing 107 W. Main • Marsing, Idaho Pastor Jose Gutierrez 208-461-9016 or 880-6172 Sunday School 10:00 am Sunday Service 1 pm • Wednesday Service 7 pm Bilingual Services/Español	Iglesia Evangelica Wilder 317 3rd st., Pastor Ramiro Reyes 10 am Sunday School 11 am Service 482-7484 Bilingual	Marsing Church of Christ Marsing 932 Franklin, Marsing Minister Gib Nelson Sunday Bible Study 10am Sunday Worship 11am
Christian Church Homedale 110 W. Montana, 337-3626 Pastor Maurice Jones Sunday Morning Worship 11am Church school 9:45	Bible Missionary Church Homedale West Idaho, 337-3425 Pastor Ron Franklin Sunday School 10am Worship 11am Sunday Evening 7pm Wednesday Evening 7:30	Assembly of God Church Marsing 139 Kerry, 965-1650 Pastor Rick Sherrow Sunday School 10am Sunday Worship 11am & 6 pm
Lizard Butte Baptist Church Marsing Pastor David London 116 4th Ave. W., 859-2059 Sunday worship: Morning: 11am-Noon• Evening: 6-7pm Sunday school 10 am-10:55am Wednesday evening 6pm-7pm	Nazarene Church Marsing Pastor Bill O'Connor 896-4184 12 2nd Avenue West Worship Services - Sunday 11am and 6pm Teen Services Sundays 7:00 pm Sunday School - 9:45am Mid Week TLC Groups	Trinity Holiness Church Homedale 119 N. Main Pastor Samuel Page 337-5021 Sunday School 10am Sunday Morning Worship 11am Sunday Evening 7pm Thursday Evening 7:30pm
Church of Jesus Christ of Latter Day Saints Marsing 215 3rd Ave. West, 896-4151 Sunday 1st Ward, 9:00 a.m. Bishop Lakey Sunday 2nd Ward, 12:30 p.m. Bishop Payne	Vision Community Church Marsing 221 West Main Marsing, Idaho 208-896-5407 Sunday School 9:30 a.m. Sunday Service 10:30 a.m. Adult, Kids & Youth Meetings Wed. 7:00 p.m.	United Methodist Church Wilder Corner of 4th St. & B Ave. 880-8751 Pastor June Fothergill Sunday Services 9:30am
First Presbyterian Church Homedale 320 N. 6th W., 337-3060 Pastor Marianne Paul Sunday Morning Worship 11am Sunday School 11am	Calvary Holiness Church Wilder Corner of 3rd St. & B Ave. Sunday School: 10:00 a.m. Sunday Morning Worship: 11:00 a.m. Sunday Evening: 6:00 p.m. Wednesday Evening: 7:00 p.m. Food Pantry Open Fridays 10 am - Noon	Seventh Day Adventist Homedale 16613 Garnet Rd., 880-0902 or 453-9289 Pastor Chuck Dimick Sabbath School Sat. 9:30am Worship 11am Tuesday Prayer Mtg. 7:00 pm
Iglesia Bautista Palabra de Esperanza Homedale 711 W. Idaho, 463-9569 Pastor Jose Diaz Servicios: Los Domingos 11:00 am	Our Lady Queen of Heaven Catholic Church - Oreana 2009 Mass Schedule - the following Saturdays at 9:30am March 28 - April 25 May 9 - June 13 - July 11 - Aug. 15 Sept. 12 - Oct. 10 - Nov. 28 - Dec. 26 All are welcome! For more information, call St. Paul's Church, Nampa 466-7031	Amistad Cristiana de Wilder UMC Esquina de 4 y calle B Domingos Servicio: 12:00 pm El Ropero (Banco de ropa) Miercoles 12- 2pm Martes y Jueves: 6:30 pm Ingles Sabados: 12:00 pm Arte Infantil Todo en Espanol, Inf. 989 7508

Commentary

Baxter Black, DVM

On the edge of common sense

Food, clothing and shelter



Food, clothing and shelter, the basic essentials of life. From the earliest caveman to modern soccer mom, from the Palestinian refugee to the Katrina victim, from the Dali Lama to Dolly Parton, first on the list is something to eat, something to wear, and someplace to live.

FOOD is first on the list because it is most essential. As has been said, “When you have lots to eat, you have lots of problems, when you don’t have enough to eat, you have one problem.”

The latest eco-news/slant de jour is the hysteric “discovery” that ruminants (enteric fermentation) release more methane into the atmosphere than cars (mobile transportation). In fact, they release many times more though it stays in the atmosphere a much shorter time than carbon dioxide. But it’s too bad they can’t mention that methane is only one of the big three Greenhouse gases, along with carbon dioxide and nitrous oxide. All of agriculture produces only 5.87 percent of all Greenhouse gas. Energy production and use (coal, oil, natural gas and transportation) is responsible for a whopping 86.3 percent! AND, transportation (cars and trucks) accounts for 33 percent of all those fossil fuel emissions! Do the math.

My friends, the statistics are dense and are manipulated regularly by partisan promoters; be they farmers, coal miners, Arabian sheiks, dump divers, or used car dealers. The question should involve a cost/benefit analysis. What can each segment do to improve the way each contributes to supplying the basic essentials of Food, Clothing and Shelter. Because, admit it, we don’t want them to stop making electricity, gasoline or corn. I am part of the agricultural sector that contributes 5.87 percent of the total emissions. We have made tremendous strides allowing domestic ruminants to become more efficient.

For instance, we have learned that free range grazing animals emit the most methane so the sooner we can get grower cattle in the feedlot on grain, the better to reduce emissions. Through genetics, nutrition, growth stimulants, vaccines, therapeutic and preventative medicines, and improved transportation, we are producing more meat and milk per pound of feed from fewer and fewer animals. The less feed per pound of milk or meat produced, the less enteric fermentation occurs per cow, and less emissions are being released into the atmosphere.

For their part, coal companies reclaim abandoned coal pits, electric companies install filters, green politicians prevent construction of oil refineries in the U.S and drilling off our coast, entrepreneurs explore solar, wind, tide, geothermal, hydrogen and compost energy sources. I think as a nation we are mobilizing quite well.

The solutions to providing Food, Clothing and Shelter for us will come through the diligent persistence and inventiveness of our own miraculous human race. The Teeter-Totter of Industry vs. Caution keeps us balanced. Sometimes the relationship is noble, like when an oil company or computer magnate donates wealth to the cause above and beyond partisan lobbying.

Unfortunately, on the tawdry side we have the likes of the cap and trade shell game played by middlemen pitting amoral producers against greasy-palmed environmentalists. Alas, they have been with us since Jesus threw them out of the temple.

So, conceding that in the U.S. 30 million cows emit more methane than cars and that 125 million cars produce more total greenhouse gases than cows, which is worse for our environment? Hard to say which is more essential: agriculture or transportation? How long can you live without driving?

Wayne Cornell

Not important ...

but possibly of interest

Autumn is different this year



For at least a decade, I have monitored the comings and goings of the barn swallows that nest under the bridge across Indian Creek behind the office where I work.

I’ve long admired swallows. I don’t believe there is another bird on the planet as agile. I have watched the little birds chase each other and marveled how they can fly at high speed and the swallow doing the chasing turns at what seems to be the same instant as the swallow being chased. It has to be totally instinct. A human’s reflexes aren’t that quick.

The Indian Creek swallows don’t winter here. Every fall, like all swallows, they head south. We aren’t talking Capistrano south. These little guys may go all the way to Argentina. That’s a lengthy flight even in a Boeing 747.

My swallow log indicates that in 2005 the birds arrived back in this area about April 18 and departed the following autumn on or about Sept. 23. In 2006 they came back about April 20 and headed south Sept. 28.

I originally developed an interest in the swallows because I was a smoker. I first noticed them when getting my regular nicotine fix in the alley behind the office. I guess I decided as long as I was standing around, I might as well learn something at the same time.

In 2007, the swallows hit town about April 16. I quit smoking about a week after they left, around Oct. 2. Since then it has been a little harder to pin down precise arrival and departure days because I don’t spend much time in the alley anymore.

In 2008, the swallows showed up about April 16 again and they left during the last week in September. Over the years I’ve tried to tie the arrivals and departures to the

local weather. But the swallows almost always make their move in a weeklong window, whether it’s hot or cold, dry or raining. This spring it was colder than normal, but I spotted the first swallow of the season on April 22, pretty much right on schedule.

The local weather forecasters say September 2009 was the hottest on record. I thought that might make the swallows hang around a little longer. They were still wheeling around overhead, scooping up bugs on the fly on Sept. 28.

On Sept. 29, the average daytime temperature dropped about 15 degrees. That same day, there were no swallows to be seen along Indian Creek.

The departure of the swallows gave me a different feeling this year. When I realized they were gone, my first reaction was to wonder if they would return, as usual, during the third week in April 2010. But then I realized that when the Indian Creek swallows do come back, I probably won’t be here to greet them. If things go according to plan, in the first week of April, I will clean out my desk and retire.

Suddenly retirement isn’t just an event some time in the future. It is something that will happen before the Indian Creek swallows return in the spring. I’m relatively certain that they will come back on schedule. When they get here, they won’t notice or care that I’m not out there to welcome them. But I think I probably will miss them a little bit.

— Go to www.theowyheeavalanche.com to link to some of Wayne’s previous columns on his Internet blog. You’ll find the link in the bottom right-hand corner of the home page.

William Pendley Perry

Summary Judgment

Supreme Court: Heal thyself and rein in Congress



On Monday, “the First Monday in October,” the Supreme Court of the United States began its October 2009 Term. One of the important cases the Court will consider — *Free Enterprise Fund v. Public Company Accounting Oversight Board (PCAOB)* — asks whether the PCAOB, established by Congress in the 2002 Sarbanes-Oxley Act in response to the Enron “crisis,” complies with the Constitution. One judge from the U.S. Court of Appeals for the District of Columbia called it “the most important separation-of-powers case regarding the president’s appointment and removal powers to reach the courts in the last 20 years.”

The PCAOB is a private-sector, nonprofit corporation that oversees the auditors of public companies in order to “protect the interests of investors and further the public interest in the preparation of informative, fair, and independent audit reports.” It has five full-time members, including its chairman, all appointed by the Securities and Exchange Commission (SEC). The chairman is paid \$556,000 a year and each other board member \$452,000. It has an annual budget of \$100 million and a staff of 300, headquartered in Washington, D.C. Its activities are approved and overseen by the SEC, which can revise or reverse its rules.

In February 2006, the Free Enterprise Fund, a nonprofit, IRC 501(c)(4) group that champions limited government, along with a small Nevada accounting firm, filed a lawsuit challenging the constitutionality of the PCAOB. The Fund

argues that the Act quadrupled the auditing expenses of public corporations and costs the U.S. economy nearly \$35 billion each year. The worst is yet to come, argues the Fund, when the Act is applied to small companies and even nonprofit entities. Constitutionally, argues the Fund, PCAOB is “a quasi-legislative, quasi-executive, quasi-non-profit regulatory commission” that violates the Constitution’s “Separation of Powers Doctrine” as well as the “Appointments Clause.”

Nonetheless, in March 2007, the federal district court for the District of Columbia upheld the Act’s constitutionality. In August 2008, the U.S. Court of Appeals for the District of Columbia, by a 2-1 margin, agreed and, in November 2008, rejected petitions for rehearing and rehearing en banc by 2-1 and 5-4, respectively. On May 18, 2009, however, the Supreme Court agreed to hear the matter. All briefing in the case has been completed.

The Constitution is explicit as to the structure of the federal government. The Founders believed that all governmental power is composed of one of three types: legislative, executive, and judicial; to ensure the “checks and balances” essential to preserve liberty, they vested those powers in three separate, distinct, and co-equal divisions of government. Thus, “All legislative Powers,” they wrote, “shall be vested in a Congress....” Likewise, the “executive Power shall be vested in a President,” and

— See *Supreme Court*, page 7B

Commentary

Financial management

Back up unpredictable pensions with a Roth IRA

Dear Dave,

I'm a teacher, and the school system I work for puts 13.5 percent of my pay into a public teacher retirement fund. They also match this amount. I've read about your rule of investing 15 percent of your income toward retirement, so should I invest 1.5 percent into another retirement fund in order to max out my savings at 15 percent of my income? What do you think about the idea of opening another retirement account at a full 15 percent of what I make?

— Patrick



were to take a big financial hit. I'm not predicting bad things, but the truth is that you just never know what might happen. In other words, there's no way I'd lean on this fund as my one and only source of retirement income. Never put all of your financial eggs in one basket!

I wouldn't go as far as to pour an additional 15 percent into a different retirement plan, but I'd definitely look at putting seven to 10 percent into a Roth IRA. I want you to have some money that's

separate from the school system account just in case things go south with their retirement fund. If you're married, and your wife works and generates income, she needs to be putting 15 percent into a plan also. You can never have too much money during retirement!

— Dave

Dear Dave,

You talk a lot about delaying gratification in order to attain what you really want. This is such a difficult thing to do. What techniques do you use to make this happen?

— Anonymous

Dear Anonymous,

You're right, it is hard. Sometimes it's very difficult to push away from

that second piece of pie or get up off your tail and exercise. But learning to delay pleasure is part of the process when it comes to growing up emotionally.

I think when you've practiced it long enough your mind begins to grasp the concept that what's waiting down the road is much better than whatever happens to be sitting in front of you at the moment. I didn't want to get up and run this morning, but I know that I look and feel better when I do my roadwork. That's why I made myself get out of bed early and run three miles.

The whole process has to start in the brain, and drop from there to the heart, where it promotes understanding and mature actions. So really, it's an intellectual behavior that affects will. You

have to logically and intellectually grasp the concept, then think about where you're going and where you'll end up as a result of your actions!

— Dave

— Dave Ramsey is the best-selling author of *The Total Money Makeover*. He also is the host of *The Dave Ramsey Show* that airs at 6 p.m. daily on the Fox Business Channel. He also has a radio call-in show. You can find tools to help with finances or previous columns at davesays.org. For more financial advice, visit the Web site or call (888) 22-PEACE. Have a question for Dave? Send correspondence to syndication@daveramsey.com or write Dave Says, 1749 Mallory Lane, Brentwood, TN 37027

✓ Supreme Court: Constitution has been misinterpreted by past separation rulings

From Page 6B

the "judicial Power of the United States shall be vested in one Supreme Court [and inferior courts]."

Despite this specificity, over the decades Congress blurred these lines by creating executive entities that report, not to the President, but to the multi-headed monster that is Congress, hence to no one. Worse yet, the Supreme Court failed to enforce the limits of the Constitution, enabling Congress, in Madison's words, to "draw all power into its impetuous vortex." In a series of cases beginning in 1886, extending through 1935, and culminating in 1988 (in a ruling Justice Scalia called "an open invitation for Congress to experiment"), the Court authorized the administrative state. A 1926 ruling, in which the Court got it right, via careful analyses of the Constitution's text and the Founders' theory, was brushed aside.

In *Free Enterprise Fund*, the Court should rule that independent agencies — bodies of persons wielding executive power, over whom the President exercises little, if any control or supervision — is anathema to the Constitution, for the Founders intended that no executive activity be "independent" of or free from political accountability. With so much mischief afoot in Washington, D.C., there has never been a more important time to do so.

— William Perry Pendley is president and chief legal officer of the Lakewood, Colo.-based Mountain States Legal Foundation.

Sen. Mike Crapo

From Washington

Farmers' importance to economy evident at harvest



"When tillage begins other arts follow. The farmers, therefore, are the founders of human civilization."

— Daniel Webster
(quote displayed in the U.S. Capitol)

Fall harvest has arrived once again; before it passes, let's reflect upon the benefits Idaho agriculture brings to our state, our nation and the world. Harvest has traditionally been a time to reap and store crops planted throughout the year, enabling families to persevere through hard winters. Today, with advances in science and technology, harvest time produces enough to feed more people than previously imaginable. As harvest commences, jobs are created in the fields and processing sheds, and trucks and trains distribute and deliver a safe, abundant and affordable food supply to stores and, ultimately, to our tables.

This year, however, in a struggling economy, farm families, like others, are facing tough economic times. High input costs, tightening credit, and unstable prices are taking a toll on farms and ranches. The dairy industry, with prices falling below operating costs, is an unfortunate example. Idaho farmers and ranchers are strong; they will overcome hard times, as they have before. Agriculture has helped us through economic turmoil in the past and will do so again. I am working in Congress to ensure that our federal farm programs are best utilized and improved to enable producers to weather the current economic difficulties.

The 2008 Farm Bill provides a safety net for producers while improving and boosting funding for specialty crops, conservation, renewable energy, and nutrition programs. It also addresses the important areas of rural development, trade, energy, research, farm credit and other programs to help U.S. producers remain competitive. U.S. Department of Agriculture farm loans to Idaho farmers increased 200 percent in FY 2009; an indication of the troubled economic times on our farms. While this bill was being written, I advocated for changes important to Idaho agriculture, and I

will continue to work for programs that enable agriculture to succeed.

Even during this economic downturn, Idaho's family farms remain the underpinning of many Idaho communities. According to the Idaho Department of Labor, agriculture provides nearly 20 percent of all jobs in the state. Most people are familiar with Idaho's famous potatoes, but the Idaho Department of Agriculture also lists Idaho among the top 10 states in the nation for 26 other categories of crops and livestock. During a downturn in the economy, it becomes more apparent that Idaho agriculture is a stabilizing force for the job market and the economy overall.

A comprehensive national policy of energy independence would be an excellent way to aid the ailing economy and agriculture at the same time. We should encourage, rather than discourage, domestic oil and natural gas production; encourage more clean energy from nuclear and hydropower; and create incentives for renewables and alternatives such as geothermal, wind, solar and biomass. Energy independence is a win-win proposal. It will lower energy prices overall and lower fuel and fertilizer costs for producers. The benefits would be seen in the budgets of individual Americans and also of Idaho's farms and ranches, bringing added stability for Idahoans and the economy.

Soon harvest will conclude, bringing feelings of satisfaction for farmers as a result of hard work and financial investment. Technology has made the modern harvest something that would amaze previous generations. Our local grocery stores are evidence of the safe, abundant and affordable food supply provided by Idaho's modern agricultural industry. During harvest, let's remember the importance of agriculture to Idaho's economy, our families and our daily lives.

— Republican Mike Crapo is Idaho's senior member of the U.S. Senate. Get more information on Idaho agriculture at his Web site, <http://crapo.senate.gov>.

Letters to the editor

All letters to the editor submitted to The Owyhee Avalanche must be no longer than 300 words, signed and include the writer's address and daytime phone number.

The deadline for submitting letters is noon on Friday. Letters can be submitted in the these ways:

- E-mailed to jon@owyheeavalanche.com
- Faxed to (208) 337-4867
- Mailed to P.O. Box 97, Homedale ID, 83628
- Dropped off at the Avalanche office at 19 E. Idaho Ave., in Homedale

For more information, call (208) 337-4681.

Let your voice be heard in letters to the editor

Looking back...

from the files of The Owyhee Avalanche and Owyhee Chronicle

25 years ago

October 10, 1984

Murray picked for civic leader award

The Homedale Chamber of Commerce has announced the selection of George Murray as their nominee this year for the Treasure Valley Chambers of Commerce “Honored Civic Leader.” Each year one outstanding individual is screened from nominees submitted by separate valley chambers to be recognized with an award for exceptional leadership and civic work.

Homedale Chamber President Perry Jenkins said that the selection of Murray came as an easy decision to the Chamber’s board of directors this year.

George Murray came to Homedale in 1962 as a partner in the drug store business, acquiring full ownership of Homedale Drug in 1963. Under his management and serving as Homedale’s only licensed pharmacist, he and his wife Norma have built the successful Homedale business and continue its operation today.

Over his twenty-plus years in Homedale, George has also built an impressive civic service record which includes seven years on the Homedale City Council, serving 13 years as Mayor of the city, 24 years as an active member of the Homedale Chamber of Commerce and on their board of directors, a member of the Homedale PTA and past president, an Owyhee County representative to the State Comprehensive Health Planning Agency, a board chairman two years of the Community Action Agency for Ada, Elmore and Owyhee counties, a member of the Toastmasters Club, a member and past president of the Homedale Kiwanis Club, three years as director of the Homedale City Summer Recreation Program, one of two county representatives to the IDA-ORE Regional Planning Board, a member of the Treasure Valley Pharmaceutical Association, and a recipient of the Distinguished Citizen Award from the Idaho Statesman.

C of C launches logo contest

The Homedale Chamber of Commerce will canvass ideas and artistic talents from the community for a distinctive logo by means of a contest this month. Guidelines for a Logo Design contest were set up and announced this week by the Homedale Chamber board of directors. The logo symbol is expected to serve a generality of uses as a graphic representation of the organization on documents, stationery, brochures, etc., it was stated, and should reflect the essence of the organization.

The contest will be conducted through the remainder of the month with Oct. 31 as the entry deadline.

Artwork on the official entries must conform to the following regulations proclaimed by contest committeemen: it must appear in black ink on white paper with approximate image area of 7x10 inches. Restrictions will not be placed on ages of entrants or the number of entries one can submit.

Though only one logo design will be adopted as the official Homedale Chamber of Commerce logo, three prize placings will be recognized and money awarded in amounts of \$50, \$25, and \$10. It was also explained that the prize money will be presented in the form of “Homedale Bucks,” with the same value of legitimate currency, but must be redeemed for goods or services of Homedale businesses, the Chamber reps stipulated.

Nash selected for Good Citizen award

Shannon Nash, daughter of Mr. and Mrs. Rodger Nash, has been selected at Homedale High School for the 1984-85 Daughters of American Revolution Award.

The Good Citizen is a senior boy or girl selected by the faculty from three chosen by the vote of the Senior class on the qualifications of dependability, service, leadership, and patriotism of that student.

The student chosen fills out a questionnaire and an essay question under the supervision of the school counselor. This is submitted to a State committee for judging, accompanied by a transcript of grades, and a letter of recommendations.

50 years ago

October 8, 1959

Pep rally, parade to precede homecoming game

An air of excitement and anticipation has filled the Homedale school the past week in preparation for the homecoming parade and game Friday with Notus.

The usual homecoming festivities will begin with the pep rally tonight at 7 p.m. and the bonfire immediately following. The freshmen class will be in charge of the bonfire.

Floats entered by each of the classes and various school organizations will parade through town at 1:30 p.m. Friday. A cash award of \$15 will go to the first prize winning float, \$10 to the second and \$5 to the third.

Queen candidates, Karen Bergeson, freshman, Carol Cegnar, sophomore, Linda Petzoldt, junior and Janet Ross, senior, will ride in a convertible during the parade. The queen will be crowned by the football captain, at half time during the game against the Notus Pirates and again at the dance following the game.

The queen is chosen by the football team.

Route 95 group to meet with highway board

A meeting with the State Highway Board has been set for Oct. 31 at 10 a.m., Steve Edwards, Weiser, president of the Route 95 association reported Thursday.

During the Route 95 meeting at Council early in September, it was voted to request such a meeting in order to discuss some of the projects in which the association is interested, Edwards said; projects which have been approved and for which money has been budgeted.

Among these are the stretch from Cambridge to the Weiser River Canyon, and the Parma-Homedale section.

Succor Crik Sam Sez: “I better start watchin’ what I’m sayin’ or I’ll be declared unconstitutional like most every thing in the state nowadays.”

Wilder downs jr. high 20-7

The junior high football team lost 20 to 7 to Wilder last Wednesday at a game played at the high school field.

Coach Bill Long was a little more pleased this Wednesday when the boys whipped the Notus junior high team 38 to 0. The season will close October 22 with a game at Notus.

All-Stars wind up tournament

The eight women bowlers who participated in the final rounds of the All-Star tournament in Homedale had some exciting rounds of bowling Saturday and Sunday at the bowling alley. The scoring for the All-Star is on the Peterson Point system which gives each bowler 1 point for each 50 pins knocked down and 1 point each time she beats her opponent.

The final rounds were completed on Sunday with the following results. Juanita Simpson, 63.15, Verna Costley, 57.33; Pat Packer, 54.12; Opal Leslie, 52.32; Ruth Eidemiller, 52.21; Mary Jesenko, 45.33; Beverly Spencer, 45.20; and Lew Von Basey, 43.25.

Juanita Simpson will now compete in the District All-Star which will be held in Caldwell October 31 and November 1.

Homedale locals

Saturday dinner guests at the Hattie Pierce home were Mrs. Lena Stutheit, Wilder, and her grandson and his wife, Mr. and Mrs. Gordon Sunda and family, Reno, Nev.

Mr. and Mrs. Harvey Pegram returned home with a deer after a week end hunting trip to Crooked river above Council.

Weekend visitors at the Willard Cravens home in Melba were their son-in-law and daughter, Mr. and Mrs. Jim Tucker and family.

Mr. and Mrs. Sam Henson, Jr., and family, Othello, Wash., visited friends and relatives in Homedale over the weekend.

140 years ago

October 2, 1869

MRS. LEE AND MRS. JACKSON. A correspondent of the New Orleans Times, writing from Roxbridge Springs, says: Among these, I found here Mrs. Robert E. Lee, whom I had not seen for thirty years. I had known her when a boy, as the belle of Arlington, the daughter of George Washington Parke Custis, who was the adopted child of George Washington, but no blood relation. Then she was an elegant and attractive young lady, of great affability of manners and personal charms. Alas! I found her greatly changed by time and still more by disease. The charm of her manners still continues, but her body has been terribly afflicted by rheumatism, which has made her such a cripple that, for some years past, almost from the commencement of the late war, her only locomotion is effected in a chair with wheels, which is moved about by servants. In spite of this affliction she is a most agreeable and cheerful old lady, receives every one with a smile, and converses upon all subjects with great intelligence, vivacity and good humor.

There is nothing of the laughter, querulousness or disconnect of the invalid in her manner of conversation. Her time is occupied in social converse, sewing, writing and playing with her grandchild, a jolly little fellow, the son of General W. H. F. Lee. She is full of energy and industry, and employs herself most zealously to a late hour of the night, sewing for herself and daughters. At present she is engaged in making a dress for herself and one of her daughters out of some linens sent as a present from the Phoenix Cotton Mills in Georgia. Mrs. Lee, though contented with her situation, and deeply grateful for the many tokens of love and admiration which have been lavished upon her husband and herself, very naturally sighs for her old home at Arlington, from which she has been so ruthlessly and barbarously banished. She expects to close her life amid the scenes of the happy days of her childhood and girlhood. Even this most cherished desire, however, she will cheerfully sacrifice to her dignity and pride, and will never consent to receive back her estates if tendered with any conditions, or as a charitable and merciful condescension and favor by the Government which so cruelly devastated and appropriated property bequeathed by her patriotic father, and never legally acquired by the authority which now retains it.

Arlington must cease to be a Federal cemetery when the family of Robert E. Lee occupy it. The daughter-in-law of Mrs. Lee is here with her, the wife of General W. H. F. Lee, one of the most elegant and beautiful ladies I have seen in Virginia. She was a Miss Bolling, of Petersburg, of the old Pocahontas stock, always famous for beauty and high spirit. Her commanding and elegant figure, her bright and beaming face, and air of mingled dignity, grace and gentleness, would make her in the largest assembly and cynosure of all eyes, the “observed of all observers.” Mrs. T. J. Jackson is also making a sojourn in the place. She is a youthful and handsome widow of affable manners, and her little daughter, a bright girl seven or eight years of age, attracts universal attention, as the sole heiress of the illustrious hero of Chancellorville and a hundred other battles.

COUNTY SCRIP. From the manner in which this article went off last Tuesday, we must infer that Owyhee county is convalescing financially. There were in the Treasury nearly \$3,000 and the lowest bid was 33cts, which represented but a small warrant. Over half the amount in the Treasury was bid in at 78cts.

BISHOP LOOTENS preached at the Oro Fino mine last Sunday forenoon, and at St. Andrew’s Church on the same day. Subject – “The Sacrament of Penance,” which the reverend gentleman handled ably.

DAN POWER, an old Owyheean, returned from White Pine this week. Dan says he has had Pogonip enough.

PUBLIC NOTICE OF INTENT AD #1
To Propose Or Promulgate New Or Changed Agency Rules
(See also Ads # 2 and #3 in this issue)

The following agencies of the state of Idaho have published the complete text and all related, pertinent information concerning their intent to change or make the following rules in the new issue of the state Administrative Bulletin. The written comment submission deadline is October 28, 2009 unless otherwise listed. (Temp & Prop) indicates the rule is both temporary and proposed. (*PH) indicates that a public hearing has been scheduled.

IDAPA 01 – BOARD OF ACCOUNTANCY
PO Box 83720, Boise, ID 83720-0002

01-0101-0901, Idaho Accountancy Rules. Allows a licensee to apply for a retired license at age 55; updates incorporation by reference documents and corrects statutory citations.

IDAPA 02 - DEPT OF AGRICULTURE
PO Box 790, Boise, ID 83701-0790

02.01.04 - Rules Governing the Idaho Preferred® Promotion Program.

02-0104-0901, Simplifies fee payment for new participants who join midway through the year; updates promotion opportunities to reflect current program options; clarifies annual renewal process.

02-0104-0902, Allows ISDA to charge Idaho Preferred® participants for promotional materials.

02-0105-0901, Rules Governing Certificates of Free Sale. New chapter establishes the fee and application procedures for obtaining a certificate of free sale.

02-0413-0901, Rules of the Department of Agriculture Governing Retail Raw Milk.

Chapter repeal.

02-0413-0902, Rules Governing Raw Milk. Modifies raw milk quality standards and sanitary requirements for human consumption; clarifies the “cow share” program; provides a small herd exemption for facility construction requirements; incorporates by reference the sanitary milk production and milk processing provisions of the 2009 Pasteurized Milk Ordinance; establishes sanitary criteria, milk quality, and permitting protocols for “cow share” programs.

02-0419-0901, Rules Governing Domestic Cervidae. Introduces herd management plans to enable the agency to conduct facility inspections and herd inventories more efficiently.

02-0431-0901, Rules Governing the Stockpiling of Agricultural Waste. Establishes specific setback distances for stockpiled livestock waste that is not stored on agricultural waste storage property.

02-0501-0901, Resource Conservation and Rangeland Development Program. Addresses needed security changes; completes update of RCRDP loan program and removes RCRDP grant program now covered by WQPA rules; sets application requirements and improves loan servicing.

02-0603-0901, Rules Pertaining to the Idaho Nursery and Florists Law. (Temp & Prop)

02-0604-0901, Phytosanitary and Post-Entry Seed Certification. (Temp & Prop)

Both fee rules drop the hourly rate for the issuance of federal phytosanitary certificates and initiate a \$60 per certificate fee to cover federal administrative fee and increased program costs.

02-0608-0901, Quarantine Rules Pertaining to Apples and Cherries. Removes peach, nectarine, and apricot from list of regulated articles that host apples maggots.

02-0622-0901, Noxious Weeds Rules. Updates list of noxious weeds by adding new species and removing or reclassifying currently listed species.

02-0633-0901, Organic Food Product Rules. Changes application and registration deadline to July 1st and removes late fees for certification and registration.

IDAPA 03 – STATE ATHLETIC COMMISSION
1109 Main St., Ste. 220, Boise, ID 83702

03.01.01 - Rules of State Athletic Commission.

03-0101-0901, Requires application for a sanctioning permit; requires all combatants to apply for a license; adds \$30 application and renewal fee for a ring official; allows commissioner to lower the age of a ring official to 18 given good cause; changes term “boxer” to “combatant”.

03-0101-0902, Defines the types of events regulated; clarifies blood testing requirements, the criteria for approval of amateur sanctioning authorities, and the annual review of such approval; provides other security in lieu of a bond; requires a physical and eye exam within 36 hours of an event; clarifies fair techniques and fouls in MMA and limits MMA contests to 3 rounds for amateur events and 5 rounds for professional events.

IDAPA 05 – DEPT. OF JUVENILE
CORRECTIONS

PO Box 83720, Boise, ID 83720-0285

05-0101-0901, Rules for Contract Providers. Clarifies and updates current practices; updates definitions and removes redundancies.

IDAPA 07 – DIVISION OF BUILDING SAFETY
1090 E. Watertower St., Meridian, ID 83642

07-0106-0901, Rules Governing the Use of the National Electrical Code. Would allow the installation of certain cables in crawl spaces to be run at angles with floor joists without the need for drilling holes or a running board.

07.02.05 - Rules Governing Plumbing Safety Licensing.

07-0205-0901, Outlines the specific skills that will be tested as part of the journeyman plumbing practical exam.

07-0205-0902, Specifies the continuing education requirements and deadlines for certificate of competency renewals for journeyman and contractor plumbers and requires division’s approval of CE courses and instructors.

07-0205-0903, Requires apprentices to register for 5-year period and specialty apprentices to register for 3-year period; to be eligible to sit for the journeyman exam, an apprentice must provide the division proof of completion of the required number of employment and instructional hours.

07.03.01 - Rules of Building Safety.

07-0301-0901, Adopts 2009 editions of the International Building Code, International Residential Code, the International Energy Conservation Code, and the International Existing Building Code, with specified amendments.

07-0301-0902, Adopts 2009 edition of the International Energy Conservation Code with specified amendments.

07-0301-0903, Provides notice of availability of guidance, educational, and technical support to school districts to implement the processes of integrated design and fundamental commissioning and of a list of all third party commissioning agents in the state; provides for a process of performing and certifying the annual optimization review to ensure energy efficiency; and provides for certifications regarding qualification of schools for the building replacement value calculation.

07-0303-0901, Rules for Modular Buildings. Identifies organizations designated by the Board from which inspectors may obtain certification as a qualified inspector.

07.03.11 - Rules Governing Manufactured/Mobile Home Industry Licensing.

07-0311-0901, Provides for civil penalties for violators of Idaho’s manufactured housing industry licensing laws and rules; more accurately identifies those who sell manufactured homes as “retailers” instead of “dealers.”

07-0311-0902, (Temp & Prop) No longer requires original and renewal applications for manufactured home retailers (dealers) and installers show proof of completion of required education hours.

07-0601-0901, Rules Governing Uniform School Building Safety. Eliminates references to specific code editions that are adopted and updates the statutory authority requiring code adoption.

07.07.01 – Rules Governing the Installation of Heating, Ventilation and Air Conditioning.

07-0701-0901, Provides the division authority to impose a civil penalty against any person who fails to request an inspection of an HVAC installation.

07-0701-0902, Amends the Fuel Gas Code to require piping, regulators, meters, and other equipment to be installed in a manner that protects it from any physical damage and heavy snowfall; specifies requirements for the location and minimum spacing of certain gas piping stubbed out for meter or regulator connection; makes the International Fuel Gas Code and the International Mechanical Code the applicable minimum standards for installations in residential buildings and commercial buildings.

IDAPA 08 – STATE BOARD OF EDUCATION
PO Box 83720, Boise, ID 83720-00037

08-0104-0901, Rules Governing Residency Classification. (Temp & Prop) Changes align with statutory changes and clarify language allowing students to retain resident status when they leave the state for educational purposes.

08-0111-0901, Registration of Postsecondary Educational Institutions and Proprietary Schools. (Temp & Prop) Clarifies that postsecondary institutions must register with the State Board to ensure they are legitimate degree granting institutions and that proprietary schools are legitimate.

08-0114-0901, Idaho Rural Physician Incentive Program. New chapter sets out requirements for program and procedures for accessing the rural physicians incentive fund.

08.02.02 - Rules Governing Uniformity.

08-0202-0906, Requires teachers and administrators to take 1 of 3 courses in Mathematical Thinking for Instruction that most closely aligns with their current assignments as part of their professional development.

08-0202-0907, Creates a mathematical consulting teacher endorsement to ensure that qualified educators are conducting follow up support for the Mathematical Thinking for Instruction course.

08.02.03 – Rules Governing Thoroughness

08-0203-0905, Defines an Idaho high school credit as a minimum of 60 hours of instruction; provides a waiver process for requiring less than 60 hours of total instruction if substantiated; establishes a policy for mastery of a subject.

08-0203-0906, (Temp & Prop) Defines and establishes the Idaho Special Education Manual as the official policies, procedures and criteria for special education in Idaho in accordance with federal law; removes old references and requirements.

08-0203-0907, Changes the term “Idaho Achievement Standards” to the “Idaho Content Standards”.

IDAPA 09 – DEPARTMENT OF LABOR
317 W. Main St., Boise, ID 83735

09-0301-0901, Rules of the Rural Broadband Development Matching Fund Program. (Temp & Prop) Chapter repeal.

IDAPA 11 – IDAHO STATE POLICE
700 S. Stratford Drive, Meridian, ID 83643

11-0501-0901, Rules Governing Alcohol Beverage Control. Increases fingerprint fees; establishes definitions and fees for multi-purpose arenas; provides specific circumstances when minors are permitted or prohibited on premises; requires display of suspension notices for public notification.

11.11.01 - Rules of the Idaho Peace Officer Standards

and Training Council.

11-1101-0901, (Temp & Prop) Establishes that the certification of a former officer who is under decertification investigation will not lapse while under investigation and requires applicants to disclose any prior decertification proceedings against them and the results thereof.

11-1101-0902, Establishes requirements for Conducted Energy Device certification; updates language to encompass all disciplines the Council certifies; requires an officer charged with a felony or non-traffic misdemeanor to notify the POST executive director; establishes that a decertified officer is not eligible for future POST certification of any kind and that an officer under decertification investigation is not eligible for certification while under investigation; updates contact information.

11-1104-0901, Rules of the Idaho Peace Officer Standards and Training Council for Correction Officers and Adult Probation and Parole Officers. Allows the POST executive director to review “general under honorable conditions” and “uncharacterized” military discharges for possible waiver; requires applicants to disclose any decertification proceedings against them and the results thereof.

IDAPA 13 – ID. FISH & GAME COMMISSION
PO Box 25, Boise, ID 83707

13-0103-0901, Public Use of the Lands Owned or Controlled by the Department of Fish and Game. Allows director to delegate more authority to regional staff; defines “designated roads and trails” and “commercial use”; prohibits certain unpermitted uses or leaving portable hunting blinds and tree stands unattended for more than 30 minutes.

13-0111-0901, Rules Governing Fish. Eliminates definition of “no bait”; corrects wording regarding the 2 pole permit, steelhead and salmon permits, and recording of harvested fish; requires a sliding sinker for sturgeon fishing; allows unlimited poles for boat fishing on Lake Pend Oreille in conjunction with the Angler Incentive Program; amends requirements for trapping or seining minnows or crayfish; eliminates statewide bag and possession limits to allow regional limits; requires a maximum 5/8” hook gap for steelhead fishing.

13.01.14 – Rules Governing Falconry.

13-0114-0901, Repeal of chapter.

13-0114-0902, Chapter rewrite implements major revisions made to federal falconry regulations that eliminates federal permitting requirements and increases state management authority for falconry.

IDAPA 15 – OFFICE OF THE GOVERNOR -
MILITARY DIVISION

4040 Guard Street, Boise, ID 83705

Bureau of Homeland Security

15-0301-0901, Hazardous Substance Response Rules. Creates local emergency response authorities and regional response teams; establishes the location and jurisdiction of regional response teams; determines liability for incident response costs; provides procedures for notification to local and state emergency response authorities of a hazardous substance incident and the call-out procedure for emergency response agencies; provides for cost recovery and cost reimbursement procedures for emergency response agencies.

IDAPA 16 - DEPT OF HEALTH & WELFARE
PO Box 83720, Boise, ID 83720-0036

16-0202-0902, Rules of the Emergency Medical Services (EMS) Physician Commission. (Temp & Prop) Chapter rewrite defines the allowable scope of practice, act and duties that can be performed by licensed EMS personnel and defines required level of physician supervision; incorporates by reference the Commission’s Standards Manual; and conforms rule to statutory changes.

16-0203-0901, Rules Governing Emergency Medical Services. Changes align definitions and terms with statutory changes; removes waiver provision for nontransport EMS service minimum standards waiver requests; removes references to EMT-1 licensure level.

16-0304-0904, Rules Governing the Food Stamp Program in Idaho. (Temp & Prop) Clarifies the criteria used to determine a full month of income for food stamp households.

16.03.09 - Medicaid Basic Plan Benefits

16-0309-0903, Removes limitation on the “place of service” where medically necessary services can be delivered; revises psychosocial rehabilitation rules to match new rewritten mental health rules; revises paraprofessionals rules to align with licensure rules and DDA rules.

16-0309-0904, Removes the cap on benefits to allow a participant to earn the maximum number of points in both the Behavioral Preventative Health and Wellness Preventative Health programs; limits points received to offset premiums only; aligns pharmacy provider qualifications; removes sporting or fitness programs; removes references to vouchers, and requires prior authorization for PHA services and products.

16.03.10 - Medicaid Enhanced Plan Benefits.

16-0310-0905, Updates Personal Care Services to reflect changes in the payment methodology for PCS homes; separates, aligns, clarifies, and augments rules for adult PCS and children’s PCS; and clarifies PCS medication rules.

Please refer to the Idaho Administrative Bulletin, October 7, 2009, Volume 09-10, for all rulemaking notices and for the text of temporary, proposed and final rules, public hearings and negotiated rulemaking meeting schedules, Governor’s executive orders, and agency contact information.

Issues of the Idaho Administrative Bulletin
can be viewed at the county law library or online.

To view the Bulletin or Code or for information on purchasing the Bulletin and other rules publications, visit our website at www.adm.idaho.gov/adminrules/ or call (208) 332-1820 or write the Dept. of Administration, Office of Administrative Rules, 650 W. State St., Room 100, Boise, ID 83720-0306.

PUBLIC NOTICE OF INTENT AD #2
To Propose Or Promulgate New Or Changed Agency Rules
(See also Ads # 1 and #3 in this issue)

The following agencies of the state of Idaho have published the complete text and all related, pertinent information concerning their intent to change or make the following rules in the new issue of the state Administrative Bulletin. The written comment submission deadline is October 28, 2009 unless otherwise listed. (Temp & Prop) indicates the rule is both temporary and proposed. (*PH) indicates that a public hearing has been scheduled.

IDAPA 16 - DEPT OF HEALTH & WELFARE
16-0310-0906, Removes requirement that developmental disability and psychosocial rehabilitation providers must contract with schools to provide services; removes references to the ISSH Waiver; revises rule on negotiations for the plan of service since Independent Assessor Provider no longer reviews individual support plans.
16-0310-0907, Removes current fiscal intermediary rules for the HCBS A&D waiver and replaces them with a reference to the self-direction rules found in IDAPA 16.03.13, and references to requirements for providers of FI services; clarifies agency training and criminal history requirements that pertain to personal assistance agencies.
16-0313-0901, Consumer-Directed Services. (Temp & Prop) Aligns, clarifies, and augments the self-direction programs to include the HCBS A&D programs; requires use of a provider agreement rather than a contract with fiscal employer agent.
16-0410-0902, Rules Governing the Community Services Block Grant Program. (Temp & Prop) Excludes child support income when determining program eligibility; increases income limit for CSBG Program eligibility to 200% of the federal poverty guidelines.
16-0414-0901, Rules Governing the Low Income Home Energy Assistance Program. (Temp & Prop) Uses 60% of State Median Income to determine income eligibility and excludes child support as countable income.
16-0750-0901, Rules and Minimum Standards Governing Nonhospital, Medically-Monitored Detoxification/Mental Health Diversion Units. Provides the minimum standards, licensing, and regulations for a certificate of approval to operate a nonhospital, medically-monitored detoxification/mental health diversion unit in Idaho.
IDAPA 17 – INDUSTRIAL COMMISSION
PO Box 83720, Boise, ID 83720-0041
17-0203-0901, Security for Compensation. Self-insured employers must maintain a licensed resident claims adjuster located within Idaho to service claims; requires documents to be date-stamped with the name of the receiving office and by each receiving agent or vendor acting on behalf of the claims office to determine where delays in claims processing may be occurring; requires prompt and accurate reporting of each adjuster for each policyholder of the surety; deletes obsolete order.
17.02.08 - Miscellaneous Provisions.
17-0208-0902, Requires attorneys to provide an itemization of the amount and disposition of any and all medical bills or medical obligations to third-party payors remaining due after approval of a lump sum settlement.
17-0208-0903, Updates the conversion factors on the medical fee schedule.
17.06.01 through 17.06.05 - Boiler and Pressure Vessel Safety Rules.
17-0601-0901, General. Chapter repeal.
17-0602-0901, Administration. Chapter repeal.
17-0603-0901, Inspections. Chapter repeal.
17-0604-0901, Repairs and Alterations. Chapter repeal.
17-0605-0901, Boiler Attendants. Chapter repeal.
17.08.01 through 17.08.16-Idaho Minimum Safety Standards and Practices for Logging.
17-0801-0901, General Provisions. Updates meet OSHA requirements regarding logging signs.
17-0802-0901, Health, Safety, and Sanitation. Updates meet OSHA requirements relating to first aid transportation, required first aid training, identifying proper contents of first aid kits, clarifying safety shoe and life jacket requirements.
17-0803-0901, Explosives and Blasting. Updates meet OSHA requirements relating to crimping of fused detonator caps.
17-0805-0901, Signals and Signal Systems. Updates meet OSHA requirements relating to signaling of dangerous conditions.
17-0808-0901, Falling and Bucking. Updates meet OSHA requirements relating to first aid training by logging cutters, back-cuts of timber, and properly identifies illustrations of undercuts.
17-0809-0901, Rigging, Lines, Blocks, and Shackles. Updates meet OSHA requirements relating to rope clip fastening.
17-0810-0901, Canopy and Canopy Construction for Logging Equipment. Updates meet OSHA requirements relating to seatbelts for logging construction equipment.
17-0816-0901, Recommended Safety Program. Updates meet OSHA requirements relating to first aid training, and to clarify reporting of injuries and fatalities, management responsibilities, record keeping and establishment of a safety committee.
IDAPA 18 - DEPARTMENT OF INSURANCE
PO Box 83720, Boise, ID 83720-0043
18-0144-0901, Schedule of Fees, Licenses and Miscellaneous Charges. (Temp & Prop) Establishes application, licensing, and renewal fees for an Independent Review Organization.
18-0153-0901, Continuing Education. Changes law and ethics course requirement; adds general subjects acceptable for public adjusters; clarifies the qualifications and standards for credit for courses taught on-line; requires reporting of course completion within 180 days or 30 days prior to the producer's license expiration date; addresses requirements for pursuing independent study courses; provides for additional credit when an individual teaches a course for credit.
IDAPA 19 – BOARD OF DENTISTRY
PO Box 83720, Boise, ID 83720-0021
19-0101-0901, Rules of the State Board of Dentistry. Provides procedures for specialty examinations for licen-

sure for dental specialists; restricts continuing education credits from self-study for license renewals to 8 for dentists and 6 for dental hygienists; allows a dentist with no anesthesia permit to use other anesthesia personnel in his office during dental procedures, if the dentist's facilities meet anesthesia permit holder requirements.
IDAPA 20 – DEPARTMENT OF LANDS
PO Box 83720, Boise, ID 83720-0043
***20-0304-0901, Rules Governing the Regulation of Beds, Waters, and Airspace Over Navigable Lakes in the State of Idaho**. (*PH) Removes fees from rule and allows the Board to set fees per statute; clarifies several definitions and encroachment standards; allows some boat lifts to be approved with an abbreviated permitting process; provides for lake specific encroachment standards.
20-0317-0901, Rules Governing Leases on State-Owned Submerged Lands and Formerly Submerged Lands. Removes fees from rule and allows the Board to set the fees; clarifies the rights granted, how rental rates are determined, and the lease modification process.
IDAPA 24 – BUREAU OF OCCUPATIONAL LICENSES
1109 Main St., Suite 220, Boise, ID 83702
24-0101-0901, Rules of the Board of Architectural Examiners. (Temp & Prop) Updates the board's website address and the incorporation by reference section to include the 2009-2010 NCARB Handbook for Interns and Architects.
24-0301-0901, Rules of the Board of Chiropractic Physicians. Updates the board's website address; adds definition for direct personal supervision; clarifies who qualifies as a chiropractic intern and when a temporary permit is available.
24-0501-0901, Rules of the Board of Drinking Water and Wastewater Professionals. Updates the board's website address; reduces fees for endorsement, original license, and license renewal; creates, defines, and sets forth the qualifications for a Class 1 Restricted license and Very Small Wastewater System license; clarifies an ambiguity in the qualifications for a land application license.
24-0601-0901, Rules for the Licensure of Occupational Therapists and Occupational Therapy Assistants. (Temp & Prop) HB 261 moved the licensing from the Board of Medicine to the Bureau of Occupational Licenses; changes comply with statutory amendments to protect the public health, safety and welfare.
24-0701-0901, Rules of the Idaho State Board of Landscape Architects. Clarifies reference requirement for applicants; updates web address.
24-0801-0901, Rules of the State Board of Morticians. Updates the board's website address; outlines the requirements for continuing education.
24-1001-0901, Rules of the State Board of Optometry. (Temp & Prop) Defines "opticianry"; clarifies that failure to release contact lens prescriptions as required by federal law could be gross incompetence; clarifies the expiration date for prescriptions, spectacles and contact lenses.
24-1101-0901, Rules of the State Board of Podiatry. Updates the board's contact information; updates the American Podiatric Medical Association's Code of Ethics to current edition; clarifies licensure by endorsement requirements for residency programs and disciplinary action.
24.12.01 - Rules of the Idaho State Board of Psychological Examiners.
24-1201-0901 - Creates an inactive status; establishes and clarifies board's ability to require a licensee complete a rehabilitation program as part of discipline for a violation; allows board to waive a licensee's continuing education in a hardship circumstance; allows additional activities to qualify for continuing education and clarifies continuing education requirements.
24-1201-0902 - Clarifies the experience required for a psychology license to allow credit for an internship; allow for licensure through endorsement; establishes a temporary license to practice in Idaho in an emergency or special circumstance.
24-1501-0901, Rules of the Idaho Licensing Board of Professional Counselors and Marriage and Family Therapists. Clarifies the content of the graduate program to ensure competency; allows for supervision to be provided by a counselor education faculty member for the benefit of a student and it clarifies interns; supervised experience need not be provided by a registered supervisor for out-of-state applicants; deletes reference to professional counselor administration fees for examination; clarifies endorsement for applicants from a foreign country; updates language for various methods of meeting licensure requirements; updates Board website address.
24-1601-0901, Rules of the State Board of Dentistry. Updates board contact information; clarifies that supervising dentist or dentist must be present and directly observe any intern interaction with a patient.
24-1701-0901, Rules of the State Board of Acupuncture. Decreases application and annual renewal fees for licensure, certification, and technician certification; updates board's website address.
24-1801-0901, Rules of the Real Estate Appraiser Board. Updates the incorporation by reference of the Uniform Standards of Professional Appraisal Practice document to the current edition; clarifies the definition of a classroom hour and a residential unit; increases license renewal fee to \$350; adds a lack of activity section to allow for termination of incomplete applications upon notification; clarifies requirements for licensure as established by the federal Appraisal Qualifications Board; clarifies continuing education for registered trainees; corrects education classroom hours for residential appraisers and clarifies education requirements for general appraisers in com-

pliance with the AQB; clarifies continuing education requirements and provides an exemption from CE for health or other good cause.
24-1901-0901, Rules of the Board of Examiners of Residential Care Facility Administrators. Updates Board's contact information; allows for termination of inactive applications upon notification to the applicant; clarifies qualifications for applicants licensed as nursing home administrators to ensure competency; adds a special exemption from continuing education requirements to allow the board to consider a hardship.
24-2201-0901, Rules of the Idaho Liquefied Petroleum Gas Safety Board. Updates board's website address; increases fees for inspections to align the board's revenues to expenditures to eliminate its budget deficit.
24-2301-0901, Rules of the Speech and Hearing Services Licensure Board. Updates board's website address; establishes an endorsement fee; increases renewal fee; exam fees for unexcused applicants are non refundable; clarifies the need for continuing education when reinstating a license and the requirements for endorsement for out-of-state applicants; adds provision to carry over continuing education and adds a special exemption for continuing education; clarifies issuance of provisional permits and number of permit holders that can be supervised at a time; clarifies what records must be maintained by the supervisor of a hearing aid dealer and fitter and the contents of quarterly reports for audiology and hearing aid dealers and fitters.
24-2601-0901, Rules of the Idaho Board of Midwifery. Establishes the framework for licensure and the scope of practice for midwives.
IDAPA 25 – OUTFITTERS & GUIDES LICENSING BOARD
1365 N. Orchard, Suite 172, Boise, ID 83706
25-0101-0901, Rules of the Outfitters and Guides Licensing Board. Updates board's website address; adds additional activities to the definition of "hazardous excursions"; eliminates the multiple-year license and clarifies on line fees, Outfitter bond cancellations and the fee for controlled hunts; eliminates the rule associated with cash bonds; clarifies executive director's limited authority to grant or deny certain license applications or temporary authorization applications.
IDAPA 26 – DEPT. OF PARKS & RECREATION
PO Box 83720, Boise, ID 83720-0065
26.01.20, Rules Governing the Administration of Park and Recreation Areas and Facilities.
26-0120-0902. Prohibits the use of saddle or other recreational packing livestock on trails, roadways, and other areas unless designated through signing for that purpose or with permission of the park manager or designee.
26-0120-0903. Provides definitive guidance for agency staff in wildfire management by providing procedures to follow when large geographic areas may be affected by fire closures.
26-0120-0904. Clarifies that any hunting or pursuit of wildlife in a park setting must also comply with current IDFG rules and regulations.
26-0131-0901, Rules Governing the Administration of Idaho Department of Parks and Recreation Recreational Program Grant Funds. Increases the off-highway vehicle registration sticker fee by \$1 to fund county sheriffs for off-highway vehicle related law enforcement and establishes a formula to distribute these funds to sheriffs of counties with a current or an actively developing off-highway vehicle law enforcement program.
IDAPA 27 – BOARD OF PHARMACY
PO Box 83720, Boise, ID 83720-0067
27.01.01 – Rules of the Idaho State Board of Pharmacy.
27-0101-0901. Amends standards of conduct to require licensees to provide the board with notice of any changes to the licensee's name, address, or telephone number within 10 business days from the date of any such change.
27-0101-0902. Establishes criteria for registration of drug outlets and pharmacists engaged in the practice of telepharmacy across state lines; provides necessary regulatory framework for the practice of telepharmacy across state lines to meet statutory mandates; establishes a registration fee and annual renewal fee for out-of-state pharmacists engaged in the practice of telepharmacy across state lines; deletes the Idaho Telepharmacy Pilot Project rules; authorizes and establishes criteria for outsourcing, under certain circumstances, of "central prescription processing or filling" to a "central pharmacy" and defines those terms; defines "institution engaged in the practice of telepharmacy across state lines," "central order entry pharmacy," and "hospital system."
27-0101-0903. Requires pharmacies to notify the board in writing of their hours of operation and of any change in those hours at least 30 days prior to commencing new hours of operation and requires pharmacies to remain open during their stated hours of operation and to maintain sufficient staffing to ensure pharmacies are open during their stated business hours.
27-0101-0904. Provides standards and procedures for the inspection, distribution, transfer, acceptance, storage, and dispensing of donated drugs; and establishes provisions to enforce the Idaho Legend Drug Donation Act.

Please refer to the Idaho Administrative Bulletin, October 7, 2009, Volume 09-10, for all rulemaking notices and for the text of temporary, proposed and final rules, public hearings and negotiated rulemaking meeting schedules, Governor's executive orders, and agency contact information.

Issues of the Idaho Administrative Bulletin
can be viewed at the county law library or online. '

To view the Bulletin or Code or for information on purchasing the Bulletin and other rules publications, visit our website at www.adm.idaho.gov/adminrules/ or call (208) 332-1820 or write the Dept. of Administration, Office of Administrative Rules, 650 W. State St., Room 100, Boise, ID 83720-0306.

PUBLIC NOTICE OF INTENT AD #3
To Propose Or Promulgate New Or Changed Agency Rules
(See also Ads # 1 and #2 in this issue)

The following agencies of the state of Idaho have published the complete text and all related, pertinent information concerning their intent to change or make the following rules in the new issue of the state Administrative Bulletin. The written comment submission deadline is October 28, 2009 unless otherwise listed. (Temp & Prop) indicates the rule is both temporary and proposed. (*PH) indicates that a public hearing has been scheduled.

IDAPA 27 – BOARD OF PHARMACY
PO Box 83720, Boise, ID 83720-0067

27-0101-0905. Clarifies that a pharmacist, filling a drug order for a legend drug that is not a controlled substance, may provide up to a 3-month supply when the practitioner has written a prescription for a smaller supply with refills in sufficient numbers to fill the larger supply.

27-0101-0906. Sets forth conditions for a licensed pharmacist to practice outside a licensed pharmacy; addresses access to records and information, provides for security and documentation, and mandates the maintenance of records to provide accountability and an audit trail.

27-0101-0907. Adds repackagers who are authorized distributors of record for FDA registered manufacturers to the definition of normal distribution channel per the Wholesale Drug Distribution Act

27-0101-0908. Clarifies that a pharmacy may transfer a prescription to another pharmacy without first having to fill it and clarifies the recordkeeping responsibility of the receiving pharmacy.

IDAPA 28 – DEPARTMENT OF COMMERCE
PO Box 83720, Boise, ID 83720-0093

28.02.03 - Rules of the Idaho Regional Travel and Convention Grant Program.

28-0203-0901. (Temp & Prop) Chapter repeal.

28-0203-0902. (Temp & Prop) Establishes framework for the distribution of grant funds to eligible non-profit, incorporated organizations to stimulate and expand the travel and convention industry throughout the state.

IDAPA 31 – PUBLIC UTILITIES COMMISSION
PO Box 83720, Boise, ID 83720-0074

31-4101-0901, The Telephone Customer Relations Rules. Simplifies regulatory requirements and allows companies more flexibility to respond to customers' service requests, while maintaining some service quality standards related to basic local exchange service to encourage competition in telephone services.

31-4102-0901, Information to Customers of Telephone Companies. Chapter repeal.

31-4201-0901, The Title 62 Telephone Corporation Rules. Chapter repeal.

IDAPA 33 – REAL ESTATE COMMISSION
PO Box 83720, Boise, ID 83720-0077

33.01.01 - Rules of the Real Estate Commission.

***33-0101-0901.** (*PH) Establishes conditions for accepting a late license renewal application.

***33-0101-0902.** (*PH) Clarifies that a late renewal constitutes a lapse of the required errors and omissions coverage, even if coverage is later made retroactive by the carrier.

***33-0102-0901, Rules of Practice and Procedure of the Idaho Real Estate Commission Governing Contested Cases.** (*PH) Provides that a non-Idaho attorney may represent a party and appear before the commission in a contested case under the procedures for limited admission.

***33-0103-0901, Rules Governing Subdivided Lands Registration.** (*PH) Reduces registration fees to encourage use of the on-line documents management system.

IDAPA 35 – IDAHO TAX COMMISSION
PO Box 36, Boise, ID 83722-0410

35-0101-0901, Income Tax Administrative Rules. Adds new tax brackets; includes trusts and estates into discussion of capital gains deduction and pass-through entities; modifies how a taxpayer can make the election to forego the net operating loss carryback by removing the option of attaching the federal election; provides rules for nonresidents for calculating deductions in computing Idaho adjusted gross income; provides that unemployment compensation for nonresidents is sourced to state that paid it; directs taxpayers on how to make intercompany eliminations; provides that commissions and fees related to the sale of another taxpayer's real property are sourced to the state where the property related to the commission and fees is located; clarifies that one qualified corporation within the water's edge group that makes the election binds the other corporations to that election, including corporations added to the combined group in years after the initial election; states that filing of a protective 1120-F return by itself will not constitute the filing of a federal return for purposes of the water's edge combined report; allows a resident trust or estate an income tax credit for taxes paid to other states; corrects terms and delete obsolete information relating to the tax paid by an S corporation; notes the reduction required to qualified investment for grants received from the rural Idaho economic development biofuel infrastructure matching grant fund; amends grocery tax credit; requires all W-2s to be filed with commission by the last day of February.

35-0102-0901, Idaho Sales and Use Tax Administrative Rules. Contractors who install materials into real property are consumers of the property and material suppliers who do not install building materials are retailers and are required to collect sales tax; defines "transportation of freight or passengers" and stipulates that service provision must be indiscriminate and must transport people and goods; removes terms "zoos and museums" from rule; deletes tire pressure requirement for ATVs and clarifies that the new resident exemption applies to motor vehicles, privately owned aircraft and off-road vehicles; if seller holds valid certificate he is not required to collect sales tax; amends the Demonstration Pilot Project Fund requirements.

35.01.03 - Property Tax Administrative Rules.

35-0103-0902. Updates references to appropriate and current editions of guides and professional standards; clarifies that a candidate must pass at least 2 appraisal courses in the property tax certification program; rewrites assessment procedures for section 42 low income housing properties; requires commission to notify the urban renewal agency of the pending dissolution of a revenue allocation area; makes January 1 the date for establishing market value for determining the occupancy value upon which the tax is based; requires assessor to notify commission when the homeowner's exemption is erroneously claimed; provides the reporting process to be used by taxpayers per statute; when a taxing district annexes parcels, the annexation value may be included on the new construction roll, but the new construction roll can not include the value of new construction that has been included in the annexation value; require that the personal property declaration form be filed for taxpayers who are eligible for and expect to receive the benefit of the QIE; define the due date as irrespective of any income tax extensions that may have been granted.

35-0103-0903. (Temp & Prop) Provides and explains the formula to compute the voter test; adds school two-year temporary supplemental funds and the Cooperative Service Agency funds to list of funds to be left in the base when computing levies for taxing districts encompassing urban renewable revenue allocation areas.

35-0105-0902, Motor Fuels Tax Administrative Rules.

Ethanol must be reported as a receipt on the motor fuels distributors report when it is blended with gasoline; deductions on the monthly motor fuel distributor report for ethanol and biodiesel cannot be claimed for periods before 6/1/09; requires motor fuels distributor who reports at least 25 receipts or disbursements of motor fuel on its monthly fuel tax return to file electronically and adds an exemption to this; exempts persons who produce 5,000 gallons or less of biodiesel fuel in a calendar year for their personal consumption from paying the 1¢ per gallon petroleum transfer fee; informs consumers of new penalties for using dyed diesel fuel for an illegal purpose; sets recordkeeping requirements for carriers registered under the Full Fee Plan.

35-0109-0901, Idaho County Option Kitchen and Table Wine Tax Administrative Rules.

35-0112-0901, Idaho Beer Tax Administrative Rules.

Both rulemakings allow for quarterly, semiannual, and annual returns for distributors and wine direct shippers who are remitting less than \$600 per reporting of tax.

35.02.01 - Tax Commission Administration and Enforcement Rules.

35-0201-0901. Corrects Twin Fall's field office address; adds recordkeeping and retention requirements; adds interest rate and applicable Revenue Ruling for 2010 to the table that identifies this information by year; clarifies what a "perfected protest" is and to define "unperfected protest"; addresses "settlements" rather than "compromises," defines "disputed liability," "doubt as to collectability" and "economic hardship"; adds "promotion of effective tax administration" as an additional ground; adds the ISP's Alcohol Beverage Control Bureau to the list of disclosure agreements.

35-0201-0902. (Temp & Prop) Details procedures the commission will follow when the commission settles an administrative proceeding in which the amount in dispute exceeds \$50,000.

IDAPA 38 – DEPT. OF ADMINISTRATION
PO Box 83720, Boise, ID 83720-0003

38-0301-0901, Rules Governing Group Insurance.

Establishes active and retired state employee eligibility requirements and the 2 year supplemental reimbursement for individuals in the Medicare prescription drug gap.

38-0404 - Rules Governing Capitol Mall Parking.

38-0404-0901. Chapter repeal.

38-0404-0902. Chapter rewrite updates rules with existing or desired practices and parking space limitations.

IDAPA 39 – TRANSPORTATION DEPT.
PO Box 7129, Boise ID 83707-1129

39-0222-0901, Rules Governing Registration and Permit Fee Administration. Allows cancellation of future installment payment plan privileges after 2 or more suspensions and provides for the reinstatement of installment payment plan privileges after 12 consecutive months of no suspensions of any type on their account; provides for collection of a \$50 installment payment plan fee for each plan to cover administrative costs.

39-0241-0901, Rules Governing Special Provisions Applicable to Fees for Services. Removes fixed rates and replaces them with a reference to charges in statute; change terms "microfilm" to "imaged" and "magnetic tapes" to "electronic media".

39-0260-0901, Rules Governing License Plate Provisions. Provides for issuing Restricted Vehicle plates to Idaho licensed motorbike, all terrain vehicle, and utility vehicle dealers and Restricted Vehicle dealer plates and wrecker plates; clarifies what is considered an unacceptable personalized plate message; provides for the creation of a business logo plate available as permanent commercial trailer plates for businesses wanting their own logo plate for registering their commercial trailers and provides for the periodic validation for non-resident owners every 3 years.

39-0312-0901, Rules Governing Safety Requirements of Overlegal Permits. Changes the required dimension for flags from 12"x12" to 18"x18" per federal regulation.

39-0316-0901, Rules Governing Oversize Permits for Non-Reducible Vehicles and/or Loads. Allows for 7 feet of front trailer overhang for night operations on 2-lane, 2-way highways; overhangs exceeding 7 feet will be restricted to daylight only travel when operating on 2-lane, 2-way highways.

39-0341-0901, Rules Governing Traffic Control Devices. Adopts by reference the most recent edition of the Manual on Uniform Traffic Control Devices for Streets and Highways; adds conforming additions to the manual; allows the optional use of the IdaShield object marker for additional delineation of non-signalized at-grade railroad/road crossings of public roads.

39-0345-0901, Rules Governing Aircraft Registration. Clarifies required application information for aircraft registration.

IDAPA 40 – COMMISSION ON THE ARTS
2410 Old Penitentiary Rd., Boise, ID 83712

40-0101-0901, Rules of the Idaho Commission on the Arts. Changes revise deadline dates for consistency; identify eligible artists and art organizations; provides that ongoing projects and programs are eligible for grants.

IDAPA 46 – BOARD OF VETERINARY MEDICINE
PO Box 7249, Boise, ID 83707

46-0101-0901, Rules of the State of Idaho Board of Veterinary Medicine. Adopts by reference the April 2008 version of the Principles of Veterinary Medical Ethics of the AVMA; provides that applicants for veterinarian technician licensure provide certified copies of school records or letters verifying completion of education requirements; clarifies that technician applicants may take the state jurisprudence examination more than once, but at three month intervals; eliminates multiple references in various parts of the rules requiring technicians and assistants to be employed by a supervising veterinarian; strikes verbal abuse or harassment of patient as grounds for discipline of a veterinary technician to be consistent with grounds for discipline of a veterinarian; requires that the route of administration of drugs be noted in the patient's medical records; requires that veterinarians provide a copy of a patient's records within a specified period of time; changes time period for a veterinarian to provide a written order as a follow-up to an oral order given a veterinary drug outlet; clarifies the disposal of controlled substances and outdated stock and material; removes a reference to law enforcement agencies and personnel as certified euthanasia technicians; modifies requirements on needle sizes for euthanasia agencies; adds requirement that drugs approved for use by certified euthanasia technicians be transported only in a storage cabinet securely bolted to the transporting vehicle; modifies the supplies and items required to be in a euthanasia room, including current certifications; strikes reference to law enforcement CETs working under the supervision of a veterinarian; clarifies provisions for reinstatement of a CET.

IDAPA 47 – VOCATIONAL REHABILITATION DIVISION

PO Box 83720, Boise, ID 83720-0037

47-0101-0901, Rules of the Idaho Division of Vocational Rehabilitation. Clarifies the appeals process.

IDAPA 48 – IDAHO GRAPE GROWERS AND WINE PRODUCERS COMMISSION

PO Box 1218, Caldwell, ID 83606

***48-0101-0902, Rules of the Idaho Grape Growers and Wine Producers Commission.** (*PH) Revises the tax (to be phased in over a 3-year period with a cap for taxes on wineries imposed in the first year) on wine production to \$.04 per gallon, \$7 per ton of grapes, and \$6.68 per 167 gallons of grape juice produced outside of Idaho.

PROCLAMATIONS OF RULEMAKING
Board of Correction

06-0101-0901. Board of Correction Rules

ADOPTION OF TEMPORARY RULES
Dept of Health and Welfare

16-0210-0902. Idaho Reportable Diseases.

16-0603-0902. Rules and Minimum Standards Governing Alcohol/Drug Abuse Prevention and Treatment Programs.

NOTICE OF PUBLIC HEARING
Dept of Education

08-0202-0905. Rules Governing Uniformity.

08-0203-0903. Rules Governing Thoroughness.

Grape Growers & Wine Producers Commission
48-0101-0901. Rules of the Idaho Grape Growers and Wine Producers Commission

NEGOTIATED RULEMAKING MEETINGS
Dept of Agriculture

02-0414-0902. Rules Governing Dairy Waste.

Dept of Environmental Quality

58-0101-0901. Rules Governing the Control of Air Pollution in Idaho.

58-0123-0901. Rules of Administrative Procedure Before the Board of Environmental Quality.

Please refer to the Idaho Administrative Bulletin, **October 7, 2009, Volume 09-10**, for all rulemaking notices and for the text of temporary, proposed and final rules, public hearings and negotiated rulemaking meeting schedules, Governor's executive orders, and agency contact information.

Issues of the Idaho Administrative Bulletin
can be viewed at the county law library or online.

To view the Bulletin or Code or for information on purchasing the Bulletin and other rules publications, visit our website at www.adm.idaho.gov/adminrules/ or call (208) 332-1820 or write the Dept. of Administration, Office of Administrative Rules, 650 W. State St., Room 100, Boise, ID 83720-0306.

Public notices

TO: CITY OF MARSING RESIDENTS
FROM: CITY OF MARSING
RE: WATER QUALITY IN THE CITY

Dear City of Marsing Resident,
Effective January 26, 2006, the US Environmental Protection Agency reduced the drinking water standard for arsenic from 50 parts per billion (ppb) to 10 ppb. One well that had been supplying water to the City of Marsing, Well #3, has an arsenic concentration, which exceeds the Maximum Contaminant Level set forth by the EPA. Well #3 is not currently being used by the system as a water source, however, the City of Marsing is required to provide quarterly public notice of this exceedence. You will continue to receive this notice every quarter until such time as the City is notified by IDEQ the notice is no longer required.

Arsenic is a naturally occurring element thought to enter the water source from contact with natural rock formations. Arsenic can cause adverse health effects, including cardiovascular disease, diabetes mellitus, skin changes, nervous system damage, and various forms of cancer.

The City of Marsing is taking action to permanently remove the well as a source of water for the water system. As you may be aware, the City is in the process of upgrading the municipal water system, and a new well to serve the system, and replace Well #3, will be first item completed for water system upgrade project.
10/7/09

PUBLIC NOTICE OF WRITTEN AGREEMENT PURSUANT TO IDAHO CODE 67-2323 HOMEDALE RURAL FIRE PROTECTION DISTRICT MURPHY-REYNOLDS-WILSON RURAL FIRE DISTRICT TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that Homedale Rural Fire Protection District, a Rural Fire Protection District and government subdivision of the State of Idaho, and Murphy-Reynolds-Wilson Rural Fire Protection District, a Rural Fire District and government subdivision of the State of Idaho, intend to enter into and ratify and Agreement, to wit: "Agreement for the Transfer of Property."

NOTICE IS HEREBY FURTHER GIVEN that the general terms of the Agreement are as follows: The Board of Commissioners of Homedale Rural Fire Protection District will transfer all of the District's right title and interest in and to a 1994 Ford Ambulance VIN 1FDKF37M4RNB07503 owned by the Homedale Rural Fire Protection District without warranty and in as is condition to Murphy-Reynolds-Wilson Rural Fire Protection District without monetary consideration.

PURPOSE: To facilitate the use of the said ambulance by another rural fire district and in the best interests of the public.

PLEASE TAKE FURTHER NOTICE that the time and place of the regular and/or special meetings of the respective parties to the Agreement wherein the proposal to ratify said Agreement is as follows:

Homedale Rural Fire Protection District, in the banquet room of Owyhee Lanes Restaurant, 18 W.

First Street, Homedale, ID 83628. Meeting date: October 12, 2009. Meeting time: 12:00 p.m.

Murphy-Reynolds-Wilson Rural Fire District, Location: Murphy Courthouse. Meeting date: October 13, 2009. Meeting time: 7:00 p.m.

PLEASE TAKE FURTHER NOTICE that a full text of the proposed Agreement may be examined agt the Offices of Bowen & Parker CPA's are located at 19 East Wyoming, Homedale, Idaho 83628 and at the Murphy Fire Station.

/s/Mike Parker, Homedale Rural Fire Protection District Secretary

/s/Wes Anderson, Murphy-Reynolds-Wilson Rural Fire District Secretary
9/30;10/7/09

CERTIFIED BY GEM IRRIGATION DISTRICT THIS DAY OF OCTOBER 1, 2009

We hereby certify that Greg Purdom as the only candidate filing for Director of Division 4, and Tim Leavitt as the only candidate filing for Director of Division 5, and with no additional write in candidates filing, were duly elected as Directors for Gem Irrigation District for a three year term beginning January 1, 2010, pursuant to Idaho Code 43-201A.

Attest: Connie Chadez, Secretary
10/7,14/09

NOTICE OF ELECTION OWYHEE PIONEER CEMETERY DISTRICT MURPHY, OWYHEE COUNTY, IDAHO

NOTICE IS HEREBY GIVEN, That on the third day of November, 2009 (November 3, 2009) at the home of Joan Bachman, Murphy, Idaho, an election will be held for the election of one (1) Commissioner from Sub-District No. 3, of the Owyhee Pioneer Cemetery District for the term of three (3) years. Which election shall be opened from 10:00 A.M. to 7:00 P.M. on said day. The polling place shall be at 17082 Basey Street, Murphy, Idaho. Any person residing within the named district and who possesses all the qualifications of an elector under the general laws of Idaho is entitled to vote at said election.

In order to nominate a candidate for his name will appear on the ballot, nominating papers must be presented to the Secretary of the district no later than 5:00 P.M., Friday October 9, 2009, signed by not less than 5 nor more than 10 qualified electors of the district.

Any write-in candidate must file a declaration of intent not less than 25 days before election.

In the event of only one (1) nomination being submitted, the single nominee will be awarded the office and no election will be held.

Dated this 2nd day of October, 2009

/s/Joan Bachman, Secretary
Owyhee Pioneer Cemetery District
10/7,14/09

NOTICE OF TRUSTEE'S SALE

Idaho Code 45-1506 Today's date: September 10, 2009 File No.: 7023.06691 Sale date and time (local time): January 13, 2010 at 11:00 AM Sale location: in the lobby of the Owyhee County Courthouse, 20381 State Highway 78, Murphy, Idaho 83650 Property address: 4534

NOTICE OF PENDING ISSUANCE OF TAX DEED GEM IRRIGATION DISTRICT PO BOX 67, HOMEDALE, ID 83628 OWYHEE COUNTY, IDAHO

NOTICE IS HEREBY GIVEN that in accordance with Title 43, Chapter 7, of the Idaho State Code, on December 31, 2009, the period of redemption for delinquent entries made January 1, 2007, shall expire and the Gem Irrigation District, or its assign, shall be issued a tax deed for the property described below, upon which such delinquent entries were made. The property described below may be redeemed on or before December 31, 2009, by paying to the Gem Irrigation District at its office in the City of Homedale, County of Owyhee, the delinquent assessments for which the delinquent entries were made, plus a penalty of two percent (2%) thereon, interest on the total at the rate of one percent (1%) per month from the day said delinquent entries were made until the day of redemption, and recording and publication costs. Any inquiries direct to Gem Irrigation at the above named address.

Person Assessed	Property Description	Year Assessed	Delinquent Assessment & Penalty	Interest to 12/31/09	Misc. Costs
Terry Borden	Sec. 11, T2N R4W, Lot 3	2007	136.54	36.12	40.50
Jan L. Bryant	Sec. 10, T3N, R5W Pt SW SW	2007	174.86	61.72	40.50
Deborah & Barry Caldwell	Sec. 31, T3N, R4W Pt NW NE	2007	236.80	83.57	40.50
Edward & Julie Crego	Sec. 32, T3N, R4W Pt SE SE, Parcel 1	2007	88.15	31.11	40.50
Lynn & Corina Draper	Sec. 9, T2N, R4W Pt NE NW	2007	136.28	46.59	40.50
Rick J. Lacer	Sec. 28, T3N, R4W, Parcel J, PT N1/2 SW	2007	257.44	90.86	40.50
Robert Root	Sec. 33, T3N, R4W, Pt SW SW	2007	112.94	39.86	40.50

Dated this 16th day of September, 2009
GEM IRRIGATION DISTRICT
Connie Chadez, Treasurer
9/23,30;10/7,14/09

East Lootens Lane Homedale, ID 83628 Successor Trustee: Northwest Trustee Services, Inc., an Idaho Corporation P.O. Box 997 Bellevue, WA 98009 (425) 586-1900 Deed of Trust information Original grantor: Berry S. Combs and Debra D. Combs, husband and wife Original trustee: Pioneer Title Company of Ada County Original beneficiary: Wells Fargo Home Mortgage, Inc. Recording date: December 13, 2001 Recorder's instrument number: 238098 County: Owyhee Sum owing on the obligation: as of September 10, 2009: \$113,028.97 Because of interest, late charges, and other charges that may vary from day to day, the amount due on the day you pay may be greater. Hence, if you pay the amount shown above, an adjustment may be necessary after we receive your check. For further information write or call the Successor Trustee at the address or telephone number provided above. Basis of default: failure to make payments when due. Please take notice that the Successor Trustee will sell at public auction to the highest bidder for certified funds or equivalent the property described above. The property address is identified to comply with IC 60-113 but is not warranted to be correct. The property's legal description is: A tract of land located in the Southwest quarter of the Northwest quarter of Section 24, Township 3 North, Range 5 West, Boise Meridian, Owyhee County, Idaho more particularly described as follows: Commencing at the Southeast corner of said Southwest quarter, which is the initial point of this description; thence North 89 degrees 38' 53" West 360.00 feet, shown of record East, along the South boundary of said Southwest quarter; thence North 00 degrees 21' 03" West 727.97 feet; thence South 70 degrees 22' 00" East 236.14 feet; thence North 16 degrees 42' 01" East 110.69 feet; thence South 81 degrees 29' 53" East 106.87 feet to a point on the East boundary of said Southwest quarter; thence South 00 degrees 21' 03" East 741.06 feet along said East boundary to the initial point of this description. The sale is subject to conditions, rules and procedures as described at the sale and which can be reviewed at www.northwesttrustee.com or USA-Foreclosure.com. The sale is made without representation, warranty or covenant of any kind. (TS# 7023.06691) 1002.132692-FEI
9/23,30;10/7,14/09

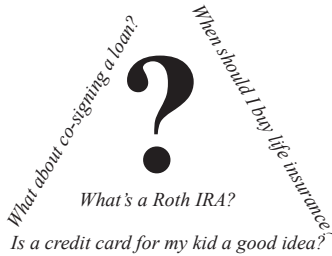
NOTICE OF TRUSTEE'S SALE

TS No. 09-0053932 Title Order No. 090305391IDGNO Parcel No. RP007500030040 The following described property will be sold at public auction to the highest bidder, payable in lawful money of the United States, In the lobby of the Owyhee County Courthouse located on the corner of Highway 78 and Hailey Street, known as 20381 Highway 78, Murphy, ID 83650, on 01/29/2010 atll:00 am, (recognized local time) for the purpose of foreclosing that certain Deed of Trust recorded 02/20/2007 as Instrument Number 259872, and executed by TODD A COOPER & MARLA R COOPER, HUSBAND AND WIFE, as Grantor(s), in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., as Beneficiary, to RECONTRUST COMPANY, N.A., the Current Trustee of record, covering the following real property located in Owyhee County, state of Idaho: LOT 4, BLOCK 3, EAGLE VIEW ESTATES, ACCORDING TO THE OFFICIAL PLAT THEREOF RECORDED AS INSTRUMENT NO. 215482, RECORDS OF OWYHEE COUNTY, IDAHO. The Trustee has no knowledge of a more particular description of the above referenced real property, but for purpose of compliance with Idaho Code, Section 60-113, the Trustee has been informed that the street address of, 12495 CINNABAR WAY, MURPHY, ID 83650 is sometimes associated with said real property. Bidders must be prepared to tender the trustee the full amount of the bid at the sale in the form of cash, or a cashier's check drawn on a state or federally insured savings institution. 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 that certain Deed of Trust. The default for which this sale is to be made is: Failure to pay the monthly payment due 01/01/2009 of principal, interest and impounds and subsequent installments due thereafter; plus late charges, with interest currently accruing at 6.750% per annum; together with all subsequent sums advanced by beneficiary pursuant to the terms and conditions of said Deed of Trust, and any supplemental modifications thereto. The principal balance owing as of this date on said obligation is \$289,205.60, plus

interest, costs and expenses actually incurred in enforcing the obligations thereunder and in this sale, together with any unpaid and/or accruing real property taxes, and/or assessments, attorneys' fees, Trustees' fees and costs, and any other amount advanced to protect said security, as authorized in the promissory note secured by the aforementioned Deed of Trust. Therefore, the Beneficiary elects to sell, or cause said trust property to be sold, to satisfy said obligation. NOTICE IS HEREBY GIVEN THAT THIS FIRM IS ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE, AND THAT THE DEBT MAY BE DISPUTED. 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. DATED: 09/19/2009 Name and Address of the Current Trustee is: RECONTRUST COMPANY, N.A. 1800 Tapo Canyon Rd., CA6-914-01-94 SIMI VALLEY, CA 80028-1821 PHONE: (800) 281-8219 RECONTRUST COMPANY, N.A. Successor Trustee Sabrina Stephens, Team Member ASAP# 3270138
9/30;10/7,14,21/09



How much should I save for retirement?



Is a credit card for my kid a good idea?

Dave's got the answers to financial riddles each week in the

The Owyhee Avalanche

Public notices

NOTICE OF TRUSTEE’S SALE

On February 2, 2010, at the hour of 11:00 o’clock AM of said day, in the lobby of the Owyhee County Courthouse, State Highway 78, Murphy, Idaho, JUST LAW, INC., 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:

Lot 14 of Block 17 of the Amended Plat of the Townsite 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.

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 **412 W. Oregon St., Homedale, ID**, is sometimes associated with the said real property.

This Trustee’s Sale is subject to a bankruptcy filing, a payoff, a reinstatement or any other conditions of which the Trustee is not aware that would cause the cancellation of this sale. Further, if any of these conditions exist, this sale may be null and void, the successful bidder’s funds shall be returned, and the Trustee and the Beneficiary shall not be liable to the successful bidder for any damages.

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 Kristen Garcia, an unmarried woman, as Grantor(s) with Mortgage Electronic Registration Systems, Inc. as the Beneficiary, under the Deed of Trust recorded July 24, 2007, as Instrument No. 261845, in the records of Owyhee County, Idaho. The Beneficial interest of said Deed of Trust was subsequently assigned to Suntrust Mortgage, Inc., recorded September 21, 2009, as Instrument No. 269298,

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 \$1,080.26 for the months of May 2009 through and including to 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 \$139,786.52 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% from April 1, 2009, 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 28th day of September, 2009.

Sumerli Lynch, Trust Officer for Just Law, Inc., P.O. Box 50271, Idaho Falls, Idaho 83405 (208) 523-9106 FAX (208) 523-9146

For information concerning this sale please contact Just Law, Inc. at www.justlawidaho.com or Toll Free at 1-800-923-9106, Thank you.
10/7,14,21,28/09

NOTICE OF TRUSTEE’S SALE

On **Monday, February 1, 2010** at the hour of **10:30 o’clock A.M.**, of said day, on the steps of **Owyhee County Courthouse** located at **20381 State Highway 78 Murphy, ID 83650.**

Alliance Title & Escrow Corp., as successor trustee, will sell at public auction, to the highest bidder, for cash, cashiers check, certified check or tellers check, (from a bank which has a branch in the community at the site of the sale), money order, State of Idaho

check or local government check, or cash equivalent in lawful money of the United States, all payable at the same 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 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho. Section 14: West half of the Southwest Quarter of the Northeast Quarter of the Northeast Quarter; and East half of the Southeast Quarter of the Northwest Quarter of the Northeast Quarter.

THE TRUSTEE HAS NO KNOWLEDGE OF A MORE PARTICULAR DESCRIPTION OF THE ABOVE-DESCRIBED REAL PROPERTY, BUT FOR PURPOSES OF COMPLIANCE WITH IDAHO CODE, SECTION 60-113, THE TRUSTEE HAS BEEN INFORMED THAT THE STREET ADDRESS OF: **10305 China Ditch Road, Melba, ID 83641**, MAY SOMETIMES BE ASSOCIATED WITH SAID REAL PROPERTY.

If the successful bidder cannot provide the bid price by means of one of the above means of payment, the sale will be postponed for 10 minutes only to allow the high bidder to obtain payment in a form prescribed herein above. If the high bidder is unsuccessful in obtaining payment as directed within 10 minutes, the sale will be re-held immediately and any bid by the high bidder from the previous sale, will be rejected, all in accordance with Idaho Code 45-1502 et. Sec.

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 Robert J. Osick, an unmarried person, as Grantor to Alliance Title & Escrow Corp., as Successor Trustee, for the benefit and security of Vanderbilt Mortgage and Finance, Inc. as Successor Beneficiary, recorded June 26, 1995 as Instrument No. 215950, 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:

Make principal and interest payments as set forth on said Deed of Trust and Promissory Note. The original loan amount was \$54,400.00 together with interest thereon at the rate of 8.925% per annum, as evidenced in Promissory Note dated June 23, 1995. Payments are in default for the months of June 2009 through and including September 2009 in the amount of \$427.18 per month and continuing each and every month thereafter until date of sale or reinstatement. The principal balance as of September 16, 2009 is \$27,847.18 together with accrued and accruing interest thereon at the rate of 8.925% per annum. The per diem is \$5.50. In addition to the above, there is also due any late charges, advances, escrow collection fees, attorney fees, fees or costs associated with this foreclosure.

The balance owing as of this date on the obligation secured by said deed of trust is \$27,847.18, excluding interest, costs 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.


Dated: September 28, 2009
Alliance Title & Escrow Corp. By: Bobbi Oldfield, Trust Officer Phone: 208-947-1553
10/7,14,21,28/09

NOTICE OF TRUSTEE’S SALE

Idaho Code 45-1506 Today’s date: September 11, 2009 File No.: 7233.21169 Sale date and time (local time): January 13, 2010 at 11:00 AM Sale location: in the lobby of the Owyhee County Courthouse, 20381 State Highway 78, Murphy, Idaho 83650 Property address: 2557 RIVER ROAD HOMEDALE, ID 83628 Successor Trustee: Northwest Trustee Services, Inc., an Idaho Corporation P.O. Box 997 Bellevue, WA 98009 (425) 586-1900 Deed

of Trust information Original grantor: Steve R. Kaufman and Patti Kaufman, husband and wife Original trustee: Title One Original beneficiary: Washington Mutual Bank Recording date: December 3, 2004 Recorder’s instrument number: 250160 County: Owyhee Sum owing on the obligation: as of September 11, 2009: \$338,407.18 Because of interest, late charges, and other charges that may vary from day to day, the amount due on the day you pay may be greater. Hence, if you pay the amount shown above, an adjustment may be necessary after we receive your check. For further information write or call the Successor Trustee at the address or telephone number provided above. Basis of default: failure to make payments when due. Please take notice that the Successor Trustee will sell at public auction to the highest bidder for certified funds or equivalent the property described above. The property address is identified to comply with IC 60-113 but is not warranted to be correct. The property’s legal description is: All that certain parcel of real property situate in Northwest quarter Northeast quarter, Section 30, Township 4 North, Range 5 West, Boise Meridian, Owyhee County, Idaho, and being more particularly described as follows: Beginning at the East 1/6 corner common to Section 30 and Section 19, Township 4 North, Range 5 West, Boise Meridian; thence Southerly along the East 1/16 line of said Section 30 and South 00 degrees 05’ 41” West 374.18 feet; thence 69 degrees 10’ 08” West 1105.05 feet to the North line of said Section 30; thence Easterly along said North line South 88 degrees 57’ 29” East 1033.60 feet to the Point of Beginning. The sale is subject to conditions, rules and procedures as described at the sale and which can be reviewed at www.northwesttrustee.com or USA-Foreclosure.com. The sale is made without representation, warranty or covenant of any kind. (TS# 7233.21169) 1002.132690-FEI
9/23,30;10/7,14/09

Wednesday morning in Owyhee County



That’s when the Owyhee Avalanche hits the news stands

Public notices

NOTICE OF TRUSTEE’S SALE

On February 2, 2010, at the hour of 11:15 o’clock AM of said day, in the lobby of the Owyhee County Courthouse, State Highway 78, Murphy, ID, JUST LAW, INC., 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 **6057 Claytonia Way, Marsing, ID**, is sometimes associated with the said real property.

This Trustee’s Sale is subject to a bankruptcy filing, a payoff, a reinstatement or any other conditions of which the Trustee is not aware that would cause the cancellation of this sale. Further, if any of these conditions exist, this sale may be null and void, the successful bidder’s funds shall be returned, and the Trustee and the Beneficiary shall not be liable to the successful bidder for any damages.

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 Kenneth D. Park and Shawna M. Park, husband and wife, as Grantor(s) with Nationstar Mortgage, LLC fka Centex Home Equity Company, LLC as the Beneficiary, under the Deed of Trust recorded April 7, 2006, as Instrument No. 255861, in the 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 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 \$1,292.09 for the months of May 2009 through and including to 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 \$184,602.71 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 7.5% from April 1, 2009, 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 28th day of September, 2009.

Sumerli Lynch, Trust Officer for Just Law, Inc., P.O. Box 50271, Idaho Falls, Idaho 83405 (208) 523-9106 FAX (208) 523-9146

For information concerning this sale please contact Just Law, Inc. at www.justlawidaho.com or Toll Free at 1-800-923-9106, Thank you.

File No. 200908954 EXHIBIT A

A parcel of land being a portion of the East One-Half of the Northwest Quarter of Section 28, Township 3 North Range 4 West, Boise Meridian, Owyhee County, Idaho and being more particularly described as follows:

COMMENCING at a found Brass Cap marking the Northwest corner of said Section 28, Township 3 North, Range 4 West, Boise Meridian, Owyhee County, Idaho and being the centerline intersection of Dunlap Street and Edison Street, said Brass Cap

bears

North 0° 00’ 00” East, 2666.85 feet from a found 5/8” iron pin marking the West Quarter corner of said Section 28 and being the centerline intersection of said Edison Street and Bruneau Highway; thence

South 88° 52’ 33” East, 1996.52 feet along the North boundary of the said Northwest Quarter of Section 28 and along the said centerline of Dunlap Street to a found 5/8” iron pin; thence

South 01° 06’ 45” West, 1315.59 feet along the centerline of an existing concrete irrigation ditch to a point, said point being witnessed by a found 1/2” iron pin which bears

North 89° 09’ 40” West, 5.00 feet; thence

North 89° 09’ 40” West, 326.12 feet to a set 1/2” iron pin, said pin marking the REAL POINT OF BEGINNING; thence

South 0° 34’ 46” West, 674.44 feet to a set 1/2” iron pin lying on the South boundary of the North One-Half of the Southeast Quarter of the Northwest Quarter of said Section 28; thence

North 89° 09’ 40” West, 319.85 feet along said South boundary of the North One-Half of the Northwest Quarter of Section 28 to a found 5/8” iron pin marking the Southwest corner of the said North One-Half of the Southeast Quarter of the Northwest Quarter of Section 28; thence

North 0° 02’ 49” East 674.50 feet along the East boundary of the said East One-Half of the Northwest Quarter of Section 28 to a set 1/2” iron pin, said pin bears

North 0° 02’ 49” East, 9.99 feet from a found 5/8” iron pin marking the Northwest corner of the said North One-Half of the Southeast Quarter of the Northwest Quarter of Section 28; thence

South 89° 09’ 40” East, 326.12 feet to the REAL POINT OF BEGINNING.

10/7,14,21,28/09



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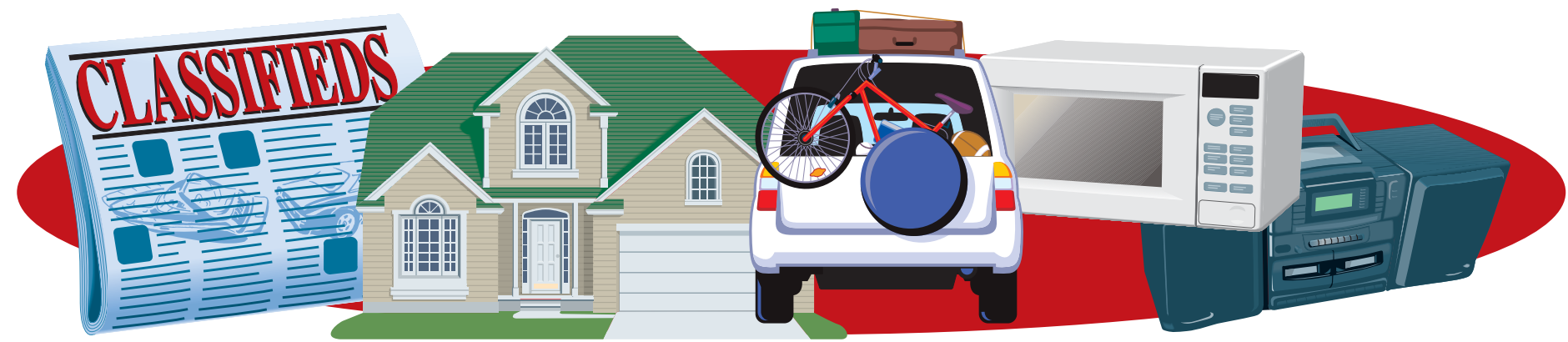
Open rate/column inch: \$6	Inserts? No problem.
1 Page B&W: \$450	Standard format tabloids:
1/2 Page B&W: \$225	Up to 8-page tab: \$.05 ea.
1/4 Page B&W: \$112.50	12- or 16-page tab: \$.075 ea.
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2 bdrm 1 bth house, Marsing. Dishwasher, new fridge, new washer/dryer, small yard. \$450/mo \$300/dep. 208-259-3330
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Jump Creek Storage. Residential/ commercial steel concrete units, 5x15, 10x5, 10x25. Vehicles, construction equip allowed, gas engines ok! Price match +discounts given! 509-539-6010, 208-250-2461
Storages for rent, Pioneer Mini Storage, 4155 Pioneer Rd, Homedale. 208-337-4589, 208-573-2844
Homedale, 1 & 2 bdrm apartments avail. Rent from \$395-\$550 plus deposit. Allen Property Mgmt 467-2132
Marsing Storage, Inc., Hwy 55 & Van Rd. Boat & RVs welcome. Call 208-830-1641

YARD SALE
Fall yard sale! Fri & Sat, Oct 9th/10th 9am-5pm. Tires, clothes, double bed, piano & a whole lot more! 4019 Pioneer Rd. Follow signs.
Yard sale. 1 day only! Oct. 10th 8am-5pm 204 5th St., Wilder. Kids clothes 0-4T, fishin rods, duck decoys, antique treadle sewing machine, dinning table & chairs, lots of other great treasures.
Huge! Huge! Huge! Downsizing sale! 3-homes to 1! Furniture, bedding, tools, western & english saddles, western wear, kitchen appliances, dishes, crystal/ glassware, designer clothing, formals, shoes, McCoy, Bauer Frankoma, Nordic & Alpine skies, scrap booking, quilting & craft supplies, camping, hunting & fishing gear. Greenleaf Community Center, Friday, Oct. 9th 8am-7pm & Sat., Oct. 10th 8am-3pm

NOTICE
1st Presbyterian Church is having an Open House Oct. 11th. Please join us for food, fun & sharing the word of Jesus. 320 N 6th St. W, Homedale.

FARM AND RANCH
Farm ground wanted for cash rent. Homedale-Wilder area. Owyhee Dairy 337-4226
Alfalfa hay for sale, small bales, 2nd/3rd cutting, 90 ton. 989-6162 or 249-6645
4 ton of hay for sale. Please call 337-3498 leave msg.
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WANTED
Wanted: chickens, guineas, male white duck pekin. Call 896-4671
We will pay cash for old model typewriters, pre 1965, Royal, Remington, Underwood, Smith Corona, in any condition. Call after 5pm 337-4071

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Riding lawn mower, 17.5 hp, Brigg's & Stratton motor, 42" twin blade plus double bagger, sweeper, spreader & trailer, \$600. 870-2512
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1970 Aloh camper, asking \$1000. Call 337-5400 or 989-0623
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