

11-21-2011

## Bailey v. Bailey Clerk's Record v. 3 Dckt. 38760

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LAW CLERK

IN THE  
SUPREME COURT

Vol. 3 of 6

OF THE  
STATE OF IDAHO

IN THE MATTER OF THE ESTATES OF  
CAROL BAILEY and FRANCIS ANDREW  
BAILEY, Deceased,

COPY

F. KIM BAILEY, Personal Representative of  
THE ESTATES OF CAROL BAILEY and  
FRANCIS ANDREW BAILEY

Plaintiff/Appellant  
vs.

KERRY BAILEY, KYLE BAILEY, and  
TAMARA BAILEY SIPE,

Defendants/Respondent

Appealed from the District Court of the Seventh Judicial

District of the State of Idaho, in and for Bonneville County

Hon. Jon J. Shindurling, District Judge

Reginald Reeves,

PO Box 1841, Idaho Falls, ID 83403

*Attorney for Appellant*

Michael Whyte

2635 Channing Way, Idaho Falls, ID 83404

*Attorney for Respondent*

Filed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Clerk

By \_\_\_\_\_ Deputy

VOLUME III of IV

38760

IN THE SUPREME COURT OF THE STATE OF IDAHO

IN THE MATTER OF THE ESTATES OF )  
CAROL BAILEY and FRANCIS ANDREW )  
BAILEY, Deceased, )

\_\_\_\_\_)  
F. KIM BAILEY, Personal Representative of )  
THE ESTATES OF CAROL BAILEY and )  
FRANCIS ANDREW BAILEY, )

Plaintiff/Appellant. )

-vs.- )

KERRY BAILEY, KYLE BAILEY, and )  
TAMARA BAILEY SIPE, )

Defendants-Respondents. )  
\_\_\_\_\_)

Case No. CV-2006-6496  
Docket No. 38760-2011

**VOLUME III of IV**

\*\*\*\*\*

**CLERK'S RECORD ON APPEAL**

\*\*\*\*\*

Appeal from the District Court of the  
Seventh Judicial District of the State of Idaho,  
in and for the County of Bonneville

HONORABLE JON J. SHINDURLING, District Judge.

\*\*\*\*\*

*Attorney for Appellant*

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*Attorney for Respondent*

Michael Whyte  
2635 Channing Way  
Idaho Falls, ID 83404

**TABLE OF CONTENTS**

	Page
ROA Report, printed August 12, 2011 .....	VI-1
Petitioner for Informal Probate and Informal Appointment of Personal Representative filed November 17, 2006 .....	VI-12
Notice of Lodging of Will, filed November 17, 2006.....	VI-17
Statement of Informal Probate, filed December 5, 2006.....	VI-21
Letters Testamentary, entered December 5, 2006.....	VI-23
Acceptance of Appointment, filed December 5, 2006.....	VI-24
Petition for Supervised Administration, filed December 21, 2006 .....	VI-25
Notice of Compliance, filed January 30, 2007.....	VI-28
Minutes Report, dated January 26, 2007 .....	VI-30
Order Denying Motion for Supervised Administration, entered February 23, 2006.....	VI-31
Renewed Petitioner for Supervised Administration (I.C. 15-3-502), filed March 15, 2011 .....	VI-34
Affidavit of Kerry L. Bailey, filed March 15, 2007.....	VI-38
Responding Affidavit to Affidavit of Kerry L. Bailey, filed March 20, 2007.....	VI-44
Motion to Dismiss Renewed Petition [IRCP 12(b)(6)], filed March 20, 2007 .....	VI-46
Responding Affidavit of Kerry L. Bailey, filed March 20, 2011 .....	VI-48
Motion to Dismiss Renewed Petition [IRCP 12(b)(6), filed March 20, 2007.....	VI-50
Order Granting Motion to Compel, entered April 2, 2007 .....	VI-52
Affidavit of Counsel in Support of Motion for Protective Order, filed April 18, 2007 .....	VI-54
Motion for Protective Order (Rule 36), filed April 18, 2007.....	VI-59
Response to Motion for Protective Order [IRCP 12LF], filed May 1, 2007 .....	VI-115

Motion to Strike Affidavit of Counsel [IRCP 12LF], filed May 1, 2007.....	VI-117
Objection to Proposed Ordered, filed June 25, 2007 .....	VI-119
Response to Objection to Proposed Order, filed June 25, 2007.....	VI-121
Order, entered July 9, 2007 .....	VI-123
Motion for Sanctions, filed July 19, 2007.....	VI-127
Objection to Motion for Sanctions (Rule 75(h)), filed July 19, 2007 .....	VI-129
Minutes Report, dated August 15, 2007 .....	VI-131
Affidavit of Kyle Bailey, filed September 11, 2007 .....	VI-133
Second Motion to Compel Kyle Bailey’s Answers to Interrogatories, filed September 12, 2007 .....	VI-141
Second Motion to Compel Kyle Bailey’s Responses to Request for Production of Documents, filed September 12, 2007.....	VI-143
Affidavit of Kyle Bailey, filed October 29, 2007 .....	VI-150
Motion to Strike Affidavit of Kyle Bailey [IRCP 12(h)], filed November 5, 2007 .....	VI-158
Objection to Motion to Strike Affidavit of Kyle Bailey, filed November 5, 2007.....	VI-159
Minutes Report, dated November 20, 2007.....	VI-161
Order, entered November 29, 2007 .....	VI-163
Motion for Temporary Ordered, filed December 4, 2007.....	VI-165
Amended Petition, filed December 4, 2007.....	VI-168
Rule 16 Pre-trial Order Setting Trial and Other Dates, entered December 17, 2007.....	VI-170
Inventory and Appraisal [ §§ 15-3-706 & 707 I.C.], filed December 18, 2007 .....	VI-176
Notice of Compliance, filed December 20, 2007.....	VI-179
Response to Amended Petition, filed February 8, 2008.....	VI-181
Response to Motion for Temporary Orders, filed February 8, 2008.....	VI-183
Order, entered February 8, 2008.....	VI-185

Objection to Proposed Ordered, filed February 8, 2008 .....	VI-188
Notice of Compliance, filed February 26, 2008.....	VI-190
Order to Submit Nominations for Appraiser, entered March 10, 2008.....	VI-192
Notice of Compliance, filed March 11, 2008 .....	VI-196
Nominations for Appraiser, filed March 17, 2008.....	VI-198
Order Appointing Appraiser, entered March 20, 2008 .....	VI-201
Notice of Compliance, filed April 9, 2008 .....	VI-203
Personal Representative’s Pre-Trial Memorandum, filed April 9, 2008.....	VII-208
Memorandum of Facts and Law, filed April 10, 2008.....	VII-213
Home Appraisal, Lodged April 9, 2008 .....	VII-219
Pre-trial Conference/Minute Entry/Order, entered April 10, 2008 .....	VII-237
Memorandum of Facts and Law, entered April 10, 2008 .....	VII-238
Notice of Non-Compliance, filed April 18, 2008 .....	VII-244
Notice of Objection, filed April 19, 2008.....	VII-246
Order Sustaining Objection to Personal Representative’s Notice of Non-Compliance, filed April 24, 2008 .....	VII-249
Minutes Report, dated April 28, 2008 .....	VII-251
Post Trial Brief, filed May 12, 1008.....	VII-255
Affidavit of Rent, filed May 14, 2008 .....	VII-264
Personal Representative’s Responding Memorandum, filed May 19, 2008 .....	VII-268
Minutes Report, dated May 20, 2008 .....	VII-271
Order, entered July 2, 2008 .....	VII-272
Notice of Appeal, filed July 22, 2008.....	VII-279

Notice of Compliance Re Statement of Issues, filed August 5, 2008 .....	VII-283
Response to Petition for Distribution, filed August 13, 2008 .....	VII-284
Amended Petition for Distribution (I.C. 15-3-1001), filed August 13, 2008.....	VII-288
Petition for Distribution (I.C. 15-3-1001), filed August 14, 2008 .....	VII-291
Motion to Strike Amended Petition for Distribution [IRCP 12(h) & 15(a)] .....	VII-294
Minutes Report, dated October 9, 2008.....	VII-296
Appellant’s Brief, filed November 18, 2008 .....	VII-298
Respondent’s Brief, filed December 15, 2008.....	VII-314
Minute Entry, filed December 17, 2008 .....	VII-329
Minute Entry, dated January 8, 2009.....	VII-332
Decision on Appeal, entered January 15, 2009.....	VII-334
Second Affidavit of Kerry L. Bailey, filed January 20, 2009 .....	VII-342
Affidavit of Michael J. Whyte Re: Magistrate Court Record, filed January 30, 2009 .....	VII-371
Supplemental Decision on Appeal, entered February 4, 2009.....	VII-374
Notice of Non-Compliance, filed February 5, 2009.....	VII-377
Post-Appeal Memorandum, filed February 10, 2009.....	VII-379
Order Denying Motion to Disqualify and Order to Produce Proof of Evidence from Records, entered February 18, 2009 .....	VII-381
Notice of Non-Compliance, filed March 10, 2009 .....	VII-383
Order Amending Prior Order, entered March 13, 2009.....	VII-385
Remittitur, filed March 19, 2009 .....	VII-387
Motion for Relief from Judgment (I.R.C.P. 60(b)), filed April 28, 2009 .....	VII-389
Notice of Motion and Motion to Strike Motion for Relief from Judgment [IRCP 12(f)], filed April 30, 2009 .....	VII-393

Order Denying Motion to Strike and Motion for Relief from Judgment, entered May 28, 2009.....	VII-396
Affidavit of Counsel, filed June 23, 2009.....	VII-399
Personal Representative Responding Affidavit on Petitioners’ Affidavit of Counsel, filed, June 25, 2009 .....	VIII-403
Petition for Accounting and Separation of Personal Representative’s Attorney Fees from Estate Attorney Fees, filed June 24, 2009.....	VIII-405
Response to Petition for Accounting, filed June 24, 2009.....	VIII-407
Memorandum in Opposition to Petition for Accounting, filed August 17, 2009.....	VIII-409
Memorandum of Costs [§12-121 I.C.§IRCP 54(d)(1)(B), filed September 16, 2009.....	VIII-416
Order on Petitioner’s Petition for Accounting, entered September 17, 2009.....	VIII-431
First and Final Accounting and Petition for Distribution and Discharge, filed September 17,2 009.....	VIII-434
Request for Additional Detail and Supporting Documentation on First and Final Accounting and Petition for Distribution and Discharge, filed September 29, 2009 .....	VIII-439
Affidavit of Kerry L. Bailey, September 29, 2009.....	VIII-445
Objection to Memorandum of Costs, September 29, 2009 .....	VIII-459
Objection to Personal Representative’s Notice of Non-Compliance Filed September 30, 2009, filed October 1, 2009 .....	VIII-466
Notice of Compliance, filed October 1, 2009 .....	VIII-470
Notice of Non-Compliance, filed October 1, 2009 .....	VIII-472
Reply to Objection to Notice of Non-Compliance, filed October 6, 2009 .....	VIII-474
Reply to Objection to Memorandum of Costs, filed October 7, 2009 .....	VIII-476
Response to Affidavit of Kerry Bailey, filed October 19, 2009.....	VIII-479
Court Minutes, dated October 21, 2009.....	VIII-482
Order Re: Request for Additional Detail on Final Accounting and Objection to Memorandum of Costs, filed November 19, 2009.....	VIII-484



Notice of Inability to Comply with Order Re Costs, filed November 24, 2009 .....	VIII-489
Motion for Reconsideration [IRCP 11(a)(2)(B), filed December 1, 2009 .....	VIII-490A
(Original could not be located and a copy was obtained from appellate counsel)	
Order Denying Motion for Reconsideration, entered December 16, 2009 .....	VIII-491
Notice of Compliance, filed December 22, 2009.....	VIII-494
Notice of Appeal, filed January 26, 2010 .....	VIII-593
Appellant’s Brief, filed May 14, 2010.....	VIII-597
Respondent’s Brief, filed June 4, 2010.....	VIV-608
Minute Entry, dated August 2, 2010.....	VIV-620
Order on Personal Representative’s Appeal of Magistrate Decision, filed October 1, 2010 .....	VIV-621
Order Dismissing Appeal and Remanding Case to Magistrate Court, entered October 5, 2010.....	VIV-629
Petition for Rehearing, filed October 13, 2010.....	VIV-631
Memorandum in Support of Petition for Rehearing [IAR 42(b)], filed October 13, 2010.....	VIV-633
Memorandum in Opposition to Appellant’s Motion for Rehearing, filed October 19, 2010.....	VIV-637
Motion to Strike Memorandum in Opposition [IAR 42(a)], filed October 20, 2010 .....	VIV-639
Order Denying Petition for Rehearing, entered February 3, 2011 .....	VIV-641
Notice of Appeal, filed March 15, 2011 .....	VIV-643
Amended Notice of Appeal, filed May 10, 2011 .....	VIV-647
Clerk’s Certificate of Appeal, dated May 11, 2011 .....	VIV-652
Clerk’s Certification of Exhibits, dated August 15, 2011 .....	VIV-653
Clerk’s Certificate, dated August 15, 2011.....	VIV-655
Certificate of Service .....	VIV-657

**INDEX**

	Page
Acceptance of Appointment, filed December 5, 2006 .....	VI-24
Affidavit of Counsel in Support of Motion for Protective Order, filed April 18, 2007 .....	VI-54
Affidavit of Counsel, filed June 23, 2009.....	VII-399
Affidavit of Kerry L. Bailey, filed March 15, 2007 .....	VI-38
Affidavit of Kerry L. Bailey, September 29, 2009.....	VIII-445
Affidavit of Kyle Bailey, filed October 29, 2007 .....	VI-150
Affidavit of Kyle Bailey, filed September 11, 2007 .....	VI-133
Affidavit of Michael J. Whyte Re: Magistrate Court Record, filed January 30, 2009 .....	VII-371
Affidavit of Rent, filed May 14, 2008 .....	VII-264
Amended Notice of Appeal, filed May 10, 2011 .....	VIV-647
Amended Petition for Distribution (I.C. 15-3-1001), filed August 13, 2008.....	VII-288
Amended Petition, filed December 4, 2007.....	VI-168
Appellant’s Brief, filed May 14, 2010.....	VIII-597
Appellant’s Brief, filed November 18, 2008 .....	VII-298
Certificate of Service .....	VIV-657
Clerk’s Certificate of Appeal, dated May 11, 2011 .....	VIV-652
Clerk’s Certificate, dated August 15, 2011.....	VIV-655
Clerk’s Certification of Exhibits, dated August 15, 2011 .....	VIV-653
Court Minutes, dated October 21, 2009.....	VIII-482
Decision on Appeal, entered January 15, 2009.....	VII-334
First and Final Accounting and Petition for Distribution and Discharge, filed September 17, 2009.....	VIII-434

Home Appraisal, Lodged April 9, 2008 .....	VII-219
Inventory and Appraisal [ §§ 15-3-706 & 707 I.C.], filed December 18, 2007 .....	VI-176
Letters Testamentary, entered December 5, 2006.....	VI-23
Memorandum in Opposition to Appellant’s Motion for Rehearing, filed October 19, 2010.....	VIV-637
Memorandum in Opposition to Petition for Accounting, filed August 17, 2009.....	VIII-409
Memorandum in Support of Petition for Rehearing [IAR 42(b)], filed October 13, 2010.....	VIV-633
Memorandum of Costs [§12-121 I.C.§IRCP 54(d)(1)(B), filed September 16, 2009.....	VIII-416
Memorandum of Facts and Law, entered April 10, 2008 .....	VII-238
Memorandum of Facts and Law, filed April 10, 2008.....	VII-213
Minute Entry, dated January 8, 2009.....	VII-332
Minute Entry, filed December 17, 2008 .....	VII-329
Minutes Report, dated April 28, 2008 .....	VII-251
Minutes Report, dated August 15, 2007 .....	VI-131
Minutes Report, dated January 26, 2007 .....	VI-30
Minutes Report, dated May 20, 2008 .....	VII-271
Minutes Report, dated November 20, 2007 .....	VI-161
Minutes Report, dated October 9, 2008.....	VII-296
Motion for Protective Order (Rule 36), filed April 18, 2007.....	VI-59
Motion for Reconsideration [IRCP 11(a)(2)(B)], filed December 1, 2009 (Original could not be located and a copy was obtained from appellate counsel).....	VIII-490A
Motion for Relief from Judgment (I.R.C.P. 60(b)), filed April 28, 2009 .....	VII-389
Motion for Sanctions, filed July 19, 2007.....	VI-127
Motion for Temporary Ordered, filed December 4, 2007 .....	VI-165

Motion to Dismiss Renewed Petition [IRCP 12(b)(6), filed March 20, 2007.....	VI-50
Motion to Dismiss Renewed Petition [IRCP 12(b)(6)], filed March 20, 2007 .....	VI-46
Motion to Strike Affidavit of Kyle Bailey [IRCP 12(h)], filed November 5, 2007 .....	VI-158
Motion to Strike Amended Petition for Distribution [IRCP 12(h) & 15(a)].....	VII-294
Motion to Strike Memorandum in Opposition [IAR 42(a)], filed October 20, 2010.....	VIV-639
Nominations for Appraiser, filed March 17, 2008.....	VI-198
Notice of Appeal, filed January 26, 2010 .....	VIII-593
Notice of Appeal, filed July 22, 2008.....	VII-279
Notice of Appeal, filed March 15, 2011 .....	VIV-643
Notice of Compliance Re Statement of Issues, filed August 5, 2008 .....	VII-283
Notice of Compliance, filed April 9, 2008 .....	VI-203
Notice of Compliance, filed December 20, 2007.....	VI-179
Notice of Compliance, filed December 22, 2009.....	VIII-494
Notice of Compliance, filed February 26, 2008.....	VI-190
Notice of Compliance, filed January 30, 2007.....	VI-28
Notice of Compliance, filed March 11, 2008 .....	VI-196
Notice of Compliance, filed October 1, 2009 .....	VIII-470
Notice of Inability to Comply with Order Re Costs, filed November 24, 2009 .....	VIII-489
Notice of Lodging of Will, filed November 17, 2006.....	VI-17
Notice of Motion and Motion to Strike Motion for Relief from Judgment [IRCP 12(f)], filed April 30, 2009 .....	VII-393
Notice of Non-Compliance, filed April 18, 2008 .....	VII-244

Notice of Non-Compliance, filed February 5, 2009.....	VII-377
Notice of Non-Compliance, filed March 10, 2009 .....	VII-383
Notice of Non-Compliance, filed October 1, 2009 .....	VIII-472
Notice of Objection, filed April 19, 2008.....	VII-246
Objection to Memorandum of Costs, September 29, 2009 .....	VIII-459
Objection to Motion for Sanctions (Rule 75(h)), filed July 19, 2007 .....	VI-129
Objection to Motion to Strike Affidavit of Kyle Bailey, filed November 5, 2007.....	VI-159
Objection to Personal Representative’s Notice of Non-Compliance Filed September 30, 2009, filed October 1, 2009 .....	VIII-466
Objection to Proposed Ordered, filed February 8, 2008 .....	VI-188
Objection to Proposed Ordered, filed June 25, 2007.....	VI-119
Order Amending Prior Order, entered March 13, 2009.....	VII-385
Order Appointing Appraiser, entered March 20, 2008 .....	VI-201
Order Denying Motion for Reconsideration, entered December 16, 2009 .....	VIII-491
Order Denying Motion for Supervised Administration, entered February 23, 2006.....	VI-31
Order Denying Motion to Disqualify and Order to Produce Proof of Evidence from Records, entered February 18, 2009 .....	VII-381
Order Denying Motion to Strike and Motion for Relief from Judgment, entered May 28, 2009.....	VII-396
Order Denying Petition for Rehearing, entered February 3, 2011 .....	VIV-641
Order Dismissing Appeal and Remanding Case to Magistrate Court, entered October 5, 2010.....	VIV-629
Order Granting Motion to Compel, entered April 2, 2007 .....	VI-52
Order on Personal Representative’s Appeal of Magistrate Decision, filed October 1, 2010 .....	VIV-621
Order on Petitioner’s Petition for Accounting, entered September 17, 2009.....	VIII-431

Order Re: Request for Additional Detail on Final Accounting and Objection to Memorandum of Costs, filed November 19, 2009 .....	VIII-484
Order Sustaining Objection to Personal Representative’s Notice of Non-Compliance, filed April 24, 2008 .....	VII-249
Order to Submit Nominations for Appraiser, entered March 10, 2008.....	VI-192
Order, entered February 8, 2008.....	VI-185
Order, entered July 2, 2008 .....	VII-272
Order, entered July 9, 2007 .....	VI-123
Order, entered November 29, 2007 .....	VI-163
Personal Representative Responding Affidavit on Petitioners’ Affidavit of Counsel, filed, June 25, 2009 .....	VIII-403
Personal Representative’s Pre-Trial Memorandum, filed April 9, 2008.....	VII-208
Personal Representative’s Responding Memorandum, filed May 19, 2008 .....	VII-268
Petition for Accounting and Separation of Personal Representative’s Attorney Fees from Estate Attorney Fees, filed June 24, 2009.....	VIII-405
Petition for Distribution (I.C. 15-3-1001), filed August 14, 2008 .....	VII-291
Petition for Rehearing, filed October 13, 2010.....	VIV-631
Petition for Supervised Administration, filed December 21, 2006 .....	VI-25
Petitioner for Informal Probate and Informal Appointment of Personal Representative filed November 17, 2006.....	VI-12
Post Trial Brief, filed May 12, 1008.....	VII-255
Post-Appeal Memorandum, filed February 10, 2009.....	VII-379
Pre-trial Conference/Minute Entry/Order, entered April 10, 2008 .....	VII-237
Remittitur, filed March 19, 2009 .....	VII-387
Renewed Petitioner for Supervised Administration (I.C. 15-3-502), filed March 15, 2011 .....	VI-34

Reply to Objection to Memorandum of Costs, filed October 7, 2009 .....	VIII-476
Reply to Objection to Notice of Non-Compliance, filed October 6, 2009.....	VIII-474
Request for Additional Detail and Supporting Documentation on First and Final Accounting and Petition for Distribution and Discharge, filed September 29, 2009 .....	VIII-439
Respondent’s Brief, filed December 15, 2008.....	VII-314
Respondent’s Brief, filed June 4, 2010.....	VIV-608
Minute Entry, dated August 2, 2010.....	VIV-620
Responding Affidavit of Kerry L. Bailey, filed March 20, 2011 .....	VI-48
Responding Affidavit to Affidavit of Kerry L. Bailey, filed March 20, 2007.....	VI-44
Response to Affidavit of Kerry Bailey, filed October 19, 2009.....	VIII-479
Response to Amended Petition, filed February 8, 2008.....	VI-181
Response to Motion for Protective Order [IRCP 12LF], filed May 1, 2007 .....	VI-115
Motion to Strike Affidavit of Counsel [IRCP 12LF], filed May 1, 2007.....	VI-117
Response to Motion for Temporary Orders, filed February 8, 2008 .....	VI-183
Response to Objection to Proposed Order, filed June 25, 2007.....	VI-121
Response to Petition for Accounting, filed June 24, 2009.....	VIII-407
Response to Petition for Distribution, filed August 13, 2008 .....	VII-284
ROA Report, printed August 12, 2011 .....	VI-1
Rule 16 Pre-trial Order Setting Trial and Other Dates, entered December 17, 2007 .....	VI-170
Second Affidavit of Kerry L. Bailey, filed January 20, 2009 .....	VII-342
Second Motion to Compel Kyle Bailey’s Answers to Interrogatories, filed September 12, 2007 .....	VI-141
Second Motion to Compel Kyle Bailey’s Responses to Request for Production of Documents, filed September 12, 2007 .....	VI-143
Statement of Informal Probate, filed December 5, 2006.....	VI-21

Supplemental Decision on Appeal, entered February 4, 2009.....VII-374



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 IDAHO STATE BAR NO. 712

BONNEVILLE COUNTY  
 IDAHO  
 09 JUN 25 AM 9:19

Attorneys for      Personal Representative  
 By                    REGINALD R. REEVES, ESQ.  
 Our File            16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
 OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

Civil No. CV-06-6496

In the Matter of the Estates of  CAROL BAILEY and FRANCIS ANDREW BAILEY,  Deceased.	} } } } }	PERSONAL REPRESENTATIVE RESPONDING AFFIDAVIT ON PETITIONERS' AFFIDAVIT OF COUNSEL
--	-----------------------	---

KIM BAILEY, Personal Representative herein, affirms that he responds to the affidavit of counsel filed herein, by admitting, denying, or alleging, as follows:

1. Admitted.
2. Denied. A petition dated December 14, 2006 was for supervised administration, and a petition dated December 4, 2007, requested removal and supervision.
3. Denied. Such petitions were related to the personal representative of the estate.
4. Admitted, but all services by the personal representative were in his capacity as personal representative and for the benefit of the estates.

5. Denied, but all services by the personal representative were in his capacity as personal representative and for the benefit of the estates.

6. Denied, except as to the first sentence thereof, which is admitted.

7. Denied. All of the fees incurred by the personal representative were in his capacity as such personal representative and for the benefit of the estate.

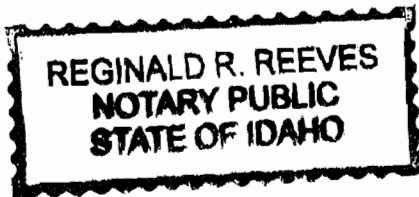
WHEREFORE The request for relief should be denied.

*Reginald R. Reeves*  
REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

*Kim Bailey*  
KIM BAILEY  
Personal Representative

Subscribed and affirmed before me at Idaho Falls, Idaho, this June 24, 2009.

*Reginald R. Reeves*  
REGINALD R. REEVES  
Notary Public  
Idaho Falls Idaho  
My Commission Expires:  
May 8, 2019



CERTIFICATE OF SERVICE  
[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served a copy of the foregoing upon the designated parties, by faxing a copy to their attorney, as follows:

PETITIONERS

MICHAEL J. WHYTE, ESQ.  
Fax 522.1277

June 25, 2009

*M. Bird*  
M. BIRD

09 JUN 24 PM 4:13

Michael J. Whyte, Esq., ISB #4645  
THOMSEN STEPHENS LAW OFFICES, PLLC  
2635 Channing Way  
Idaho Falls ID 83404  
Telephone (208)522-1230  
Fax (208)522-1277

Attorneys for Kerry L. Bailey, Kyle Bailey, and Tamara Lee Bailey Sipe

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNEVILLE

IN THE MATTER OF THE ESTATES	)	Case No. CV-06-6496
OF	)	
	)	PETITION FOR ACCOUNTING
CAROL BAILEY and	)	AND SEPARATION
FRANCIS ANDREW BAILEY,	)	OF PERSONAL REPRESENTATIVE'S
	)	ATTORNEY FEES FROM
Deceased.	)	ESTATE ATTORNEY FEES
_____	)	

COME NOW petitioners, by and through their attorney of record, and move this court for its order requiring the Personal Representative to prepare an accounting pursuant to Idaho Code §15-3-1001. Said accounting should include a breakdown of attorney fees incurred since the opening of this probate, specifically separating attorney fees incurred representing the Personal Representative personally in the claims and actions filed by petitioners from the attorney fees incurred by the estate in handling the estate matters.

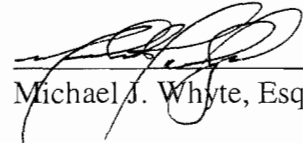
This motion is supported by the affidavit of counsel.

Oral argument is requested.

DATED this 23 day of June, 2009.

THOMSEN STEPHENS LAW OFFICES, PLLC

By:

  
Michael J. Whyte, Esq.

**CERTIFICATE OF SERVICE**

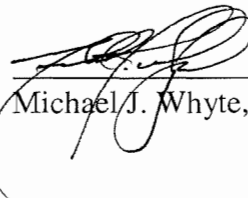
I hereby certify that I am a duly licensed attorney in the State of Idaho, resident of and with my office in Idaho Falls, Idaho; that on the 23 day of June, 2009, I caused a true and correct copy of the foregoing **PETITION FOR ACCOUNTING AND SEPARATION OF PERSONAL REPRESENTATIVE'S ATTORNEY FEES FROM ESTATE ATTORNEY FEES** to be served upon the following persons at the addresses below their names either by depositing said document in the United States mail with the correct postage thereon or by hand delivering or by transmitting by facsimile as set forth below.

REGINALD R REEVES  
690 CAMBRIDGE DRIVE  
PO BOX 1841  
IDAHO FALLS ID 83403  
FAX: 522-2516

Mail  
 Hand Delivery  
 Facsimile

THOMSEN STEPHENS LAW OFFICES, PLLC

By:

  
Michael J. Whyte, Esq.

MJW:clm  
6186052 Pet for Accounting and Separation of PR's Atty Fees

DENMAN & REEVES  
ATTORNEYS AND COUNSELORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
Idaho Falls, ID 83403  
TELEPHONE 522-2513  
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IDAHO STATE BAR NO. 712

BONNEVILLE COUNTY  
IDAHO  
09 JUN 24 PM 4:04

Attorneys for Personal Representative  
By REGINALD R. REEVES, ESQ.  
Our File 16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///


Civil No. CV-06-6496

\_\_\_\_\_  
In the Matter of the Estates of }  
 }  
CAROL BAILEY and }  
FRANCIS ANDREW BAILEY, }  
 }  
Deceased. }

RESPONSE TO  
PETITION FOR ACCOUNTING

Personal Representative responds to the petition for accounting by alleging that due to the repeated motions of petitioners, the personal representative is required to continue incurring expenses for his fees and attorney's fees, and, due to the uncertainty as to the amounts thereof, has been unable to file an accounting herein; and counsel for petitioners were asked on, May 20, 2009, to confirm that no further motions or appeal would be filed, so that the accounting could be concluded and filed, but he responded by filing a further petition.

WHEREFORE It is requested that such motion be denied.

  
REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

CERTIFICATE OF SERVICE

[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served a copy of the foregoing upon the designated parties, by faxing a copy to their attorney, as follows:

PETITIONERS

MICHAEL J. WHYTE, ESQ.  
Fax 522.1277

June 24, 2009

  
M. BIRD

DISTRICT JUDICIAL COURT  
BONNEVILLE COUNTY, IDAHO

DENMAN & REEVES  
ATTORNEYS AND COUNSELLORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
IDAHO FALLS ID 83403  
TELEPHONE 522-2513  
FAX 522-2516  
IDAHO STATE BAR NO. 712

9 AUG 17 P2:03

Attorneys for Appellant  
By REGINALD R. REEVES, ESQ.  
Our File 16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

In the Matter of the Estates of	}	Civil No. CV-06-6496
	}	
CAROL BAILEY and	}	MEMORANDUM
FRANCIS ANDREW BAILEY,	}	IN OPPOSITION TO
	}	PETITION FOR ACCOUNTING
	}	
Deceased.	}	

STATEMENT OF FACTS

- (a) On April 11, 1998, decedent , Carol Bailey, died, at the age of 63 years.
- (b) On June 2, 2006, at the request of his father, Francis A. Bailey, their son, KIM BAILEY, moved into the family home, to care for his father and the property.
- (c) Decedent, Francis A. Bailey, died on September 22, 2006.
- (d) The said son filed a petition for probate.
- (e) Notwithstanding the fact that the father's will named

abo

such son as personal representative, petitioners, his siblings, objected to his appointment, thus delaying the proceeding for months.

(f) Such son continued to reside in the family residence, to care for the property.

(g) The court allowed time for petitioners to provide an affidavit listing issues in the matter, causing a further delay in the proceedings. They provided no such affidavit.

(h) Despite being required to do so, respondents refused to turn over to the personal representative certain personal property of the estate.

(i) The personal representative and petitioners agreed to the sale of the residence, to the personal representative, at the appraised value. An appraisal was obtained, but petitioners objected to the sale.

(j) Petitioners obtained a second appraisal, which was lower in price than the first appraisal. In another attempt to delay closure, petitioners failed to inform the personal representative, until February, 2008, of such second, lower, appraisal, and again refused to agree to the sale of the home to the personal representative.

(k) Despite their having caused the delays in concluding the probate, petitioners demanded that the personal representative pay rent for his occupancy of the premises.

(l) Following a trial, on April 28, 2008, the court -- on July 2, 2008 -- entered an order requiring the personal representative to pay rent, for



his occupancy of the premises during the pendency of the probate proceedings.

(m). The decision of the magistrate was reversed on appeal.

(n). Petitioners now seek an accounting, and a "breakdown of attorney's fees incurred since the opening of this probate."

## ARGUMENT

### I

The personal representative incurred attorney's fees in the handling of the estates -- which fees were unnecessarily increased, due to the actions of petitioners.

Petitioners first challenged the right of the person named in the will to be appointed as personal representative. This effort proved fruitless, and the appointment was made.

Petitioners then objected to the personal representative's management, supervision, and possession of property of the estate. This effort also failed, on appeal.

Now, petitioners pose a challenge as to whether some of the attorney's fees herein are owed by the estates, or by the personal representative, personally.

### II

It is provided, at ¶15-3-720 I.C., that

" if any personal representative or person nominated as personal representative defends or prosecutes any proceeding in good faith, whether

successful or not, he is entitled to receive from the estate his necessary expenses and disbursement including reasonable attorney's fees incurred."

Here, the personal representative has, in good faith, successfully defended the estates, in repeated court actions.

Following the argument of petitioners, even petitioning the court for his appointment would be considered "personal" to the one eventually appointed as personal representative.

The personal representative received his appointment in order to continue his management, supervision, and possession of the property of the estate, which services he began prior to the death of his father. He then was forced to defend -- and did so successfully -- against petitioners' allegations of mismanagement: How can this be deemed to be "personal," and not in his capacity as personal representative? The estate is liable for all of the services of personal representative's attorney herein.

In *Ellasen v. Fitzgerald*, 105 Idaho 234, the Idaho Supreme Court, while stating that "services rendered must benefit the estate and cannot be incurred to protect personal interests," nevertheless upheld the statutory provision quoted above: §15-3-720 I.C.

Stating that "[t]he district court also refused to affirm the magistrate's allowance of attorney's fees incurred by the personal representative in his efforts to remain the personal representative," the Supreme Court found "no abuse of discretion in the rulings of the magistrate

court," and reversed the decision of the district court which overruled the magistrate's award of fees.

In so ruling, the Supreme Court gave no guidance with regards to how to separate estate legal work from personal representative's legal work.

### III

All legal work done on behalf of the personal representative was also on behalf of the estates, and benefitted the estates.

Petitioners challenged his appointment, and later, sought his removal as personal representative. Attorney's fees incurred in obtaining and maintaining his appointment, benefitted the estates, and should be paid for by the estates.

### IV

The personal representative's control, management, and supervision of property of the estates provided a direct benefit to the estates.

Citing the applicable statute:

"Except as otherwise provided by a decedent's will, every personal representative has a right to and shall take possession or control of the decedent's property [and] take all steps reasonably necessary for the management, protection and preservation of, the estate in his possession." §15-3-709 I.C.

the Idaho Supreme Court held that

"An Idaho [personal representative] is entitled to possession of the estate in Idaho until the estate is settled or until the property

is delivered or otherwise disposed of pursuant to an order of the court." Peterson v. Neal (1972), 94 Idaho 816, 819.

#### V

Here, the personal representative possessed, managed, supervised, and preserved the property of the estates, and successfully defended himself against all claims. All of such services benefitted the estates. There is no reasonable way to determine which services benefitted the personal representative alone, and which, the estates.

#### VI

No accounting can properly be filed herein until these repeated challenges have ended, so that the fees of the personal representative and the attorney might be determined.

#### VII

#### ATTORNEY'S FEES


The petition having been brought and pursued frivolously, petitioners should be required to pay the reasonable attorney's fees incurred by personal representative herein.

#### CONCLUSION

The personal representative has acted in good faith, and is entitled to pay all of his attorney's fees incurred herein from estate funds, and he is entitled to an award of attorney's fees against petitioners, for their continuing frivolous attempts to prolong the within proceedings.

The petition should be denied, with fees to the personal representative.

Respectfully submitted, this August 17, 2009

  
REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

CERTIFICATE OF SERVICE  
[IRCP 5(1)]

I HEREBY CERTIFY That on this day I served the foregoing upon the designated parties, by faxing a copy to their attorney, as follows:

RESPONDENTS

MICHAEL J. WHYTE, ESQ.  
FAX 522.1277

August 17, 2009

  
M. BIRD

BONNEVILLE COUNTY  
IDAHO

09 SEP 16 AM 10:55

DENMAN & REEVES  
ATTORNEYS AND COUNSELLORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
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Telephone 522-2513  
FAX 522-2516  
Idaho State Bar No. 712

Attorneys for Personal Representative  
By REGINALD R. REEVES, ESQ.  
Our File 16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

In the Matter of the Estates of }  
 }  
 }  
CAROL BAILEY and }  
FRANICS ANDREW BAILEY }  
 }  
Deceased. }

Case No. CV-06-6496

MEMORANDUM OF COSTS  
[§12-121 I.C. & IRCP 54(d)(1)(B)]

REGINALD R. REEVES, ESQ., Personal Representative's Attorney,  
affirms that in the pursuit of the representation of personal representative, he  
performed services as follows:

Service

- 17 Oct06 Initial Consultation
- 21Oct Drafted Application for Informal Probate
- 23 Oct Reviewed Written Statement from Landon Jamison
- Reviewed Written Statement from Brittany Jamison
- Reviewed Written Statement from Brian Farnsworth
- Phone conf. w/ Ms. Bonnie Bailey
- 24 Oct Drafted Waiver of Notice
- 27 Oct Phone Conf. w/ Ms. Bonnie Bailey
- 30 Oct Conf. w/ Mr. Orville Bailey

01 Nov Reviewed Ltr. from Mr. Archibald  
02 Nov Ltr. to Mr. James Archibald  
10 Nov Reviewed Ltr. to Mr. Kim Bailey from Ms. Tammy Sipe  
Reviewed Ltr. to Mr. Kim Bailey from Kyle Bailey  
16 Nov Ltr. to Mr. James Archibald  
Drafted Notice of Lodging of Will  
14 Nov Ltr. to Mr. James Archibald  
Phone Conf. w/ Mr. Kim Bailey (secretary)  
20 Nov Reviewed First Call Jewel Invoice  
04 Dec Ltr. to Mr. Archibald  
05 Dec Drafted Letters Testamentary & Supporting Documents  
Drafted Acceptance of Appointment  
06 Dec Drafted Letters Testamentary  
Ltr. to Mr. James Archibald  
Drafted Statement of Informal Probate & Order Appt. Prs.  
Rep.  
Drafted Not. of Hearing & Informal Appt. Of Pers. Rep.  
14 Dec Reviewed Ltr. from Mr. Archibald  
15 Dec Reviewed Idaho Irrigation District Bill  
19 Dec Reviewed Notice of Hearing  
20 Dec Reviewed Statement from Mr. Kim Bailey  
Reviewed US Bank Statement  
03 Jan07 Drafted Interrogatories to Mr. Kyle Bailey  
Drafted Req. for Prod. of Doc. from Mr. Kyle Bailey  
04 Jan Drafted Req. for Prod. of Doc. by Mr. Kerry Bailey  
Drafted Interrogatories to Mr. Kerry Bailey  
05 Jan Drafted Req. for Prod. of Doc. by Tamara Sipe  
Drafted Interrogatories to Tamara Sipe  
Reviewed Ltr. from Mr. Archibald  
Reviewed Washington Mutual statement  
Reviewed US Bank statement  
12 Jan Phone Conf. w/ Mr. Archibald's secretary (secretary)  
16 Jan Reviewed Order for Supervised Administration  
17 Jan Reviewed statement from Mr. Kim Bailey  
Reviewed Itemized Statement of Property  
19 Jan Reviewed Petition for Supervised Administration  
23 Jan Drafted Request for Admission of facts to Kyle Bailey  
Drafted Request for Admission of facts to Kerry Bailey  
Drafted Request for Admission of facts to Tamara Sipe  
Reviewed Ltr. from Mr. James Archibald  
Drafted Personal Representative Motion for Continuance  
Ltr. to Mr. Archibald  
24 Jan Reviewed Last Will and Testament  
Drafted Stipulation for Telephone Hearing  
Phone Conf. w/ Mr. Archibald's secretary (secretary)  
26 Jan Reviewed File

30 Jan Drafted Notice of Compliance  
01 Feb Reviewed text msg. from Mr. Kerry to Mr. Kim  
05 Feb Reviewed Ltr to Ms. Bonnie Bailey from Tammy Sipe  
06 Feb Reviewed Statement from Ms. Cristy Baier  
12 Feb Drafted Order Denying Mot. for Supervised Admin.  
13 Feb Reviewed Statement from Mr. Phil Jordin  
Reviewed Statement from Mr. Brent Preece  
Reviewed Statement from Ms. Renee Quinton  
20 Feb Office Conf. w/ Ms. Bonnie Bailey  
Drafted Estate Property document  
Reviewed State Farm Insurance Documents  
Reviewed Bonneville County Tax Document  
Reviewed Email Mr. Tom Lenderink to Ms. Bonnie Bailey  
Reviewed Statement from Mr. F. Kim Bailey  
Reviewed Estate Coin Appraisal  
26 Feb Drafted Order Denying Mot. for Supervised Administration  
05 Mar Drafted Not. of Mot. & Mot. to Compel Kyle Bailey's Resp.  
Drafted Not. of Mot. & Mot. to Compel Kerry Bailey's Resp.  
Drafted Not. of Mot. & Mot. to Compel Tamara Sipe's Resp.  
Drafted Not. of Mot. & Mot. to Compel Tamara Sipe's Answers  
Drafted Not. of Mot. & Mot. to Compel Kerry Bailey's Answer.  
Drafted Not. of Mot. & Mot. to Compel Kyle Bailey's Answers.  
06 Mar Ltr. To Mr. Archibald  
Phone Conf. w/ Mr. Kim Bailey  
Reviewed Notice of Substitution of Counsel  
13 Mar Hearing Preparation  
15 Mar Reviewed Affidavit of Kerry Bailey  
Reviewed Renewed Pet. for Supervised Admin.  
16 Mar Reviewed Petition for Supervised Administrator  
19 Mar Drafted Motion to Dismiss Renewed Petition  
Drafted Responding Affidavit to Affidavit of Mr. Bailey  
Research  
20 Mar Court Hearing/ Motion to Compel  
Reviewed Fax from Judge Riddoch  
Drafted Order Granting Motion to Compel  
26 Mar Reviewed Notice of Substitution of Counsel  
29 Mar Phone Conf. w/ Ms. Bonnie Bailey  
30 Mar Ltr. to Judge Riddoch  
02 Apr Drafted Order for Sanctions  
03 Apr Phone Conf. w/ Mr. Boyle  
04 Apr Drafted Order Granting Motion to Compel  
Ltr. to Judge Riddoch  
Ltr. to Judge Riddoch  
Ltr. to Mr. Boyle  
09 Apr Phone Conf. w/ Ms. Bonnie Bailey  
10 Apr Ltr. to Mr. Boyle



12 Apr Reviewed Phone Voice Messages  
13 Apr Phone Conf. w/ Mr. Kim Bailey  
17 Apr Ltr. to Mr. Boyle  
18 Apr Reviewed Affid. of Counsel in Support of Mot. for Prot Order  
19 Apr Reviewed note from Ms. Kim Bailey  
Reviewed Motion for Protective Orders  
20 Apr Reviewed Notice of Hearing  
Phone Conf. w/ Ms. Bonnie Bailey  
23 Apr Phone Conf. w/ Clerk (secretary)  
24 Apr Phone Conf. w/ Clerk (secretary)  
26 Apr Reviewed Ltr. from ReMax Realty  
30 Apr Drafted Motion to Strike Affidavit of Counsel  
Phone Conf. w/ Mr. Boyle's secretary (secretary)  
19 Apr Reviewed Motion for Protection Order/supporting docs.  
02 May Ltr. to Mr. Boyle  
03 May Phone Conf. w/ Boyle's secretary (Pamela)  
07 May Motion for Sanctions  
Ltr to Mr. Boyle  
Reviewed Appraisal of Coins and Market Analysis  
Reviewed Ltr. from Mr. Boyle and Amended Not. of Hearing  
Phone Conf. w/ Mr. Boyle  
14 May Ltr. to Mr. Boyle  
16 May Ltr. to Mr. Boyle  
21 May Ltr. to Mr. Boyle  
22 May Drafted Notice of Motion. and Motion for Sanctions  
Drafted Subpoena Duces Tecum  
Phone conf. w/ Ms. Bonnie Bailey  
23 May Reviewed Appraisal from Smith Jewelry and Coins  
Reviewed Appraisal  
24 May Phone Conf w/ Mr. Boyle's secretary (secretary)  
Ltr. to Boyle  
Phone Conf. w/ Mr. Boyle's secretary (secretary)  
30 May Drafted Corrected Subpoena Duces Tecum  
Preparation for Hearing  
Ltr. to Mr. Boyle  
04 June Reviewed Ltr. from Mr. Boyle  
Phone Conf. w/ Mr. Kim Bailey  
05 June Ltr. to Mr. Boyle  
Hearing Preparation  
Court Hearing (personal appearance)  
06 June Drafted Order for Continuance  
07 June Phone Conf. w/ Mr. Bailey(secretary)  
08 June Drafted Order for Continuance  
12 June Conf. w/ Mr. Bailey  
Reviewed Appraisal  
13 June Ltr. to Mr. Boyle

14 June Mailed Ltr to Mr. Kim Bailey  
18 June Ltr. to Mr. Boyle  
Telephone Conf. with the Court  
Phone Conf. w/ Ms. Bonnie Bailey (secretary)  
19 June Reviewed Ltr. from Mr. Boyle  
Ltr. to Mr. Boyle  
20 June Reviewed Ltr. from Mr. Boyle and Order  
21 June Ltr. to Mr. Boyle  
22 June Research  
Reviewed Ltr. from Mr. Boyle  
23 June Research  
25 June Drafted Proposed Order  
Reviewed Tamara Sipe's Responses to Kim Bailey's Interrog.  
Ltr. to Mr. Boyle  
Phone Conf. w/ Mr. Kim Bailey  
Phone Conf. w/ Ms. Bonnie Bailey (secretary)  
26 June COURT HEARING/ Motion Supervised Probate  
Phone Conf. w/ Mr. Kim Bailey  
Reviewed Response to Objection to Proposed Order  
Ltr. to Mr. Boyle  
Ltr. to Mr. Boyle  
29 June Ltr. to Mr. Hahn  
09 July Reviewed Order  
11 July Review of File  
Letter and Notes from Court  
Phone Conf. w/ Ms. Bonnie Bailey (secretary)  
13 July Conf. w/ Ms. Bonnie Bailey (secretary)  
Reviewed Memo from Ms. Bonnie Bailey  
16 July Phone Conf. w/ Ms. Bonnie Bailey (secretary)  
17 July Reviewed Discovery Answers from opposing parties  
Drafted Motion for Sanctions  
Phone Conf. w/ Ms. Bonnie Bailey  
18 July Reviewed Mr. Kelsey's Statement  
20 July Phone Conf. w/ Ms. Bonnie Bailey  
Reviewed Objection to Motion for Sanctions  
24 July Reviewed Documents  
31 July Research  
01 Aug Phone Conf. w/ Mr. Kim Bailey  
Phone Conf. w/ Ms. Bonnie Bailey (secretary)  
Phone Conf. w/ Ms. Bonnie Bailey (secretary)  
07Aug Conf. w/Orland Bailey  
08Aug Phone conf. w/Royce Lee  
Phone conf. w/Mr. Bailey  
09Aug Reviewed Response to Tammy Sipes' Response to Interrogatories  
13Aug Phone conf w/Ms. Bailey (secretary)  
Reviewed ltr fr Boyle

15Aug COURT - MOTION FOR SANCTIONS  
Reviewed ltr w/text messages

10Sept Reviewed ltr fr Boyle

11Sept Drafted Second Motion To Compel Kyle Responses to Request For  
Production of Documents, Notice of Serving Personal  
Representative's Second Request for Production of Documents  
To Petitioner, Kyle Bailey, Second Motion to Compel Kyle  
Bailey's Answers to Interrogatories, Notice of Serving Personal  
Representative's Second Interrogatories to Kerry Bailey  
Drafted ltr to Mr. Kim Bailey  
Phone conf. w/Mr. Bailey

12Sept Reviewed Kyle Bailey's Responses To Kim Bailey's  
Interrogatories and Request For Production of Documents  
Reviewed Notice of Service (Discovery Responses) and  
Affidavit of Kyle Bailey  
Drafted Motion to Strike Affidavit of Kyle Bailey

28Sept Phone conf w/Mr. Bailey (secretary)

01Oct Reviewed Notice of Issue and Request For Trial Setting  
RESEARCH  
Drafted Objection to Request for Trial Setting

15Oct Reviewed Notice of Hearing

16Oct Notice of Hearing Motion to Strike Affidavit of Kyle Bailey

20Oct Phone conf w/Mr. Bailey  
Reviewed fax fr Byron M. Adkins

26Oct Drafted Inventory and Appraisalment  
HEARING PREPARATION

30Oct Reviewed Affidavit of Kyle Bailey

31Oct Drafted Responding Affidavit to Affidavit of Kyle Bailey

05Nov Drafted Motion to Strike Affidavit of Kyle Bailey

06Nov Reviewed Objection to Motion to Strike Affidavit of Kyle Bailey

15Nov PREPARATION FOR CONF

20Nov COURT - STATUS CONF

26Nov Phone conf. w/George Petersen  
Reviewed Notice of Issue and Request for Trial Setting  
Attempted phone call to Mr. Bailey (secretary)

27Nov Drafted Response to Second Request for Trial Setting  
Attempted phone call to Mr. Bailey (secretary)

28Nov Drafted Personal Representative's Third Request for  
Production of Documents by Kerry Bailey and Notice of  
Serving Attempted phone call to Mr. Bailey (secretary)  
Reviewed ltr fr Boyle and Order

04Dec Phone conf w/Mr. Bailey  
Reviewed Motion for Temporary Orders, Amended Petition,  
Notice of Hearing

20Dec Reviewed Rule 16 Pre-Trial Setting Trial and other Dates,  
US Bank Statement  
Drafted Notice of Compliance

05Feb08 Drafted Response to Amended Petition  
Drafted Response to Motion For Temporary Order  
Phone conf w/ Orland Bailey to advise  
Reviewed ltr fr Boyle  
COURT FOR TEMP ORDERS

08Feb Drafted Objection to Proposed Order

13Feb Phone conf w/Mr. Bailey

14Feb Phone conf w/ Bonnie Bailey (secretary)

19Feb Phone conf w/ Bonnie (secretary)

20Feb Reviewed ltr fr Tammy  
Phone conf. w/Dwight Baker (secretary)  
Phone conf. w/Bonnie, gave names of Appraisers

25Feb Ltr to Judge Riddoch  
Drafted Notice of Compliance  
Phone conf w/Dwight Baker's Sec. (secretary)  
Phone conf w/Bonnie Bailey  
Phone conf. w/Dwight Baker  
Reviewed ltr fr Dwight Baker to Judge Riddoch

27Feb Drafted ltr to Dwight Baker

28Feb Conf w/Bailey's  
Reviewed ltr fr Judge Riddoch

29Feb Reviewed ltr fr Dwight Baker

03Mar Phone conf. w/Mr. Bailey, Reviewed Mediation  
Drafted ltr to Dwight Baker  
Reviewed ltr fr Dwight Baker  
Drafted Personal Representative's Confidential Position Paper

04Feb Phone conf. w/Dwight Baker

05Feb Phone conf. w/Mr. Bailey

06Mar Drafted ltr to Judge Riddoch  
Phone conf. w/Mr. Bailey

08Mar Phone conf. w/Dwight Baker's Sec. (secretary)

10Mar Reviewed Order to Submit Nominations for Appraiser

11Mar Phone conf w/Bailey's  
Reviewed email

12Mar Drafted ltr to Dwight Baker  
Phone conf w/ Bonnie Bailey (secretary)

13Mar Reviewed ltr fr Dwight Baker

17Mar Reviewed ltr fr Boyle w/Nominations for Appraiser

18Mar Phone conf. w/Bonnie Bailey (secretary)

19Mar Reviewed ltr fr Delbert Lloyd w/ Green Guard Lawn and Tree

20Mar Reviewed Order Appointing Appraiser

24Mar Phone conf. w/ Alice in Boam's office  
RESEARCH

31Mar Phone conf. w/Bonnie Bailey (secretary)  
01Apr Bonnie Bailey dropped off paperwork from Rent Master and Text  
messages received  
Conf w/ Ms. Bonnie Bailey  
Drafted Notice of Compliance (witness list)  
07Apr Phone conf. w/Clerk (secretary)  
08Apr Phone conf. w/Ms. Bonnie Bailey  
Phone conf. w/Ms. Bonnie Bailey (secretary)  
Reviewed Invoice fr Baker & Harris  
09Apr Dropped off paperwork to Court House for Judge Riddoch (secretary)  
10Apr Reviewed appraisal fr Boam and Associates  
Phone conf. w/Mr. Bailey (secretary)  
Dropped off paperwork to Boyle's office (secretary)  
Faxed appraisal and ltr fr Remax  
Reviewed Memorandum of Facts and Law and Witness and  
Exhibit Lists  
COURT - PRE-TRIAL BY TELEPHONE  
15Apr Phone conf. w/Ms. Bonnie Bailey  
Conf w/ Ms. Bonnie Bailey  
Reviewed emails  
Reviewed Pre-Trial Conf. Minute Entry/Order from Judge Riddoch  
17Apr Drafted Notice of Non-Compliance  
21Apr Reviewed Notice of Objection  
Reviewed file  
Phone conf. w/Ms. Bonnie Bailey (secretary)  
Phone conf. w/Clerk  
22Apr Reviewed emails  
Phone conf w/ Clerk, left VM (secretary)  
TRIAL PREPARATION  
Conf. w/ Mr and Ms. Bailey  
Reviewed witness list and statements  
24Apr Reviewed Order Sustaining Objection to Personal Representative's  
Notice of Non-Compliance  
Drafted ltr to Judge Riddoch w/Minute and Order Entered  
on Apr 10  
Phone conf. w/Ms. Bonnie Bailey (secretary)  
25Apr Phone conf w/ Clerk  
Phone conf. w/Mr. Bailey (secretary)  
28Apr COURT - TRIAL  
29Apr Phone conf. w/Mr. Bailey  
30Apr Phone conf w/Orland Bailey  
Phone conf w/Mr. Bailey (secretary)  
Phone conf w/Boyle's secretary left VM (secretary)  
30Apr Phone conf w/Boyle's secretary (secretary)  
Phone conf. w/Mr. Bailey (secretary)

Phone conf w/ Mr. Bailey  
 Reviewed bill from Baker & Harris  
 01May Reviewed photos of Horses and misc.  
 05May Phone conf w. Baker's secretary (secretary)  
 Phone conf w/ Ms. Bonnie Bailey (secretary)  
 06May Phone conf w/Clerk  
 Phone conf. w/Mr. Bailey  
 Phone conf w/Ms. Bonnie Bailey (secretary)  
 12May Reviewed ltr fr Boyle and Post Trial Brief  
 13May Drafted Affidavit Re Rent  
 Phone conf w/ Ms. Bonnie Bailey (secretary)  
 Mr. Bailey in to sign Affidavit Re Rent  
 19May Drafted Personal Representatives's Responding Memorandum  
 22May Phone conf w/Debra w/Avery Financial  
 28May Reviewed file  
 31May Reviewed mediation bill  
 5Jun Reviewed ltr fr Mr. Dwight E. Baker  
 10Jun Drafted ltr to Mr. Baker  
 Phone conf w/ Ms. Bailey  
 19Jun Phone conf w/ Christie w/Avery Financial (secretary)  
 20Jun Drafted ltr to Christie w/ Avery Financial  
 24Jun Phone conf w/Clerk (vm)  
 25Jun Phone conf w/ Linda, Clerk  
 Phone conf w/Ms. Bailey  
 Drafted ltr to Hon. L. Mark Riddoch  
 Phone conf w/Ms. Bailey (secretary)  
 Phone conf w/Ms. Bailey  
 Drafted Interim Order  
 Phone conf w/Mr. Boyle's former secretary  
 26Jun Phone conf w/ Debra w/Avery Financial (secretary)  
 30Jun Reviewed ltr fr Michael J. Whyte, Esq.  
 Reviewed Minute Entry and Order  
 3Jul Phone conf w/Ms. Bailey (secretary)  
 7Jul Phone conf w/Ms. Bailey (secretary)  
 Phone conf w/Avery Financial  
 Reviewed Order  
 RESEARCH  
 16Jul Drafted ltr to Mr. Kim Bailey w/Settlement Check  
 Phone conf w/Shannin  
 Drafted ltr to Mr. Whyte  
 21Jul Conf w/Mr. Bailey  
 Reviewed Notice/Appeal  
 Reviewed response to Order  
 Drafted ltr to Mr. Kim Bailey  
 22Jul Drafted Notice of Appeal  
 24Jul Reviewed Notice of Assigned Judge and Case Number

1Aug Reviewed Order re: Transcript on Appeal  
Reviewed Order re: Statement of Issues  
Reviewed Estimate of Transcript Cost

5Aug Reviewed ltr fr Mr. Whyte  
Drafted Notice of Compliance re: Statement of Issues  
Drafted ltr to Mr. Whyte

11Aug Phone conf w/ Ms. Bailey (secretary)

12Aug Reviewed Petition for Distribution  
Phone conf w/ Ms. Bailey (secretary)

13Aug Reviewed Amended Petition for Distribution  
Reviewed Petition for Distribution  
Drafted Response to Petition for Distribution

20Aug Phone conf w/Clerk (secretary)  
Phone conf w/Judge Tingey's Clerk (secretary)  
Reviewed ltr fr Mr. John Terrill w/ T&T Reporting  
Phone conf w/Mr. Terrill (secretary)  
Drafted Motion to Strike Amended Petition for Distribution

21Aug Phone conf w/Mr. David Marlow

25Aug Phone conf w/ Mr. David Marlow (secretary)

28Oct Drafted ltr to Mr. Whyte  
13Nov Reviewed Mr. Brown's Research  
18Nov Drafted Appellant's Brief  
3Dec Reviewed ltr fr Mr. Brown  
16Dec Reviewed Respondent's Brief  
17Dec Phone conf w/Ms. Bailey (secretary)  
Drafted ltr to Mr. Brown  
18Dec Reviewed Minute Entry  
19Dec Reviewed ltr fr Mr. Brown  
1Jan09 Phone conf w/Ms. Bailey (secretary)  
7Jan PREPARATION FOR ORAL ARGUMENT  
COURT - ORAL ARGUMENT ON APPEAL  
9Jan Reviewed Minute Entry  
13Jan Phone conf w/Mr. Brown  
14Jan Reviewed ltr fr Mr. Brown  
20Jan Reviewed Decision on Appeal  
23Jan Search file for Affidavit stating rental value  
27Jan Phone conf w/ Ms. Bailey (vm) (secretary)  
29Jan RESEARCH  
5Feb Drafted Notice of Non-Compliance  
6Feb Reviewed Supplemental Decision on Appeal  
9Feb Conf w/Ms. Bailey  
Drafted Motion for Disqualification of Judge  
Drafted Order Granting Motion of Disqualification and  
Order for Reference  
Drafted Order of Reference  
Drafted Post-Appeal Memorandum  
10Feb Reviewed Notice for Status Conference  
17Feb Drafted ltr to Mr. Whyte  
Drafted Stipulation of Dismissal  
23Feb Reviewed Order Denying Motion to Disqualify and Order  
To Produce Proof of Evidence from the Record  
24Feb Phone conf w/ Ms. Bailey (secretary)  
3Mar Phone conf w/ Ms. Bailey (secretary)  
5Mar Phone conf w/ Ms. Bailey (secretary)  
Attempted to call Clerk (secretary)  
6Mar Phone conf w/ Clerk (secretary)  
Phone conf w/ Ms. Bailey (secretary)  
10Mar Drafted Notice of Non-Compliance  
16Mar Reviewed Order Amending Prior Order  
Phone conf w/ Ms. Bailey  
19Mar Reviewed Remittitur  
27Apr Reviewed Motion for Relief from Judgment  
Reviewed Notice of Hearing



28Apr RESEARCH  
Phone conf w/Joseph Brown, Esq.  
Reviewed Mr. Brown's Research

29Apr Drafted Notice of Motion and Motion to Strike Motion  
For Relief from Judgment  
Drafted ltr to Mr. Brown

6May Phone conf w/Ms. Bailey (secretary)

7May Drafted ltr to Mr. Brown

14May Phone conf w/Ms. Bailey (secretary)

18May Conf w/Ms. Bailey

20May COURT - MOTION TO STRIKE MOTION FOR RELIEF  
FROM JUDGMENT  
Drafted ltr to Mr. Whyte  
Drafted Order Denying Motion to Strike and Motion for  
Relief from Judgment

21May Phone conf w/Mr. Whyte's Secretary (secretary)  
Phone conf w/Mr. Whyte's Secretary (secretary)

22May Phone conf w/Mr. Whyte's Secretary (secretary)

2Jun Phone conf w/Ms. Bailey (secretary)

3Jun Phone conf w/Mr. Whyte's Secretary (secretary)  
Phone conf w/Mr. Whyte's Secretary (secretary)  
Reviewed Ltr fr Mr. Whyte

5Jun Drafted First and Final Accounting and Petition for  
Distribution and Discharge

8Jun Drafted ltr to Mr. Whyte

23Jun Reviewed Petition for Accounting and Separation of Personal  
Representative's Attorney Fees from Estate Attorney Fees  
Phone conf w/Ms. Bailey (secretary)  
Reviewed Affidavit of Counsel

24Jun Drafted Response to Petition for Accounting  
Drafted ltr to Mr. Brown

25Jun Drafted Personal Representative Responding Affidavit on Petitioner's  
Affidavit

28Jun RESEARCH

30Jun Conf w/Mr. Brown

1Jul Phone conf w/Ms. Bailey

4Aug Reviewed Notice of Hearing

6Aug Reviewed File  
Phone conf w/Mr. Brown (secretary)

11Aug Reviewed Mr. Brown's research

17Aug Drafted Memorandum In Opposition To Petition For  
Accounting

31Aug COURT - PETITION AND FEES  
Drafted ltr to Mr. Whyte

1Sep Drafted ltr to Mr. Whyte

Fax	\$ 888.00
Photocopies	\$ 343.00
Postage	\$ 91.00
Court Costs and Suit Fee	\$ 221.00
Research and Briefing Assistance (Joseph F. Brown, Esq.)	\$ 500.00
Post-Register	\$ 73.92

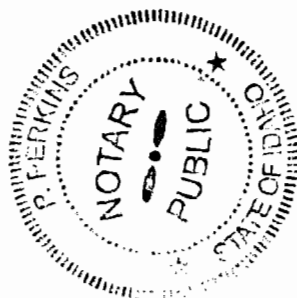
**PROFESSIONAL SERVICES**

54(e)(3)(A) per quantum meruit, not hourly, but by contract with Personal Representative (see attached Retainer Agreement)	\$16,730.00
Wages for Personal Representative (2days) @ \$122.64 per day	\$ 245.28
<b>TOTAL</b>	<b>\$18,592.20</b>

REGINALD R. REEVES, ESQ., Personal Representative's Attorney,  
affirms that to the best of his knowledge and belief the items herein are correct, and  
such costs are in compliance with the provisions of IRCP 54(d)(5).

*Reginald R. Reeves*  
REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

Subscribed and affirmed before me, at Idaho Falls, Idaho, this September 16,  
2009.



*P. Perkins*  
P. PERKINS  
Notary Public  
Idaho Falls ID 83403  
My Commission Expires  
August 10, 2013

CERTIFICATE OF SERVICE  
[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served a copy of the foregoing upon the designated parties, by faxing a copy to his attorney, as follows:

RESPONDENTS'

MICHAEL J. WHYTE, ESQ.  
Fax 522.1277

September 16, 2009

*M. Bird*  
M.BIRD

243 South Water Ave  
Idaho Falls ID 83402  
October 4, 2006

Reginald R. Reeves, Esq.  
Cambridge Law Center  
Idaho Falls, ID 83403

Dear Mr. Reeves:

Confirming our conversation of October 4, 2006, when I consulted you in your office, I hereby engage you to act on my behalf in the matter of Estates of Carol Bailey and Francis A. Bailey.

§ 2.50 Paid herewith is a non-refundable retainer in the amount of ~~\$1,000.00~~, which retainer will be deemed earned, and will be kept regardless of the outcome of the case, or time involved therein.

It is recognized that by accepting my case, you might be precluded from accepting other cases, due to the persons involved, or the time and effort required.

I understand that you will keep me informed of the progress of my case, by forwarding copies of documents and correspondence sent and received.

You are to use your best efforts on my behalf, for which I will pay all expenses incurred, together with a fee to be determined by you, based upon what you believe the services to be reasonably worth, and not based upon an hourly basis.

You have allowed me 24 hours to consider whether to engage you, upon these terms, and you have informed me that I have the right to seek independent legal advice as to whether I should sign.

Thank you for agreeing to assist me.

Very truly yours,

P. Perkins  
Witnessed at Idaho Falls, Idaho  
this October 17, 2006.

Kim Bailey  


BONNEVILLE COUNTY  
IDAHO

2009 SEP 17 PM 3:21

Michael J. Whyte, Esq., ISB #4645  
THOMSEN STEPHENS LAW OFFICES, PLLC  
2635 Channing Way  
Idaho Falls ID 83404  
Telephone (208)522-1230  
Fax (208)522-1277

Attorneys for Kerry L. Bailey, Kyle Bailey, and Tamara Lee Bailey Sipe

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNEVILLE

IN THE MATTER OF THE ESTATES	)	Case No. CV-06-6496
OF	)	
	)	
CAROL BAILEY and	)	ORDER ON PETITIONER'S PETITION
FRANCIS ANDREW BAILEY,	)	FOR ACCOUNTING
	)	
Deceased.	)	
_____	)	

This matter came before the court on August 31, 2009 on petitioner's petition for an accounting. Present at that time was petitioner Kerry Bailey and his attorney of record Michael J. Whyte and the Personal Representative, Kim Bailey, and his attorney of record, Reginald R. Reeves. The court having heard argument of the parties, reviewed the pleadings and the file, orders as follows:

1. The court denies petitioner's request for an accounting of the attorney fees.
2. Personal Representative shall file a final accounting indicating all property, income and expenses to date.

RECEIVED  
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p.3

3. Personal Representative shall file a memorandum of fees and costs reflecting the work provided for the Personal Representative in this matter.

4. Both the final accounting and the memorandum of fees and costs are due on or before September <sup>21</sup>~~20~~, 2009 (twenty-one (21) days following the hearing.

5. Petitioner shall have 10 days to file its response to the accounting and memorandum of fees and costs.

DATED this 17 day of September, 2009.

*L. Mark Riddoch*  
L. Mark Riddoch, Magistrate Judge

APPROVED AS TO FORM AND CONTENT:

*Reginald R. Reeves*  
Reginald R. Reeves, Esq  
Attorney for Personal Representative

**CLERK'S CERTIFICATE OF MAILING**

I certify that I am the duly elected and qualified Clerk of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Bonneville; that I mailed [or delivered by courthouse box] a copy of the foregoing **ORDER ON PETITIONER'S PETITION FOR ACCOUNTING** to the following attorneys this 18 day of September, 2009.

REGINALD R REEVES  
PO BOX 1841  
IDAHO FALLS ID 83403

MICHAEL J WHYTE ESQ  
THOMSEN STEPHENS LAW OFFICES, PLLC  
COURTHOUSE BOX

\_\_\_\_\_  
Clerk

By:  \_\_\_\_\_  
Deputy Clerk

MJW:clm  
6186\PLEADINGS OURS\055 Ord-Accounting

BONNEVILLE COUNTY  
IDAHO  
09 SEP 17 AM 11:12

DENMAN & REEVES  
ATTORNEYS AND COUNSELLORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
IDAHO FALLS ID 83403  
Telephone 522-2513  
FAX 522-2516  
Idaho State Bar No. 712

Attorneys for Personal Representative  
By REGINALD R. REEVES, ESQ.  
Our File 16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

IN THE MATTER OF THE	}	Case No. CV-06-6496
ESTATES OF	}	
	}	FIRST AND FINAL ACCOUNTING
CAROL BAILEY and	}	AND PETITION FOR
FRANCIS ANDREW BAILEY	}	DISTRIBUTION AND DISCHARGE
Deceased.	}	

KIM BAILEY, Personal Representative of the within estates,  
renders to the court his first and final account and presents herewith his  
petition for distribution and discharge.

The personal representative is chargeable as follows:

Inventory

Home	\$129,000.00
Coin Collection	\$ 5,681.15
Gold Elgin Watch	\$ 150.00
US Bank - Checking Account	\$ 2,625.12
1999 Pontiac Grand Prix	\$ 6,700.00
2 plots at Fielding Memorial	\$ 800.00
Tools	\$ 2,615.96
Interest on Estate Account	\$ 210.85
Miscellaneous personal items	\$ 14,435.40
16 foot Jewel RV Trailer	
30 30 Winchester Rifle	

FIRST AND FINAL ACCOUNTING AND PETITION FOR DISTRIBUTION AND DISCHARGE

431



30 06 Rifle  
 1978 Chevrolet 4x4 Pickup  
 Remington pump shotgun  
 Shasta Tent Top Trailer  
 J C Higgens 30 60 Rifle  
 Fishing Gear  
 Revelation 22 Cal. Rifle  
 Single Action Shotgun

Total \$162,218.48

and is entitled to credits as follows:

Food for Funeral	\$	238.00
Property Tax	\$	43.04
Safety Deposit Box Fee	\$	400.00
State Farm House Insurance	\$	665.46
B & B Coin Appraisal	\$	100.00
Estate Photos	\$	37.10
Hot Water Tank (Lowe's)	\$	347.66
Advance Plumbing	\$	45.00
Darrell's Plumbing	\$	81.20
Bonneville Tax Collector	\$	561.01
Delbert Lloyd, Tree Inspector	\$	50.00
Johnson Landscaping	\$	3,100.00
Tree Removal		
Zack Ward & Brothers-Tree removal	\$	1,000.00
Chainsaw Supplies, for tree removal	\$	69.76
T&T reporting	\$	500.00
Clerk, Notice of Appeal	\$	53.00
Idaho Irrigation District	\$	145.97
First Call Jewel Electric	\$	389.88
Chatterton Appraisals	\$	400.00
Storage Unit	\$	1,113.00
Mediation Fee to Dwight Baker, Esq.	\$	1,000.00
Attorney Fees paid to Mr. Reeves	\$	2,500.00
Miscellaneous Estate Supplies	\$	675.75
Closing Costs on House	\$	4,440.21
Taxes	\$	590.31
Cleaning and other miscellaneous		
Services hired	\$	11,801.88
Personal Representative Fees	\$	10,040.27
Attorney's Fees	\$	13,500.00
Attorney's Fees (Appeal)	\$	3,752.00
Joseph Brown, Esq, Research	\$	500.00

TOTAL CREDITS	\$ 58,140.50
which, when deducted from total charges, leaves	\$104,077.98
which has been (or will be) distributed as follows:	
Francis Kim Bailey -	
Miscellaneous personal items	\$ 4308.74
Cash in the sum of	\$ 21,710.75
Kerry Lynn Bailey-	
Miscellaneous personal items -	\$ 5828.47
Cash in the amount of	\$ 20,191.02
Kyle J. Bailey -	
Miscellaneous personal items	\$ 12,905.74
Coin Collection	\$ 5,681.45
Cash in the amount of	\$ 7,432.30
Tamara Lee Bailey Sipe -	
Misc. personal items	\$ 3,119.70
1999 Pontiac Grand AM	\$ 6,700.00
Elgin Gold Watch	\$ 150.00
Cash in the amount of	\$16,049.81
for a total distribution of	<u>\$104,077.98</u>
leaving a balance of	\$ 0.00

All claims, expenses of administration, and taxes collectible against such estate have been paid, and the estate is in a condition to be finally settled.

The petitioner is aware of no creditor or other claimant whose claims are neither paid nor barred.

The next of kin and heirs at law (no minors) of such decedent are:

Francis Kim Bailey

Kerry Lynn Bailey

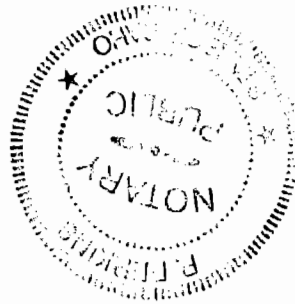
Kyle J. Bailey  
Tamara Lee Bailey Sipe

WHEREFORE Petitioner requests that such account be approved, allowed, and settled; that such distribution be approved; and that petitioner be discharged from his trust.

KIM BAILEY Affirms that he is the personal representative who made the foregoing account and petition; all of the statements therein made are true; and the same contains a full and true statement of all charges against him and all credits to which he is entitled, on account of such estate.

*Kim Bailey*  
KIM BAILEY

Subscribed and affirmed before me, at Idaho Falls, Idaho this June 5, 2009.



*P. Perkins*  
P. PERKINS  
Notary Public  
Idaho Falls, Idaho  
My Commission Expires:  
August 10, 2013

*Reginald R. Reeves*  
REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

CERTIFICATE OF SERVICE

[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served the foregoing upon the designated parties, by faxing a copy to their attorney, as follows:

RESPONDENTS

MICHAEL J. WHYTE, ESQ.  
Fax 522.1277

September 17, 2009 *M. Bird*  
M. Bird

2009 SEP 29 11:14 23

Michael J. Whyte, Esq., ISB #4645  
THOMSEN STEPHENS LAW OFFICES, PLLC  
2635 Channing Way  
Idaho Falls ID 83404  
Telephone (208)522-1230  
Fax (208)522-1277

CLERK OF DISTRICT COURT  
IDAHO FALLS, IDAHO

Attorneys for Kerry L. Bailey, Kyle Bailey, and Tamara Lee Bailey Sipe

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNEVILLE

IN THE MATTER OF THE ESTATES	)	Case No. CV-06-6496
OF	)	
	)	REQUEST FOR ADDITIONAL
CAROL BAILEY and	)	DETAIL AND SUPPORTING
FRANCIS ANDREW BAILEY,	)	DOCUMENTATION ON FIRST AND
	)	FINAL ACCOUNTING AND PETITION
Deceased.	)	FOR DISTRIBUTION AND DISCHARGE
_____	)	

COME NOW petitioners, by and through their attorney of record, and request that the personal representative provide additional detail and supporting documentation to his First and Final Accounting and Petition for Distribution and Discharge filed on or about September 17, 2009. Specifically, petitioners request more detail and supporting documentation regarding the following:

1. In the category "Inventory," petitioner lists a 1999 Pontiac Grand Prix and assesses a value of \$6,700.00. Petitioners request information and documentation to support the value assessed. Petitioners believe the value of this vehicle to be somewhere between \$1,700 and \$4,575.

1 - REQUEST FOR ADDITIONAL DETAIL AND SUPPORTING DOCUMENTATION ON  
FIRST AND FINAL ACCOUNTING AND PETITION FOR DISTRIBUTION AND  
DISCHARGE

2. In the category "Inventory," personal representative lists US Bank account with a value of \$2,625.12. Petitioners request all bank account records for this account. At the time of Francis Bailey's death, there was a US Bank joint account with right of survivorship in Kyle Bailey. Any portion of said account should have passed outside the probate to Kyle Bailey at the time of Francis' death and should not be included in the estate.

3. In the category "Inventory," personal representative lists "Miscellaneous personal items" and assesses a value of \$14,435.40 to said items. Petitioners request further detail regarding the specific personal items that make up this category titled "Miscellaneous personal items" as well as the and supporting documentation for the values assessed to said items.

4. In the category "Inventory," personal representative lists "Tools" and assesses a value of \$2,615.96. Petitioners have been unable to review and evaluate the tools owned by decedents and therefore request more detail regarding the specific tools appraised, the process of determining the tools value and supporting documentation.

5. In the category "Inventory," personal representative lists "1999 Pontiac Grand Prix" and assesses a value of \$6,700.00. However, petitioners believe this vehicle should not be included as part of the estate in the Kyle Bailey was listed as an owner of the vehicle prior to Francis Bailey's death. Additionally, petitioner's believe that is the vehicle is to be included in the estate, that the personal representative's assessed value is too high. See Affidavit of Kerry Bailey.

6. Personal Representative lists several items under "credits" including "State Farm House Insurance" in the amount of \$665.46; "Hot Water Tank (Lowe's)" in the amount of \$347.66; "Advance Plumbing" in the amount of \$45.00; "Darrell's Plumbing" in the amount of \$81.20;

“Bonneville Tax Collector” in the amount of \$561.01; “Delbert Lloyd Tree Inspector” in the amount of \$50.00; “Johnson Landscaping Tree Removal: in the amount of \$3,100.00; “Zack Ward & Brothers - Tree Removal” in the amount of \$1,000.00; “Chainsaw supplies for tree removal” in the amount of \$69.76; “Idaho Irrigation District” in the amount of \$145.97; “First Call Jewel Electric” in the amount of \$389.88. All these items pertain to repairs and ownership interest in the estate residence. Petitioners request additional information and supporting documentation for these expense items. Personal Representative purchased the estate residence pursuant to the April 2008 agreement of the parties. Any household expenses incurred after this agreement would not be estate expenses and would be the responsibility of the Personal Representative personally. Petitioners request additional information to verify the claimed expenses and the dates those expenses were incurred.

7. Personal Representative lists a category “Closing Costs on House” and an amount of \$4,440.21. In the Settlement Statement prepared for the purchase of the estate residence by the personal representative, the personal representative directed that his closing costs as the buyer be paid by the estate as the seller. See Affidavit of Kerry Bailey. Petitioners demand said closing costs be reimbursed by the personal representative.

8. Personal Representative lists under “credits” a category titled “Cleaning and other miscellaneous services hired” and an amount of \$11,801.88. Given the general listing and the substantial amount of this category, petitioners request more detail and supporting documentation to better evaluate this “credit” against the estate.

9. Personal Representative lists under “credits” a category titled “Personal Representative Fees” and an amount of \$10,040.27. Petitioners request documentation verifying the personal representative’s time and corresponding pay rate.

10. Personal Representative lists under “credits” a category titled “Storage Unit” and an amount of \$1,113.00. Petitioners request information regarding the reasons for the storage unit and a list of items stored in said unit. It is petitioners’ belief that the decedents did not own a storage unit at the time of their respective deaths and there was no need for a storage unit following their deaths.

11. Personal Representative lists under “credits” a category titled “Safe Deposit Box Fee” and an amount of \$400.00. Petitioners request additional information regarding what items were stored in said safe deposit boxes and the time period these costs were incurred.

12. Personal Representative lists the four children and heirs of the decedent and proposed distribution to each child. Under each child’s name, the Personal Representative attributes “miscellaneous personal items” and a corresponding value for said items to be delivered to said child. Specifically, the Personal Representative lists Francis Kim Bailey to receive miscellaneous personal items in the amount of \$4,308.74; Kerry Lynn Bailey to receive miscellaneous personal items in the amount of \$5,828.47; Kyle J. Bailey to receive miscellaneous personal items in the amount of \$12,905.74; and Tamara Lee Bailey Sipe to receive miscellaneous personal items in the amount of \$3,119.70. Petitioners request specific information listing the miscellaneous personal items are to be delivered to each individual and the corresponding values of said personal items making up the specific amounts listed. If the miscellaneous personal items were appraised,



petitioners seek copies of the appraisals for said personal items. Lastly, if said items have already been delivered to the individuals, petitioners seek verification of said delivery.

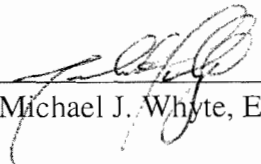
The evaluation of the additional information and supporting documentation sought as part of this petition may result in a different distribution of the estate property than the proposed distribution filed by the Personal Representative.

Oral argument is requested.

DATED this 29<sup>th</sup> day of September, 2009.

THOMSEN STEPHENS LAW OFFICES, PLLC

By:

  
\_\_\_\_\_  
Michael J. Whyte, Esq.

**CERTIFICATE OF SERVICE**

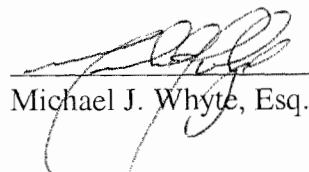
I hereby certify that I am a duly licensed attorney in the State of Idaho, resident of and with my office in Idaho Falls, Idaho; that on the 29<sup>th</sup> day of September, 2009, I caused a true and correct copy of the foregoing **REQUEST FOR ADDITIONAL DETAIL ON FIRST AND FINAL ACCOUNTING AND PETITION FOR DISTRIBUTION AND DISCHARGE** to be served upon the following persons at the addresses below their names either by depositing said document in the United States mail with the correct postage thereon or by hand delivering or by transmitting by facsimile as set forth below.

REGINALD R REEVES  
690 CAMBRIDGE DRIVE  
PO BOX 1841  
IDAHO FALLS ID 83403  
FAX: 522-2516

Mail  
 Hand Delivery  
 Facsimile

THOMSEN STEPHENS LAW OFFICES, PLLC

By:

  
Michael J. Whyte, Esq.

MJW:clm  
6186\056 Request for Additional Detail

---

6 - **REQUEST FOR ADDITIONAL DETAIL AND SUPPORTING DOCUMENTATION ON FIRST AND FINAL ACCOUNTING AND PETITION FOR DISTRIBUTION AND DISCHARGE**

2009 OCT 10 11:23  
CLERK OF DISTRICT COURT  
IDAHO FALLS

Michael J. Whyte, Esq., ISB #4645  
THOMSEN STEPHENS LAW OFFICES, PLLC  
2635 Channing Way  
Idaho Falls ID 83404  
Telephone (208)522-1230  
Fax (208)522-1277

Attorneys for Kerry L. Bailey, Kyle Bailey, and Tamara Lee Bailey Sipe

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNEVILLE

IN THE MATTER OF THE ESTATES )  
OF )  
)  
CAROL BAILEY and )  
FRANCIS ANDREW BAILEY, )  
)  
Deceased. )  
\_\_\_\_\_ )

Case No. CV-06-6496

AFFIDAVIT OF KERRY L. BAILEY

STATE OF IDAHO )  
) ss.  
County of Bonneville )

Kerry L. Bailey, being first duly sworn upon oath, deposes and says:

1. I am one of the petitioners and one of the heirs in this matter. I make this affidavit based on my information and belief.
2. Attached as Exhibit A to this affidavit is a US Bank document for a bank account which was a joint account with right of survivorship between Francis Bailey, Kyle Bailey and

myself. Also included as part of Exhibit A is a September 14, 2006 bank statement for this account reflecting a positive balance as of the time of Francis Bailey's death on September 22, 2006.

3. Attached as Exhibit B to this affidavit, is a copy of the 1999 Pontiac Grand Prix title listing Francis Bailey or Kyle Bailey as the owner as of the time of Francis Bailey's death. Because Kyle is listed as an owner, the vehicle should not be included in the distribution of assets.

4. If the court determines that the 1999 Pontiac Grand Prix should be included as part of the estate, attached as Exhibit C to this affidavit are Kelley' Blue Book and NADA Used Car Guide valuations for a 1999 Pontiac Grand Prix, similar to the 1999 Pontiac Grand Prix owned by my parents at the time of Francis Bailey's death. Kelley Blue Book values a 1999 Pontiac Grand Prix between \$1,700.00 and \$3,620.00. The NADA Used Car Guide values a 1999 Pontiac Grand Prix between \$2,025.00 and \$4,575.00. This is the more accurate value for this vehicle.

5. At the time of Francis Bailey's death, he was not renting any storage units. It was only after his death that the Personal Representative began renting a storage unit; however, neither myself nor the other petitioners have any knowledge as to what the storage unit is for and what property was removed from the home and placed in the storage unit after Francis Bailey's death.

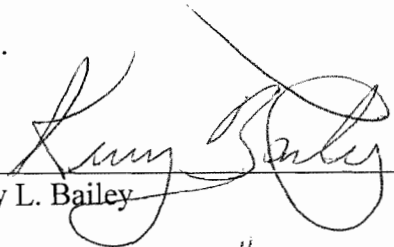
6. Neither myself nor the other petitioners have had the chance to meet with the Personal Representative to review the tools and place our own valuations on those tools. We have not obtained a specific list of the tools still in the Personal Representative's possession and therefore, we are unable to place our own values on said tools.

7. Attached as Exhibit D is a copy of the Settlement Statement prepared by Alliance Title & Escrow Corporation with respect to the Personal Representative's purchase of the estate real property. This Exhibit reflects the agreed upon purchase price of \$129,000.00. Line 514 of this

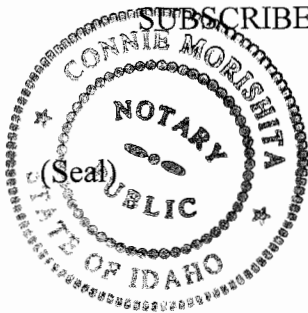
Settlement Statement indicates that the Seller (estate) paid the Buyer's (personal representative's) closing costs in the amount of \$4,355.68. This resulted in less of the purchase price going into the estate and directly benefitted the Personal Representative. Petitioners believe these closing costs which normally would be paid by the Buyer should have been paid by the Personal Representative in this matter and the Personal Representative should reimburse the estate for these expenses.

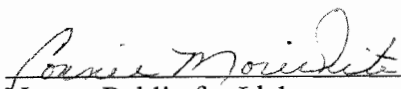
8. I have reviewed the petition for additional information, and agree that petitioners are unable to evaluate the Personal Representative's claims and statements without this additional information.

DATED this 29 day of September, 2009.

  
\_\_\_\_\_  
Kerry L. Bailey

SUBSCRIBED AND SWORN to on oath before me this 29<sup>th</sup> day of September, 2009.



  
\_\_\_\_\_  
Notary Public for Idaho  
Residing at Idaho Falls, Idaho  
My Commission Expires: 5/22/2015

**CERTIFICATE OF SERVICE**

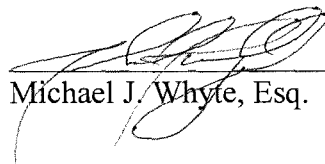
I hereby certify that I am a duly licensed attorney in the State of Idaho, resident of and with my office in Idaho Falls, Idaho; that on the 29<sup>th</sup> day of September, 2009, I caused a true and correct copy of the foregoing **AFFIDAVIT OF KERRY L. BAILEY** to be served upon the following persons at the addresses below their names either by depositing said document in the United States mail with the correct postage thereon or by hand delivering or by transmitting by facsimile as set forth below.

REGINALD R REEVES  
690 CAMBRIDGE DRIVE  
PO BOX 1841  
IDAHO FALLS ID 83403  
FAX: 522-2516

Mail  
 Hand Delivery  
 Facsimile

THOMSEN STEPHENS LAW OFFICES, PLLC

By:

  
Michael J. Whyte, Esq.

MJW:clm  
6186\058 Aff Kerry



U.S. Bank National Association

Location Idaho Falls  
Customer ID Number \_\_\_\_\_  
ID type \_\_\_\_\_

CHECKING ACCOUNT INFORMATION

The person initialing below agrees that the following information and all information on the application is true.\*

- 1. Have you had a transaction account at this or another financial institution within the past year? Yes \_\_\_ No \_\_\_  
Name of Institution: \_\_\_\_\_
- 2. Have you had a transaction account closed, without your consent, within the past year? Yes \_\_\_ No \_\_\_  
Reason for closing: \_\_\_\_\_
- 3. Have you had a criminal conviction, involving a check related offense, within the past two years? Yes \_\_\_ No \_\_\_  
Date: \_\_\_\_\_ Initials: \_\_\_\_\_

\*In MN only, the above statements are made under oath and subject to penalty of perjury.

Check Systems Verified Revised card Date 10/23/98

Title and Mailing Address Francis A. Bailey  
or Kyle J Bailey Acct. # [REDACTED]

4673 S 15th W Branch # 3630  
Idaho Falls ID 83402-5882  Checking  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  Saving  
\_\_\_\_\_  Certificate

Authorized Signers

- 1. Francis A Bailey
- 2. Kyle J Bailey
- 3. Kyle Bailey
- 4. \_\_\_\_\_

Account Type

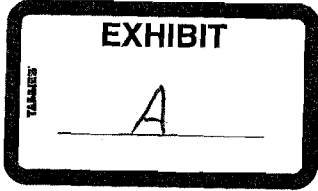
Each person signing agrees that the account is subject to all of the Bank's rules governing bank accounts as may be amended from time to time and acknowledges receipt of a copy of those rules. Joint Accounts (JTWROS): This Account/Certificate of Deposit is jointly owned by the parties named hereon. Upon the death of any of them, ownership passes to the survivor(s). Joint tenancy intended.

Banker Name \_\_\_\_\_ Date \_\_\_\_\_  
Acct. TIN \_\_\_\_\_ Center/Officer \_\_\_\_\_

I HAVE RECEIVED AND READ AN INSTRUCTION SHEET BEFORE COMPLETING BELOW. UNDER PENALTIES OF PERJURY I CERTIFY THAT:

- (A.) THE NUMBER SHOWN ABOVE IS MY CORRECT TAXPAYER IDENTIFICATION NUMBER.
- B. I AM NOT SUBJECT TO BACKUP WITHHOLDING AS A RESULT OF FAILURE TO REPORT ALL INTEREST OR DIVIDENDS SINCE I HAVE NOT BEEN NOTIFIED I AM SUBJECT TO OR HAVE BEEN NOTIFIED I AM NO LONGER SUBJECT TO BACKUP WITHHOLDING BY THE INTERNAL REVENUE SERVICE. (IF YOU CANNOT CERTIFY THIS, CROSS OUT STATEMENT B.)
- C. I AM EXEMPT FROM REPORTING (TO CLAIM EXEMPTION YOU MUST CHECK THE BOX)

Signature Francis A Bailey Date 10-23-98



**Uni-Statement**

Account Number

Statement Period

Sep. 14, 2006

through

Oct. 12, 2006

Page 1 of 3

P.O. Box 1800  
 Saint Paul, Minnesota 55101-0800  
 03630 IMG 1436PRIP X ST01 T9 P0



FRANCIS A BAILEY  
 OR KYLE J BAILEY  
 OR KERRY BAILEY  
 4673 S 15TH W  
 IDAHO FALLS ID 83402-5882

**To Contact U.S. Bank****By Phone:**1-800-US BANKS  
(1-800-872-2657)**Telecommunications Device  
for the Deaf:**

1-800-685-5061

**Internet:**

usbank.com

**NEWS FOR YOU**

Need access to your next direct deposit today? Checking Account Advance is now available via **usbank.com** and at **U.S. Bank ATMs**. You can also visit your local branch or call 800-USBANKS (872-2657) for more details.

Send cash in a flash with MoneyGram® money transfer services available at all U.S. Bank branch locations.

Retirement? Marriage? College? Business Ownership? Plan for what's next in your life with a U.S. Bank Personal Banker today.

**INFORMATION YOU SHOULD KNOW**

Beginning November 12, 2006, a Continuous Negative Balance fee of \$7 will be charged for each day the available balance is below zero beginning on the fourth calendar day.

**SILVER ELITE CHECKING****Member FD**

Account Number

U.S. Bank National Association

**Account Summary**

Beginning Balance on Sep. 14	\$	3,073.96	Annual Percentage Yield Earned		0.09%
Deposits / Credits		63.37	Interest Earned this Period	\$	0.1
Other Withdrawals		466.93-	Interest Paid this Year	\$	1.9
Checks Paid		2,168.52-	Number of Days in Statement Period		2
<b>Ending Balance on Oct. 12, 2006</b>	<b>\$</b>	<b>501.88</b>			

**Deposits / Credits**

Date	Description of Transaction	Ref Number	Amount
Sep. 20	Electronic Deposit REF=20062623655912 N	From ADI COMPANY 3034682439500010454	\$ 33.0
Oct. 3	Electronic Deposit REF=20062760200901 N	From (303)920-1616GR EFTPYMT PACNETAM48	30.2
Oct. 12	Interest Paid	1200001791	0.1
<b>Total Deposits / Credits</b>			<b>\$ 63.3</b>

**Other Withdrawals**

Date	Description of Transaction	Ref Number	Amount
Sep. 19	Electronic Withdrawal REF=20062615104239 N	From ADI COMPANY 3034682439500010454	\$ 33.0
Sep. 19	Electronic Withdrawal REF=20062615104252 N	From ADI COMPANY 3034682439500010454	33.0
Sep. 27	Electronic Withdrawal REF=20062693093458 N	From BENEFICIAL LIFE INS. PREM.1870115120	240.1

450



FRANCIS A BAILEY  
 OR KYLE J BAILEY  
 OR KERRY BAILEY  
 4673 S 15TH W  
 IDAHO FALLS ID 83402-5882

**Uni-Statement**

Account Number

Statement Period

Sep. 14, 2006

through

Oct. 12, 2006

Page 2 of 3



**SILVER ELITE CHECKING**

(CONTINUED)

Account Number

**Other Withdrawals (continued)**

Date	Description of Transaction	Ref Number	Amount
Oct. 4	Electronic Withdrawal REF=20062774960232 N	From 800-252-2148 D INS 0000281592	18.00
Oct. 11	Electronic Withdrawal REF=20062837327514 N	From BLUE CROSS OF ID INSUR PYMT1820183979	142.80
<b>Total Other Withdrawals</b>			<b>\$ 466.90</b>

**Checks Presented Conventionally**

Check	Date	Ref Number	Amount	Check	Date	Ref Number	Amount
6607	Sep. 19	3335690131	448.84	6609	Sep. 27	3830577805	1,673.16
6608	Sep. 21	3435568162	46.52				

**Conventional Checks Paid ( 3 ) \$ 2,168.52**

**Balance Summary**

Date	Ending Balance	Date	Ending Balance	Date	Ending Balance
Sep. 19	2,559.12	Sep. 27	632.31	Oct. 11	501.76
Sep. 20	2,592.12	Oct. 3	662.56	Oct. 12	501.88
Sep. 21	2,545.60	Oct. 4	644.56		

Balances only appear for days reflecting change.

Now, use your check card and earn up to a 25% cash reward or more with our NEW Premium Rewards program, exclusively for Cash Bonus Check Card customers! Visit [premiumrewards.usbank.com](http://premiumrewards.usbank.com) for more information.

# IDAHO

## CERTIFICATE OF TITLE

ITD-0817 6-00TW  
01-075525-6

VEHICLE IDENTIFICATION NUMBER

[REDACTED]

YEAR MAKE BODY MODEL DESCRIPTION  
1999 PONT 4D GRA

2ND VEHICLE IDENTIFICATION NUMBER

ODOMETER READING  
62789 ACTUAL

DATE  
07/28/2002

TITLE NUMBER  
A016007096

PRINT DATE  
08/13/2002

WEIGHT LENGTH WIDTH HULL HORSEPOWER PROPULSION

OWNER'S NAME AND ADDRESS

OTHER PERTINENT DATA

BAILEY, FRANCIS A OR  
BAILEY, KYLE  
4673 S 15 W  
IDAHO FALLS, ID 83402



### Assignment of Title

Federal and state law requires that you state the mileage when transferring ownership of a motor vehicle. Failure to complete or providing a false statement may result in fines and/or imprisonment.

1 ODOMETER READING - Reading is actual unless indicated otherwise. (NO TENTHS) : DATE <input type="checkbox"/> In Excess of Mechanical Limits <input type="checkbox"/> Exempt <input type="checkbox"/> Not Actual - Warning Odometer Discrepancy <input type="checkbox"/> No Device		5 PURCHASER'S PRINTED NAME(S) A. B.	
2 DATE SOLD: SELLING PRICE:		6 ADDRESS	
3 SELLER'S/REPRESENTATIVE'S PRINTED NAME(S)		7 CITY STATE ZIP	
4 I certify, in the best of my knowledge, that the odometer reading reflects the actual mileage unless otherwise indicated. I also hereby release my interest and transfer ownership to the named purchaser. SELLER'S/REPRESENTATIVE'S SIGNATURE: A X B X		8 I am aware that if I apply for title in Idaho, I must do so within 30 days of purchase or a \$20.00 late filing penalty may be due. I am also aware of the odometer certification made by the seller. PURCHASER'S/REPRESENTATIVE'S SIGNATURE: A X B X 2nd PURCHASER'S/REPRESENTATIVE'S SIGNATURE (for representative's printed name).	
FIRST LIEN NONE		Lienholder Section SECOND LIEN	
9 SIGNATURE RELEASING LIEN DATE X		10 SIGNATURE RELEASING LIEN DATE X	
11 NEW LIENHOLDER'S NAME		12 ADDRESS	
13 CITY STATE ZIP 05517277			

RECORDED 07/29/2002

8-00TW

\$2.00 Fee

### NOTICE OF RELEASE OF LIABILITY

\$2.00 Fee

PLEASE PRINT CLEARLY — ALL INFORMATION MUST BE COMPLETE — NOTIFICATION BY SELLER/TRANSFEROR IS MANDATORY

Vehicle or Hull Identification Number (VIN or HIN):	Year	Make	Body Style	Title Number
[REDACTED]	1999	PONT	4D	A016007096
Seller's/Transferor's Full Name:		Phone Number:		
Address:		City:	State:	Zip:
Odometer:	Selling Price: \$	Date Delivered to Purchaser/Transferee:		
Purchaser's/Transferee's Full Name:				
Address:		City:	State:	Zip:

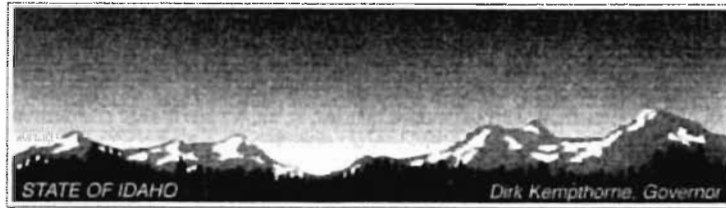
I have hereby request that the Idaho Transportation Department mark its records to indicate that the vehicle or vessel described above has been transferred. However, I understand that the title and license will remain in my/our name(s) until a new Idaho Certificate of Title is applied for and issued, recording the name(s) of the new owner.

X

Signature of Seller's/Transferor(s)

EXHIBIT

B



TRANSPORTATION DEPARTMENT  
 P.O. BOX 7129 • BOISE, ID • 83707-1129 • 208/334-8000

APPLICATION FOR CERTIFICATE OF TITLE

ITD-3339 (Rev. 4-04)

APPLICANT SIGNATURE	I, the undersigned, certify that the vehicle/vessel described below is owned by me, and this vehicle/vessel will not be the subject of lien prior to receipt of the title unless indicated below. I further certify under penalty of law that all information contained herein is true and correct to the best of my knowledge and belief (I.C. 49-518). I hereby make application for a certificate of title for said vehicle/vessel, and authorize the new title to be issued in the name(s) shown in section 2. If I am applying for a duplicate title, it is because the original has been lost unless otherwise indicated:
	<input type="checkbox"/> Illegible <input type="checkbox"/> Mutilated. (Please Attach).
	The signature below is my true and legal signature.
	* _____ * _____ Daytime Phone# _____

**THIS IS NOT A CERTIFICATE OF TITLE**

Receipt: 07DJ004549

Type of Application		2007 03 14		10 0 4 00							
<b>NAME CHANGE -- REGULAR TITLE</b>											
SECTION 1 VEHICLE / VESSEL DESCRIPTION	Title Number	Vehicle / Hull Identification Number		SECTION 4 AGENCY AND SALES TAX INFORMATION	Dealer Number	Seller's Permit Number	Agency Type				
	Previous Receipt	Vehicle / Hull Identification Number			Tax Exemption		Purchase Date				
	Year	Make	Body Type		Model	GROSS SALES PRICE		0.00			
	Description		Color Top / Bottom		Fuel Type	TRADE-IN ALLOWANCE		0.00			
	Weight	Length	Width		Hull	Horsepower	Propulsion	NET SALES PRICE			
	Odometer Reading		Odometer Status		Odometer Reading Date		TAX PREPAID		0.00		
	Previous State		Previous State Brand		Previous State Title Number		TAX DUE		0.00		
SECTION 2 PURCHASER - OWNER	Purchaser - Owner Name and Address					Trade In	Year	Make	Body	Model	
	BAILEY, KYLE  C/O KERRY BAILEY 351 4TH ST IDAHO FALLS ID 83401-0000					Other Tax Information					
SECTION 3 LIEN HOLDER	Primary Lien Holder					Agency Name					
	NONE					BONNEVILLE COUNTY ASSESSOR					
Secondary Lien Holder					I certify that I have PHYSICALLY INSPECTED the vehicle/vessel described in section 1, unless the following statement has been checked. I further certify that the VIN/HIN and date of this application are correct, and I have witnessed the signature(s) of the person(s) signing this application.						
					<input type="checkbox"/> I DID NOT INSPECT THE VEHICLE/VESSEL.						
					Authorized Signature x _____						
					Recorded Date		Recorded Time				
					03/14/07		15:36				
FEES PAID					TITLE ISSUE FEE					8.00	
					TITLE FEE SUBTOTAL					8.00	

License Plate # N/A

Stock #N/A  
Sep 23, 2009

# Wholesale Lending/Retail Breakdown

## Kelley Blue Book

Effective dates: 9/18/2009-9/24/2009

1999 Pontiac Grand Prix SE Sedan 4D..... \$2,050/\$4,050

VIN: [REDACTED]

V6 3.1 Liter..... (\$250)/(\$335)

Automatic..... Included

FWD..... Included

\*\*\* Equipment \*\*\*

Air Conditioning..... Included

Power Steering..... Included

Power Windows..... Included

Power Door Locks..... Included

Tilt Wheel..... Included

No. Cruise Control..... <25>/<35>

AM/FM Stereo..... Included

Cassette..... Included

Dual Front Air Bags..... Included

ABS (4-Wheel)..... 50/65

Fuel City/Hwy 17/26 MPG

Total Value without mileage..... \$1,825/\$3,745

Mileage Adjustment(95000) miles..... <125>

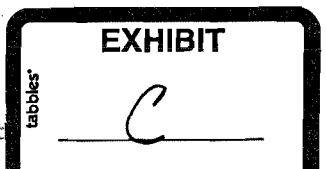
\*\*\*Total Wholesale Lending/Retail Value..... \$1,700/\$3,620

BA Wackerli Co

9/18/2009-9/24/2009 Kelley Blue Book® KARPPOWER Online's(SM) values for Idaho.

Values are subjective opinions. Kelley Blue Book assumes no liability for errors or omissions as to values, manufacturer or dealer information.

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154

**Vehicle Summary With NADA Values**  
**NADA Used Car Guide**  
 Wednesday, September 23, 2009

**Guide Edition:** Mountain States Used Car Guide - August 2009  
**Vehicle Description:** 1999 PONTIAC  
 Grand Prix-V6 Sedan 4D SE

**VIN:** [REDACTED] **Weight:** 3414  
**Stock #:** [REDACTED] **MSRP:** \$19,415

	<b>Rough Trade-In</b>	<b>Avg. Trade-In</b>	<b>Clean Trade-In</b>	<b>Clean Loan</b>	<b>Clean Retail</b>
<b>NADA Base Values</b>	\$1,400	\$2,100	\$2,675	\$2,425	\$3,950
Mileage: 95000	\$625	\$625	\$625	\$625	\$625
Accessories	\$0	\$0	\$0	\$0	\$0
<b>NADA Adjusted Values</b>	\$2,025	\$2,725	\$3,300	\$3,050	\$4,575
Appraiser Adjustment	\$0	\$0	\$0	\$0	\$0
<b>Adjusted Values</b>	\$2,025	\$2,725	\$3,300	\$3,050	\$4,575
<b>Accessories:</b>		<b>Trade</b>	<b>Loan</b>	<b>Retail</b>	

*Handwritten notes: "Low" under \$3,300 and "High" under \$4,575.*

**Appraiser Item: Value**

**Appraiser Item: Value**

NADA assumes no responsibility or liability for any errors or omissions or any revisions or additions made by anyone on this report.  
 All NADA values are reprinted with permission of NADA Used Car Guide, NADASC.

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

**SETTLEMENT STATEMENT**

B. TYPE OF LOAN

1.  FHA 2.  FHMA 3.  CON. S.

4.  VA 5.  CONV. INS.

6. FILE NUMBER: 7. LOAN NUMBER

3030818951SC

8. MORTGAGE INS. CASE NO.:

NOTE: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals.

2. NAME & ADDRESS OF BORROWER: F. Kim Bailey and Bonita G. Bailey  
4673 S 15th W, Idaho Falls, ID 83402

3. NAME & ADDRESS OF SELLER: Exhibit "A" Attached Hereto

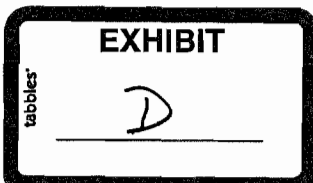
7. NAME & ADDRESS OF LENDER: First Horizon Home Loans  
1555 W. Walnut Hill Ln #200 MC 6712, Irving, TX 75038

3. PROPERTY LOCATION: 4673 S 15th W, Idaho Falls, ID 83402

1. SETTLEMENT AGENT: Alliance Title & Escrow Corp.  
PLACE OF SETTLEMENT: 1070 Riverwalk Dr., Suite 100, PO Box 50642, Idaho Falls, ID 83402 (208) 524-5600

SETTLEMENT DATE: 7/15/2008 Final

I. Summary of Borrower's Transaction		K. Summary of Seller's Transaction	
<b>100. Gross Amount Due From Borrower:</b>		<b>400. Gross Amount Due To Seller:</b>	
01. Contract sales price		401. Contract sales price	129,000.00
02. Personal property		402. Personal property	
03. Settlement charges to borrower: (line 1400)		403.	
04.		404.	
05.		405.	
<b>Adjustments For Items Paid By Seller In Advance:</b>		<b>Adjustments For Items Paid By Seller In Advance:</b>	
106. City/town taxes to		406. City/town taxes to	
107. County taxes to		407. County taxes to	
108. Assessments to		408. Assessments to	
109.		409.	
110.		410.	
111.		411.	
112.		412.	
113.		413.	
114.		414.	
115.		415.	
116.		416.	
<b>120. Gross Amount Due From Borrower:</b>		<b>420. Gross Amount Due To Seller:</b>	129,000.00
<b>200. Amounts Paid By Or In Behalf Of Borrower:</b>		<b>500. Reductions In Amount Due To Seller:</b>	
201. Deposit or earnest money		501. Excess deposit (see instructions)	
202. Principal amount of new loan(s)		502. Settlement charges to seller (line 1400)	993.50
203. Existing loan(s) taken subject to		503. Existing loan(s) taken subject to	
204.		504. Payoff 1st Mtg. Ln.	
205.		505. Payoff 2nd Mtg. Ln.	
206.		506. Disbursements To Seller	7,740.00
207.		507. Disbursements To Seller	73,295.00
208.		508. Disbursements To Seller	7,104.56
209.		509. Property Tax-2007 Second Half Taxes/good thru 7-16-2	608.76
<b>Adjustments For Items Unpaid By Seller:</b>		<b>Adjustments For Items Unpaid By Seller:</b>	
210. City/town taxes to		510. City/town taxes to	
211. County taxes to		511. County taxes 01/01/08 to 07/15/08	602.50
212. Assessments to		512. Assessments to	
213.		513. Gift of Equity	34,300.00
214.		514. Seller paid buyers closing costs	4,355.68
215.		515.	
216.		516.	
217.		517.	
218.		518.	
219.		519.	
<b>220. Total Paid By/For Borrower:</b>		<b>520. Total Reductions In Amount Due Seller:</b>	129,000.00
<b>300. Cash At Settlement From/To Borrower:</b>		<b>600. Cash At Settlement From/To Seller:</b>	
301. Gross amount due from borrower (line 120)		601. Gross amount due to seller (line 420)	129,000.00
302. Less amount paid by/for borrower (line 220)		602. Less reductions in amount due seller (line 520)	129,000.00
<b>303. Cash (<input type="checkbox"/> FROM) (<input type="checkbox"/> TO) Borrower:</b>	0.00	<b>603. Cash (<input type="checkbox"/> TO) (<input type="checkbox"/> FROM) Seller:</b>	0.00



SETTLEMENT

CHARGES

Escrow: 3030818951SC

00. Total Sales/Broker's Commission: Based On Price \$ _____ % = _____		Paid From Borrower's Funds At Settlement	Paid From Lender's Funds At Settlement
<b>Division of Commission (line 700) As Follows:</b>			
01. \$ _____ to _____			
02. \$ _____ to _____			
03. Commission paid at settlement _____			
04. _____			
<b>100. Items Payable In Connection With Loan:</b>			
101. Loan Origination fee _____ %			
102. Loan Discount _____ %			
103. Appraisal fee to: _____			
104. Credit report to: _____			
105. Lender's inspection fee _____			
106. Mortgage insurance application fee to _____			
107. Assumption fee _____			
108. _____			
109. _____			
110. _____			
111. _____			
112. _____			
113. _____			
114. _____			
115. _____			
116. _____			
117. _____			
118. _____			
119. _____			
120. _____			
121. _____			
<b>200. Items Required By Lender To Be Paid In Advance:</b>			
201. Interest from _____ to _____ @ \$ _____ /day (0 days)			
202. Mortgage insurance premium for _____ mo. to _____			
203. Hazard insurance premium for _____ yrs. to _____			
204. Flood insurance premium for _____ yrs. to _____			
205. _____			
206. _____			
<b>1000. Reserves Deposited With Lender:</b>			
1001. Hazard insurance 0 months @ \$ _____ 0.00 per month			
1002. Mortgage insurance 0 months @ \$ _____ 0.00 per month			
1003. City property taxes 0 months @ \$ _____ 0.00 per month			
1004. County property taxes 0 months @ \$ _____ 0.00 per month			
1005. Annual assessments 0 months @ \$ _____ 0.00 per month			
1006. Flood insurance 0 months @ \$ _____ 0.00 per month			
1007. _____ 0 months @ \$ _____ 0.00 per month			
1008. Aggregate Adjustment _____			
1009. _____			
<b>1100. Title Charges</b>			
1101. Settlement or closing fee to Alliance Title & Escrow Corp.			218.50 /
1102. Abstract or title search to _____			
1103. Title examination to _____			
1104. Title insurance binder to _____			
1105. Document preparation to _____			
1106. Notary fees to _____			
1107. Attorney's fees to _____ (includes above item Numbers: _____)			
1108. Title insurance to Alliance Title & Escrow Corp. (includes above item Numbers: _____)			692.00 /
1109. Lender's coverage \$ _____			
1110. Owner's coverage \$ 129,000.00 Premium: \$692.00			
1111. Messenger Fee to Alliance Title & Escrow Corp. 15.00 /			
1112. Reconveyance Fee to Alliance Title & Escrow Corp. 68.00 /			
1113. _____			
1114. _____			
<b>1200. Government Recording and Transfer Charges:</b>			
1201. Recording fees: Deed \$ 0.00 ;Mortgage \$ 0.00 ;Releases \$ 0.00			
1202. City/county tax/stamps: Deed \$ 0.00 ;Mortgage \$ 0.00			
1203. State tax/stamps: Deed \$ 0.00 ;Mortgage \$ 0.00			
1204. _____			
1205. _____			
<b>1300. Additional Settlement Charges:</b>			
1301. Survey to _____			
1302. Pest inspection to _____			
1303. _____			
1304. _____			
1305. _____			
1306. _____			
1307. _____			
1308. _____			
<b>1400. Total Settlement Charge (Enter on line 103, Section J - and - line 502, Section K)</b>			993.50 /

ATTACHMENT TO HUD 1  
Settlement Date: 7/15/2008

Escrow No.: 303081  
Title No.: 303081895 CAB  
Page: 1

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EXHIBIT A:

Name & Address Of Seller:

The Estate of Francis A. Bailey, deceased and The Estate of Carol Bailey, deceased



2009 SEP 29 11:4:23

Michael J. Whyte, Esq., ISB #4645  
THOMSEN STEPHENS LAW OFFICES, PLLC  
2635 Channing Way  
Idaho Falls ID 83404  
Telephone (208)522-1230  
Fax (208)522-1277

CLERK OF DISTRICT COURT  
SEVENTH JUDICIAL DISTRICT  
BONNEVILLE COUNTY

Attorneys for Kerry L. Bailey, Kyle Bailey, and Tamara Lee Bailey Sipe

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNEVILLE

IN THE MATTER OF THE ESTATES	)	Case No. CV-06-6496
OF	)	
	)	
CAROL BAILEY and	)	OBJECTION TO MEMORANDUM
FRANCIS ANDREW BAILEY,	)	OF COSTS
	)	
Deceased.	)	
_____	)	

COME NOW petitioners, by and through their attorney of record, Michael J. Whyte, and file this objection to costs pursuant to Idaho Rule of Civil Procedure 54(b)(6). Said objection is based on the following:

1. Personal Representative's attorney lists dates of claimed attorney services provided, but did not list an hourly rate nor number of hours involved in providing those services. Instead, Personal Representative's attorney merely states that the fees paid were pursuant to the contract and pursuant to Idaho Rule of Civil Procedure 54(a)(3)(A) per *quantum meruit*.

2. Personal Representative's attorney references a retainer agreement. Said retainer agreement is a signed letter from Kim Bailey, Personal Representative, agreeing to pay Mr. Reeves an amount based upon what Mr. Reeves believes the services were reasonably worth. Without details of the time the attorney spent and with the fee arrangement agreed to by the personal representative, it is impossible to know what is a reasonable fee for the work provided to the estate.

3. Petitioners further object to the following specific entries as listed in Personal Representative's Memorandum of Costs:

a. 26 Feb – "Drafted order denying motion for supervised visitation." This entry is a duplicate billing from February 12, 2007.

b. 4 Apr – Two entries for a letter to Judge Riddoch. Because there are two entries both for a letter to Judge Riddoch, it is presumed that it is a duplicate billing.

c. 22 Jun – Two separate entries for a letter to Mr. Boyle. Because there are two entries both for a letter to Mr. Boyle, it is presumed that it is a duplicate billing.

d. 1 Oct – Entry references research but does not list the issue for which the research was requested.

4. The following entries all relate to the personal representative's attorney's preparation for the trial against the personal representative and the following appeal of the trial:

31 Oct	Notation for drafting and responding affidavit to the affidavit of Kyle Bailey.
5 Nov	Drafted motion to strike affidavit of Kyle Bialely.
6 Nov	Reviewed objection to motion to strike affidavit of Kyle Bailey
15 Nov	Preparation for conference
20 Nov	Court status conference
4 Dec	Reviewed a motion for temporary orders, amended petition and a notice of hearing

20 Feb Phone conference with Dwight Baker's secretary  
 25 Feb Phone conference with Dwight Baker's secretary; phone conference with Dwight Baker and a review of letter from Dwight Baker to Judge Riddoch  
 27 Feb Drafting a letter to Dwight Baker  
 28 Feb Conference with the Baileys  
 29 Feb Reviewed letter from Dwight Baker  
 30 Mar Phone conference with Mr. Bailey to review mediation; drafted letter to Dwight Baker; reviewed letter from Dwight Baker; drafted Personal Representative's confidential position paper  
 4 Feb Phone conference with Dwight Baker  
 8 Mar Phone conference with Dwight Baker's secretary  
 12 Mar Drafted letter to Dwight Baker  
 13 Mar Reviewed letter from Dwight Baker  
 1 Mar Drafted notice of compliance (witness list)  
 10 Apr Review memorandum of facts and law and witness and exhibit lists; pretrial by telephone  
 15 Apr Review pretrial conference minute entry/order from Judge Riddoch  
 17 Apr Draft notice of compliance  
 21 Apr Reviewed notice of objection; reviewed file  
 22 Apr Trial preparation; conference with Mr. and Mrs. Bailey; review witness list and statements  
 24 Apr Reviewed order sustaining objection to Personal Representative's notice of non-compliance; drafted letter to Judge Riddoch with minute and order entered on April 10;  
 28 Apr Court trial  
 5 May Phone conference with Baker's secretary  
 1 May Reviewed photos of horses and miscellaneous  
 6 May Phone conference with clerk  
 12 May Reviewed letter from Boyle and post-trial brief  
 13 May Drafted affidavit re: rent  
 19 May Drafted Personal Representative's responding memorandum  
 31 May Reviewed mediation bill  
 5 Jun Reviewed letter from Dwight Baker  
 10 Jun Drafted a letter to Dwight Baker  
 19 Jun Phone conference with Kristy with Avery Financial  
 30 Jun Drafted letter to Kristy with Avery Financial  
 25 Jun Drafted letter to Honorable L. Mark Riddoch  
 7 Jul Reviewed order; research. There is no reference as to the reason for the research.  
 16 Jul Drafted letter to Kim Bailey with settlement check. There is no reference as to what this settlement was for nor its purpose.

21 Jul Conference with Mr. Bailey; reviewed notice of appeal; reviewed response to order; drafted letter to Mr. Kim Bailey

22 Jul Drafted notice of appeal.  
In addition to this entry dealing with the trial against the personal representative, this is also a duplicate from July 21 wherein reviewed notice/appeal

24 Jul Reviewed notice of assigned judge and case number

1 Aug Reviewed order re transcript on appeal; reviewed order re statement of issues; reviewed estimate of transcript cost

5 Aug Drafted notice of compliance re statement of issues; reviewed letter from Mr. Whyte; drafted letter to Mr. Whyte.

20 Aug Phone conference with Judge Tingey's clerk; reviewed letter from Mr. John Terrill with T&T Reporting; phone conference with Mr. Terrill (secretary)

21 Aug Phone conference with Mr. David Marlow; phone conference with David Marlow (secretary); phone conference with Mr. David Marlow; reviewed file for a list of hearing dates;

2 Sep Phone conference with Mr. Jack Fuller

3 Sep Phone conference with Ms. Bailey (secretary); phone conference with Mr. Jack Fuller; phone conference with Mr. Jack Fuller (secretary)

5 Sep Drafted letter to Mr. Jack Fuller

8 Sep Reviewed letter from Mr. Jack Fuller; reviewed court reporter's motion for extension of time to lodge transcript

17 Sep Reviewed notice of hearing

19 Sep Phone conference with Mr. Jack Fuller

22 Sep Phone conference with Mr. Jack Fuller (secretary); research; reviewed notice of lodging

24 Sep Reviewed transcript; phone conference with Ms. Bailey (secretary)

30 Sep Phone conference with Kathy at the Post Register

15 Oct Reviewed notice of settling transcript on appeal and notice of time for oral argument

16 Oct Phone conference with Joseph Brown, Esq.

21 Oct Drafted letter to Mr. Whyte

27 Oct Reviewed proof of publication from The Post Register

28 Oct Drafted letter to Mr. Whyte

13 Nov Reviewed Mr. Brown's research

18 Nov Drafted Appellant's Brief

3 Dec Reviewed letter from Mr. Brown

16 Dec Reviewed Respondent's Brief

17 Dec Phone conference with Ms. Bailey (secretary); drafted letter to Mr. Brown

18 Dec Reviewed Minute Entry

19 Dec Reviewed letter from Mr. Brown

1 Jan 09 Phone conference with Ms. Bailey (secretary)

7 Jan Preparation for oral argument; court - oral argument on appeal  
 9 Jan Reviewed Minute Entry  
 13 Jan Phone conference with Mr. Brown  
 14 Jan Reviewed letter from Mr. Brown  
 20 Jan Reviewed Decision on Appeal  
 23 Jan Search file for affidavit stating rental value  
 27 Jan Phone conference with Ms. Bailey (vm) (secretary)  
 29 Jan Research  
 5 Feb Drafted notice of non-compliance  
 6 Feb Reviewed supplemental decision on appeal  
 9 Feb Conference with Ms. Bailey; drafted motion for disqualification of judge; drafted order granting motion of disqualification and order for reference; drafted order of reference; drafted post-appeal memorandum  
 10 Feb Reviewed notice for status conference  
 17 Feb Drafted letter to Mr. Whyte; drafted stipulation of dismissal  
 23 Feb Reviewed order denying motion to disqualify and order to produce proof of evidence from the record  
 24 Feb Phone conference with Ms. Bailey (secretary)  
 3 Mar Phone conference with Ms. Bailey (secretary)  
 5 Mar Phone conference with Ms. Bailey (secretary); attempted to call clerk (secretary)  
 6 Mar Phone conference with clerk (secretary); phone conference with Ms. Bailey (secretary)  
 10 Mar Drafted notice of non-compliance  
 16 Mar Reviewed order amending prior order; phone conference with Ms. Bailey  
 19 Mar Reviewed remittitur  
 27 Apr Reviewed motion for relief from judgment; reviewed notice of hearing  
 28 Apr Research; phone conference with Joseph Brown, Esq.; reviewed Mr. Brown's research  
 29 Apr Drafted notice of motion and motion to strike motion for relief from judgment; drafted letter to Mr. Brown  
 6 May Phone conference with Ms. Bailey (secretary)  
 7 May Drafted letter to Mr. Brown  
 14 May Phone conference with Ms. Bailey (secretary)  
 18 May Conference with Ms. Bailey  
 20 May Court - motion to strike motion for relief from judgment; drafted letter to Mr. Whyte; drafted order denying motion to strike and motion for relief from judgment

All the previous items were expenses incurred in defending the personal representative personally against the claims of the beneficiaries of the estate. Idaho Code §15-3-720 states that if a personal representative defends or prosecutes a proceeding in good faith, whether successful or not, he is entitled to receive reasonable attorney fees incurred from the estate. However, the services rendered by the personal representative must benefit the estate and cannot be incurred to protect the personal interests of the personal interest of the personal representative. The aforementioned items were to protect the personal representative's personal interest in defending a claim that he should have processed the estate more diligently and should have paid ret to the estate for use of the estate residence.

5. Petitioners object to the entry dated 26 Nov. The reference for the attorney services on this date indicate a phone conference took place with George Petersen. George Petersen was not an attorney in this case and there is no reference as to the reasons why Attorney Reeves would be contacting George Peterson and what benefit it had to the estate.

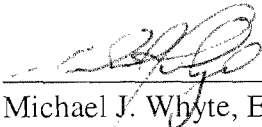
6. Petitioners object to the entry dated 22 May. The reference for the attorney services on this date indicate a phone conference took place with Debra with Avery Financial. There is no reference as to the reasons for the conference with the individual from Avery Financial or how it is beneficial to the estate.

Oral Argument is requested.

DATED this 29<sup>th</sup> day of September, 2009.

THOMSEN STEPHENS LAW OFFICES, PLLC

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

  
Michael J. Whyte, Esq.

**CERTIFICATE OF SERVICE**

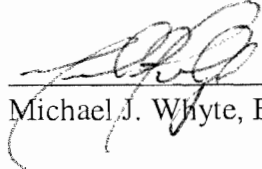
I hereby certify that I am a duly licensed attorney in the State of Idaho, resident of and with my office in Idaho Falls, Idaho; that on the 29<sup>th</sup> day of September, 2009, I caused a true and correct copy of the foregoing **OBJECTION TO MEMORANDUM OF COSTS** to be served upon the following persons at the addresses below their names either by depositing said document in the United States mail with the correct postage thereon or by hand delivering or by transmitting by facsimile as set forth below.

REGINALD R REEVES  
690 CAMBRIDGE DRIVE  
PO BOX 1841  
IDAHO FALLS ID 83403  
FAX: 522-2516

Mail  
 Hand Delivery  
 Facsimile

THOMSEN STEPHENS LAW OFFICES, PLLC

By:

  
\_\_\_\_\_  
Michael J. Whyte, Esq.

MJW:clm  
6186PLEADINGS OURS057 Obj to Costs Memo

2009 OCT -1 PM 4: 25

Michael J. Whyte, Esq., ISB #4645  
THOMSEN STEPHENS LAW OFFICES, PLLC  
2635 Channing Way  
Idaho Falls ID 83404  
Telephone (208)522-1230  
Fax (208)522-1277

Attorneys for Kerry L. Bailey, Kyle Bailey, and Tamara Lee Bailey Sipe

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNEVILLE

IN THE MATTER OF THE ESTATES	)	Case No. CV-06-6496
OF	)	
	)	
CAROL BAILEY and	)	OBJECTION TO PERSONAL
FRANCIS ANDREW BAILEY,	)	REPRESENTATIVE'S NOTICE OF
	)	NON-COMPLIANCE
Deceased.	)	FILED SEPTEMBER 30, 2009
_____	)	

COMES NOW petitioners, by and through their attorney of record and files this objection to Personal Representative's Notice of Non-Compliance filed September 30, 2009. This objection is filed for the following reasons:

1. In said Notice of Non-Compliance, the Personal Representative requests the court to enter an order settling fees and costs pursuant to the September 17, 2009, memorandum. The basis of said claim is that petitioners failed to file any objection or motion to disallow costs within 10 days of the filing.



2. Idaho Rule of Civil Procedure 54(e)(6) allows an objection to attorney fees to be made in the same manner as an objection to costs under Idaho Rule of Civil Procedure 54(d)(6). That rule [54(d)(6)] allows an objection to be filed within 14 days of the service of the memorandum of costs. Petitioners timely filed their objection to Personal Representative's Memorandum of Costs on September 29, 2009, within the 14 days allowed by rule.

3. If Personal Representative's Notice of Non-Compliance is also meant as a request that the court approve the Personal Representative's final accounting filed on September 17 2009, there is no rule in the Uniform Probate Code which requires an objection to be filed within 10 days. Idaho Code §15-3-1001 addresses the closing of a formally probated estate states:

“After notice to all interested parties and hearing, the court may enter an order or orders, on appropriate conditions, determining the persons entitled to distribution of the estate, and as circumstances require, approving settlement and directing or approving distribution of the estate and discharging the personal representative from further claim or demand of any interested person.” (Emphasis added.)

4. Idaho Code §15-3-102 addresses the closing of an informally probated will. Said section states, among other things:

... after notice to all devisees and the personal representative and hearing, the court may enter an order or orders on appropriate conditions, determining the persons entitled to distribution of the estate under the will, and as circumstances require, approving distribution of the estate and discharging the personal representative from further claims .... (Emphasis added.)

5. The only other section which potentially could apply with respect to the closing an estate would be Idaho Code §15-3-1003. This section allows the personal representative to close an estate by filing a sworn statement; however, the court must wait one year following the filing of that sworn statement before it can close the estate and terminate the personal representative's obligations and duties.

6. Under either formally probated or informally probated wills both §§15-3-1001 and 15-3-1002, a hearing is required prior to approval of the accounting filed by the Personal Representative. No hearing has been held.

7. If the court determines that this matter could be closed under 15-3-1003, no closing order may be entered discharging the personal representative for one year following his accounting filed on September 17, 2009.

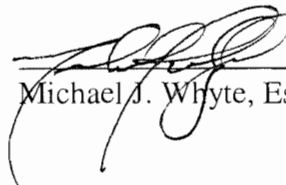
THEREFORE, if the Personal Representative's Notice of Non-compliance was a request for authorization of attorney fees as listed in the Memorandum of Costs, the petitioners timely filed an objection and a hearing should be held prior to approval or denial of fees. If the Personal Representative's Notice of Non-compliance filing was a request that the court approve the accounting, that request should be denied. The court should further, after hearing, enter an order requiring the personal representative to provide the additional information requested by the petitioners because the accounting as filed, is incomplete.

Oral argument is requested.

DATED this 1<sup>st</sup> day of October, 2009.

THOMSEN STEPHENS LAW OFFICES, PLLC

By:

  
Michael J. Whyte, Esq.

**CERTIFICATE OF SERVICE**

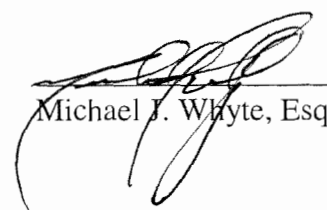
I hereby certify that I am a duly licensed attorney in the State of Idaho, resident of and with my office in Idaho Falls, Idaho; that on the 1<sup>st</sup> day of October, 2009, I caused a true and correct copy of the foregoing **OBJECTION TO PERSONAL REPRESENTATIVE'S "NOTICE OF NON-COMPLIANCE"** to be served upon the following persons at the addresses below their names either by depositing said document in the United States mail with the correct postage thereon or by hand delivering or by transmitting by facsimile as set forth below.

REGINALD R REEVES  
690 CAMBRIDGE DRIVE  
PO BOX 1841  
IDAHO FALLS ID 83403  
FAX: 522-2516

Mail  
 Hand Delivery  
 Facsimile

THOMSEN STEPHENS LAW OFFICES, PLLC

By:



Michael J. Whyte, Esq.

MJW:clm  
6186060 Obj



BONNEVILLE COUNTY  
IDAHO

09 OCT -1 PM 1:55

DENMAN & REEVES  
ATTORNEYS AND COUNSELLORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
IDAHO FALLS ID 83403  
Telephone 522-2513  
Fax 522-2516  
Idaho State Bar No. 712

Attorneys for Personal Representative  
By REGINALD R. REEVES, ESQ.  
Our File 16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

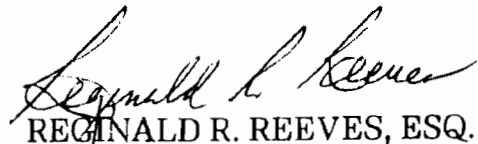
In The Matter of the Estates of }  
CAROL BAILEY and }  
FRANCIS ANDREW BAILEY, }  
Deceased. }

Civil No. CV-06-6496

NOTICE OF COMPLIANCE

NOTICE IS HEREBY GIVEN That as ordered by the court herein,  
personal representative, on September 16, 2009, filed a memorandum of fees and  
costs herein, and on September 17, 2009, he filed a final accounting herein,  
indicating all property, income, and expenses, to the date of such order.

October 1, 2009

  
REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

CERTIFICATE OF SERVICE

[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served the foregoing upon  
the designated party, by faxing a copy to their attorney, a s follows:

PETITIONER

MICHAEL J. WHYTE, ESQ.

Fax 522-1277

October 1, 2009

  
M.BIRD

DENMAN & REEVES  
ATTORNEYS AND COUNSELLORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
IDAHO FALLS ID 83403  
Telephone 522-2513  
FAX 522-2516  
IDAHO STATE BAR NO. 712

BONNEVILLE COUNTY  
IDAHO  
09 OCT -1 AM 9:34

Attorneys for Personal Representative  
By REGINALD R. REEVES, ESQ.  
Our File 16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

In The Matter of the Estates of }  
 }  
 }  
 CAROL BAILEY and }  
 FRANCIS ANDREW BAILEY, }  
 }  
 Deceased. }

Civil No. CV-06-6496

NOTICE OF NON-COMPLIANCE

NOTICE IS HEREBY GIVEN That more than 10 days have elapsed since the filing of the accounting and memorandum of fees and costs herein, and petitioners have failed to file any response thereto, within the time allowed by the order entered herein on September 17, 2009, and no motion to disallow costs has been filed.

WHEREFORE Personal Representative requests that the fees and costs herein be settled, pursuant to such memorandum.

September 30, 2009

*Reginald R. Reeves*  
REGINALD R. REEVES, ESQ  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

## CERTIFICATE OF SERVICE

[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served the foregoing upon  
the designated party, by faxing a copy to their attorney, a s follows:

PETITIONER

MICHAEL J. WHYTE, ESQ.

Fax 522-1277

September 30, 2009

  
M.BIRD

BONNEVILLE COUNTY, IDAHO

2009 OCT -6 PM 4: 36

DENMAN & REEVES  
ATTORNEYS AND COUNSELLORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
IDAHO FALLS ID 83403  
TELEPHONE 522-2513  
FAX 522-2516  
IDAHO STATE BAR NO. 712

Attorneys for Personal Representative  
By REGINALD R. REEVES, ESQ.  
Our File 16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

Civil No. CV-06-6496

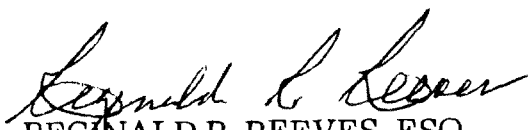
In the Matter of the Estates of }  
 }  
CAROL BAILEY and }  
FRANCIS ANDREW BAILEY, }  
 }  
Deceased. }

REPLY TO OBJECTION TO  
NOTICE OF NON-COMPLIANCE

Personal Representative replies to petitioners' objection to notice of non-compliance, by asserting that nowhere in such objection is there a contention that there was compliance with the order entered herein on September 17, 2009; and that this is not the first time that petitioners have failed to comply with time constraints imposed by the court.

WHEREFORE It is requested that the fees and costs be settled, pursuant to the memorandum of costs filed herein.

October 6, 2009

  
REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho



CERTIFICATE OF SERVICE  
[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served the foregoing upon  
the designated parties, by faxing a copy to their attorney, as follows:

PETITIONERS

Brian L. Boyle, ESQ.  
FAX 522.1277

October 6, 2009

*M. Bird*  
M. BIRD

BONNEVILLE COUNTY  
IDAHO  
09 OCT -7 AM 10:30

DENMAN & REEVES  
ATTORNEYS AND COUNSELLORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
IDAHO FALLS ID 83403  
TELEPHONE 522-2513  
FAX 522-2516  
IDAHO STATE BAR NO. 712

Attorneys for Personal Representative  
By REGINALD R. REEVES, ESQ.  
Our File 16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

Civil No. CV-06-6496

\_\_\_\_\_  
In the Matter of the Estates of }  
 }  
CAROL BAILEY and }  
FRANCIS ANDREW BAILEY, }  
 }  
Deceased. }

REPLY TO OBJECTION TO  
MEMORANDUM OF COSTS

WITHOUT Waiving his claim that petitioners waived their objection to the memorandum of costs, by failure of compliance with the order of the court, personal representative replies to such objection, as follows:

1. The memorandum of costs was pursuant to ICRP 54(e)(L) [not A], a copy of the agreement having been attached thereto.
2. The reasonableness of the fee was a matter to be determined between attorney and client, and the client has not objected thereto.
- 3.a. The order was submitted on February 12, 2007, and the signed copy returned by the court and reviewed on February 26, 2007.
- b. There were two letters to the judge on April 4, 2007.

c. There is only one entry for a letter to Mr. Boyle, on June 22, 2007.

d. The research was necessitated by the unfounded claim that petitioners were entitled to a jury trial.


4. As stated in the objection (and repeatedly, by petitioners), the action and appeal related to the personal representative in his official capacity.

5. The communication with Mr. Peterson was counsel's work product, relating to research in opposition to petitioners' claim.

6. Petitioners repeatedly reneged on their agreement to allow the personal representative to purchase the residence, and communication with the financial institution was necessary, resulting in funds to the estate, to benefit the estate and all parties.

WHEREFORE Personal Representative requests that the costs be settled, pursuant to the memorandum of costs.

October 7, 2009

  
REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

CERTIFICATE OF SERVICE  
[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served the foregoing upon  
the designated parties, by faxing a copy to their attorney, as follows:

PETITIONERS

Brian L. Boyle, ESQ.  
FAX 522.1277

October 7, 2009



M. BIRD

DISTRICT COURT  
MAGISTRATE DIVISION  
BONNEVILLE COUNTY, IDAHO

09 OCT 19 PM 4:19

DENMAN & REEVES  
ATTORNEYS AND COUNSELLORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
IDAHO FALLS ID 83403  
Telephone 522-2513  
FAX 522-2516  
IDAHO STATE BAR NO. 712

Attorneys for        Personal Representative  
By                      REGINALD R. REEVES, ESQ.  
Our File                16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

\_\_\_\_\_ }  
In The Matter of the Estates of }  
  } }  
  } }  
CAROL BAILEY and                 } }  
FRANCIS ANDREW BAILEY,         } }  
  } }  
  } }  
Deceased.                         } }  
\_\_\_\_\_


Civil No. CV-06-6496

RESPONSE TO  
AFFIDAVIT OF KERRY BAILEY

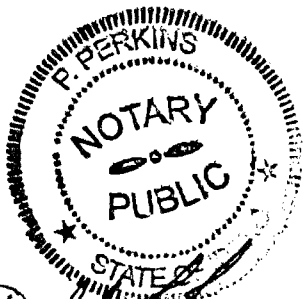
KIM BAILEY , Personal representative, responds to the affidavit of  
KERRY BAILEY, filed herein, by affirming that he admits, denies, or alleges, as  
follows:


- 1. Denied, as to his information and belief.
- 2. I understood that the account was to be frozen, and that I  
had no access to it, although it was agreed among the heirs that it was to be  
considered as an estate asset.
- 3. Denied, as to the last sentence.

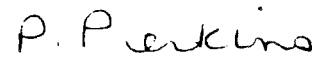
- 4. Denied. The proper valuation is as of the date of death.
- 5. The storage unit was rented after the death, for storage of property belonging to the personal representative.
- 6. Denied. They saw the list at the time of mediation with Mr. Baker; when they walked through the home with Brent Preece; and at court, on April 28, 2008.
- 7. The closing costs could be interpreted to be personal expenses, and therefore deleted.
- 8. Denied.

  
 KIM BAILEY  
 Personal Representative

Subscribed and affirmed before me, at Idaho Falls, Idaho, this October 19, 2009.



  
 REGINALD R. REEVES, ESQ  
 Personal Representative's Attorney  
 Cambridge Law Center  
 Idaho Falls Idaho

  
 P. PERKINS  
 Notary Public  
 Idaho Falls ID 83403  
 My Commission Expires:  
 August 10, 2013

CERTIFICATE OF SERVICE  
[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served the foregoing upon  
the designated parties, by faxing a copy to their attorney, as follows:

PETITIONERS

MICHAEL J. WHYTE, ESQ.  
FAX 522-1277

October 19 , 2009

*M. Bird*  
M.BIRD

**COURT MINUTES**

CV-2006-0006496

In The Matter Of The Estate Of Carol Bailey and Francis Bailey, Deceased

Hearing type: Motion

Hearing date: 10/21/2009

Time: 3:37 pm

Judge: L. Mark Riddoch

Courtroom: 6

Minutes Clerk: Linda Newton

Party: F. Kim Bailey, Attorney: Reginald Reeves

Party: Kerry Bailey, Attorney: Michael Whyte

Party: Kyle Bailey, Attorney: Michael Whyte

Party: Tamra Bailey, Attorney: Michael Whyte

Digital Recording Session: 102109PMRiddoch

---

<u>Time</u>	<u>Case Proceedings</u>
3:37	J calls case. Reginald Reeves appears with Kim Bailey; Michael Whyte appears on behalf of Kerry Bailey, Kyle Bailey and Tamra Bailey.
3:38	Mr. Whyte addresses Objection to the Accounting filed by the PR.
3:47	Mr. Whyte addresses Objection to Attorney Fees.
3:49	Mr. Reeves responds to Mr. Whyte's comments.
3:51	Mr. Whyte responds to Mr. Reeve's argument that the objection was not timely filed.
3:52	Mr. Reeves responds.
3:53	J denies the objection based on the failure to file timely.
3:54	Mr. Reeves continues his response to Mr. Whyte's comments.
3:57	J denies Mr. Reeves' objection.



J grants Mr. Whyte's motion on both objections.

3:58 Mr. Whyte to prepare order.

End of Record.

BONNEVILLE COUNTY  
IDAHO  
2009 NOV 19 PM 4:23

Michael J. Whyte, Esq., ISB #4645  
THOMSEN STEPHENS LAW OFFICES, PLLC  
2635 Channing Way  
Idaho Falls ID 83404  
Telephone (208)522-1230  
Fax (208)522-1277

Attorneys for Kerry L. Bailey, Kyle Bailey, and Tamara Lee Bailey Sipe

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNEVILLE

IN THE MATTER OF THE ESTATES	)	Case No. CV-06-6496
OF	)	
	)	
CAROL BAILEY and	)	ORDER RE: REQUEST FOR
FRANCIS ANDREW BAILEY,	)	ADDITIONAL DETAIL ON
	)	FINAL ACCOUNTING
Deceased.	)	AND OBJECTION TO
_____	)	MEMORANDUM OF COSTS

This matter, having come before the court for hearing on October 21, 2009, on petitioners Request for Additional Detail and Accounting and Objection to Memorandum of Costs,. Present at the hearing was the personal representative, his attorney of record, Reginald R. Reeves, and petitioners' attorney of record, Michael J. Whyte. The court having reviewed the pleadings and hearing argument of both parties, the Court finds as follows:

1. The Personal Representative's First and Final Accounting and Petition for Distribution and Discharge is not adequate and lacks information sought by petitioners.

1 - ORDER

RECEIVED  
NOV 18 2009  
By \_\_\_\_\_

2. The Memorandum of Costs is insufficient under Idaho Rule of Civil Procedure 54(e)(3) for the Court to determine whether the requested fees are reasonable and should be paid by the estate.

THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

1. Personal Representative will provide additional documentation and verification of the categories outlined in his First and Final Accounting and Petition for Distribution and Discharge. Specifically, personal representative will provide additional information and substantiating documents for the following:

a. The Personal Representative will provide information and documentation to support the value assessed for a 1999 Pontiac Grand Prix.

b. The Personal Representative will provide information and documentation regarding the particular property contained in the "Inventory," subcategory "Miscellaneous personal items" and the supporting information and documentation for the assessed value of \$14,435.40.

d. The Personal Representative will provide information and documentation regarding the particular property contained in the category "Inventory," subcategory "Tools" and the supporting information and documentation for the assessed value of \$2,615.96.

e. The Personal Representative will provide information and supporting documentation regarding the category "credits", subcategories "State Farm House Insurance" in the amount of \$665.46; "Hot Water Tank (Lowe's)" in the amount of \$347.66; "Advance Plumbing" in the amount of \$45.00; "Darrell's Plumbing" in the amount of \$81.20; "Bonneville Tax Collector" in the amount of \$561.01; "Delbert Lloyd Tree Inspector" in the amount of \$50.00; "Johnson Landscaping Tree Removal: in the amount of \$3,100.00; "Zack Ward & Brothers - Tree Removal"

in the amount of \$1,000.00; "Chainsaw supplies for tree removal" in the amount of \$69.76; "Idaho Irrigation District" in the amount of \$145.97; "First Call Jewel Electric" in the amount of \$389.88. Supporting should include copies of all receipts for items purchased.

f. The Personal Representative will provide information and supporting documentation regarding the category "credits", subcategory "Cleaning and other miscellaneous services hired" supporting the value claimed of \$11,801.88. Supporting documentation should include a breakdown of miscellaneous services claimed, billing statements for said services and verification of payment.

g. The Personal Representative will provide information and supporting documentation regarding the category "credits", subcategory "Personal Representative Fees" with a costs of \$10,040.27.

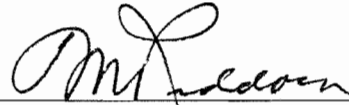
h. The Personal Representative will provide information regarding the items contained in the safe deposit Box and the costs of said safe deposit box.

i. The Personal Representative will provide information and supporting documentation regarding the \$4,308.74 "miscellaneous personal items" listed as delivered or to be delivered to Francis Kim Bailey; the \$5,828.47 "miscellaneous personal items" delivered or to be delivered to Kerry Lynn Bailey; the \$12,905.74 "miscellaneous personal items" delivered or to be delivered to Kyle J. Bailey; and the \$3,119.70 "miscellaneous personal items" delivered or to be delivered to Tamara Lee Bailey Sipe.

IT IS FURTHER ORDERED that the memorandum of costs filed by personal representative's attorney be resubmitted to comport with Idaho Rule of Civil Procedure 54(e)(3) to

specifically outline the basis for the claimed fees and specific information regarding the value of particular services provided.

DATED this 19 day of November, 2009.



---

Honorable L. Mark Riddoch

APPROVED AS TO FORM AND CONTENT:

---

Reginald R. Reeves, Esq.  
Attorney for Personal Representative

**CLERK'S CERTIFICATE OF MAILING**

I certify that I am the duly elected and qualified Clerk of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Bonneville; that I mailed [or delivered by courthouse box] a copy of the foregoing **ORDER** to the following attorneys this 19 day of November, 2009.

REGINALD R REEVES  
PO BOX 1841  
IDAHO FALLS ID 83403

MICHAEL J WHYTE  
THOMSEN STEPHENS LAW OFFICES, PLLC  
COURTHOUSE BOX

\_\_\_\_\_  
Clerk

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

Deputy Clerk

MJW:clm  
6186\PLEADINGS OURS\062 Ord

BONNEVILLE COUNTY  
IDAHO

2009 NOV 24 PM 2:11

DENMAN & REEVES  
ATTORNEYS AND COUNSELLORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
IDAHO FALLS ID 83403  
TELEPHONE 522-2513  
FAX 522-2516  
IDAHO STATE BAR NO. 712

Attorneys for      Personal Representative  
By                      REGINALD R. REEVES, ESQ.  
Our File              16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

In the Matter of the Estates of	}	Civil No. CV-06-6496
	}	
CAROL BAILEY and	}	NOTICE OF
FRANCIS ANDREW BAILEY,	}	INABILITY TO COMPLY
	}	WITH ORDER RE COSTS
	}	
Deceased.	}	

NOTICE IS HEREBY GIVEN That personal representative is unable to comply with the final paragraph of the Order entered herein on November 19, 2009, for the reason that pursuant to the retainer agreement entered into herein (a copy of which has been submitted to the court), no time records were maintained, and therefore , no documentation of time spent on correspondence, conferences, court appearances, and other services herein can be provided, although details confirming the performance of each of such services have

480

already been submitted to the court, and a determination should be made pursuant to IRCP 54(e)(3)(J) and (L).

WHEREFORE It is requested that personal representative be relieved from the requirement to comply with such paragraph of such order.

November 24, 2009

*Reginald R. Reeves*  
REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

CERTIFICATE OF SERVICE

[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served the foregoing upon the designated parties, by faxing a copy to their attorney, as follows:

PETITIONERS

MICHAEL J. WHYTE, ESQ.  
Fax 522.1277

November 24, 2009

*M. Bird*  
M. BIRD



DENMAN & REEVES  
ATTORNEYS AND COUNSELLORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
IDAHO FALLS IDAHO 83403  
Telephone 522-2513  
FAX 522-2516  
Idaho State Bar No. 712

2009 Dec 1  
~~SEP 21~~ AM 11:07

DISTRICT COURT  
7TH JUDICIAL DISTRICT  
BONNEVILLE COUNTY ID

Attorneys for Personal Representative  
By REGINALD R. REEVES, ESQ.  
Our file 16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

In the Matter of the Estates of }  
 }  
 }  
CAROL BAILEY and }  
FRANCIS ANDREW BAILEY }  
 }  
Deceased. }

Case No. CV-06-6496

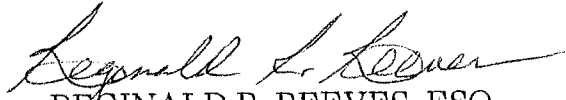
MOTION FOR RECONSIDERATION  
[IRCP 11 (a)(2)(B)]

Personal Representative hereby moves the court for reconsideration of the order entered herein on November 19, 2009, for the reason that pursuant to the retainer agreement entered into herein (a copy of which has been submitted to the court), no time records were maintained, and therefore, no documentation of time spent on correspondence, conferences, court appearances, and other services herein can be provided, although details confirming the performance of each of such services have already been submitted to the court, and a determination should be made pursuant to IRCP

54(e)(3)(J) and (L).

THIS MOTION Is based upon the record and file herein, and will be submitted with oral argument in support thereof, if desired or allowed by the court.

December 1, 2009



REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls ID 83403

CERTIFICATE OF SERVICE

[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served the foregoing upon the designated party, by faxing a copy to their attorney, as follows:

PETITIONERS

MICHAEL J. WHYTE , ESQ.  
FAX 522.1277

December 1, 2009

  
M. BIRD

BONNEVILLE COUNTY  
IDAHO

2009 DEC 16 PM 1:16

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF  
IDAHO, IN AND FOR THE COUNTY OF BONNEVILLE

IN THE MATTER OF THE ESTATES	)	ORDER DENYING MOTION
OF	)	FOR RECONSIDERATION
	)	
CAROL BAILEY and	)	
FRANCIS ANDREW BAILEY,	)	
	)	
<u>Deceased.</u>	)	CASE NO. CV-2006-6496

After review of Mr. Reeves' notice of inability to comply with order regarding costs and motion for reconsideration, the Court enters the following:

Mr. Reeves filed his memorandum of costs on September 16, 2009. On September 29, 2009 Mr. Whyte on behalf of petitioners Kerry and Kyle Bailey and Tamara Sipe filed an objection to memorandum of costs.

After hearing on October 21, 2009, on November 19, 2009, the Court entered its order re: request for additional detail on final accounting and objection to memorandum of costs, sustaining the objection to the memorandum of costs. In that order the Court ruled: "the memorandum of costs is insufficient under Idaho Rule of Civil Procedure 54(e)(3) for the Court to determine whether the requested fees are reasonable and should be paid by the estate", page 2. The Court further ordered Mr. Reeves to resubmit the memorandum of costs to comport with that rule as set forth in the order.

Thereafter Mr. Reeves filed a notice of inability to comply with order regarding costs and a motion for reconsideration.

A case in point on this issue is *Sun Valley Potato Growers, Inc. v. Texas Refinery Corporation*, 139 Idaho 761, 86 P. 3d. 475 (2004). The Court held:

We believe it is incumbent upon a party seeking attorney's fees to present sufficient information for the court to consider factors as they specifically relate to the prevailing party or parties seeking fees. In other words, a party seeking an award of attorney's fees can claim

privilege and not give up their time sheets, but it would foreclose an award of attorney's fees because it prevents the trial court from properly determining the amount of the award.

In the instant case Mr. Reeves relied upon a retainer agreement with his client, Kim Bailey. On the basis of this agreement he stated "...no time records were maintained, therefore, no documentation of time spent on correspondence, conferences, court appearances and other services herein can be provided..." Notice, page 1. The petitioner's herein who are heirs of the decedents were not a party to that retainer agreement. Moreover, Idaho Code §15-3-720 provides:

If any personal representative or person nominated as personal representative defends or prosecutes any proceeding in good faith, whether successful or not, he is entitled to receive from the estate his necessary expenses and disbursements including *reasonable attorney's fees* incurred. (emphasis added)

This section applies to Mr. Reeves claim for reimbursement for attorney's fees from the estate, which certainly affects the petitioner's interests. Hence, pursuant to §15-3-720 Mr. Reeves must show that his attorney's fees incurred were reasonable. Absent compliance with the Court's order, requiring time records for the work performed, the Court cannot determine if the claimed attorney's fees are reasonable and cannot grant the request for such fees.

Accordingly, the Court affirms its order and denies the Motion for Reconsideration.

IT IS SO ORDERED.

December 16, 2009.

  
\_\_\_\_\_  
L. Mark Riddoch, Magistrate

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on 12/16/2009, I served a true and correct copy of the foregoing document to the following by mailing, with correct postage thereon, by facsimile transmission, by delivery to the attorney's courthouse box, or by causing the same to be hand delivered.

Reginald Reeves Cambridge Law Center PO Box 1841 Idaho Falls, ID 83403	<input type="checkbox"/> Courthouse Box <input type="checkbox"/> FAX	<input checked="" type="checkbox"/> US Mail <input type="checkbox"/> Hand Delivery
Michael Whyte Thomsen Stephens Idaho Falls, ID 83402	<input checked="" type="checkbox"/> Courthouse Box <input type="checkbox"/> FAX	<input type="checkbox"/> US Mail <input type="checkbox"/> Hand Delivery
	<input type="checkbox"/> Courthouse Box <input type="checkbox"/> FAX	<input checked="" type="checkbox"/> US Mail <input type="checkbox"/> Hand Delivery



Deputy Clerk

BONNEVILLE COUNTY  
IDAHO

2009 DEC 22 PM 1:10

DENMAN & REEVES  
ATTORNEYS AND COUNSELLORS  
CAMBRIDGE LAW CENTER  
BOX 1841  
IDAHO FALLS ID 83403  
Telephone 522-2513  
Fax 522-2516  
Idaho State Bar No. 712

Attorneys for Personal Representative  
By REGINALD R. REEVES, ESQ.  
Our File 16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

In the Matter of the Estates of }  
 }  
 }  
CAROL BAILEY and }  
FRANCIS ANDREW BAILEY }  
 }  
Deceased. }

Case No. CV-06-6496

NOTICE OF COMPLIANCE

NOTICE IS HEREBY GIVEN That in compliance with the order  
lodged herein on November 19, 2009, personal representative has performed as  
follows:


- a. Attached hereto as Exhibit 1.
- b. Attached hereto as Exhibit 2.
- c.
- d. Attached hereto as Exhibit 2.
- e. Attached hereto as Exhibit 3.
- f. Attached hereto as Exhibit 4.

g. Attached hereto as Exhibit 5.

h. Attached hereto as Exhibit 6.

i. Attached hereto as Exhibit 3.

December 16, 2009.

  
REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

CERTIFICATE OF SERVICE

[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served the foregoing upon  
the designated party, by <sup>hand delivered</sup> ~~faxing~~ a copy to their attorney, as follows:

PLAINTIFF

MICHAEL J. WHYTE, ESQ.  
Fax 522.1277

December 22, 2009

  
M. Bird

# EXHIBIT 1





Vehicle Pricing & Information

nadaguides.com

6/23/2007

**Autos - Motorcycles - Boats - Collector Cars - Recreation Vehicles - Manufactured Homes**

4-Door Sedan  
1999 Pontiac Grand Prix-V6 Sedan 4D SE

**PRICING**

	Low Retail	Clean Retail Value	High Retail
<b>Base Price</b>			
	\$3,700	\$4,800	\$5,675
<b>Mileage</b>			
91,435 miles	\$325	\$325	\$325
<b>TOTAL PRICE</b>	<b>\$4,025</b>	<b>\$5,125*</b>	<b>\$6,000</b>

The free consumer values on nadaguides.com are based on the Consumer edition of the N.A.D.A. Official Used Car Guide®, and should not be utilized for industry purposes. The consumer values may vary from the N.A.D.A. Official Used Car Guide values presented to you by insurance companies, banks, credit unions, government agencies and car dealers due to vehicle condition, regional market differences and frequency of updates

**Low Retail Value**

A low retail vehicle may have extensively visible wear and tear. The body may have dents and other blemishes. The buyer can expect to invest in bodywork and/or mechanical work. It is likely that the seats and carpets will have visible wear. The vehicle should be able to pass local inspection standards and be in safe running condition. Low retail vehicles usually are not found on dealer lots.

**Clean Retail Value**

A clean retail vehicle should be clean and without glaring defects. Tires and glass should be in good condition. The paint should match and have a good finish. The interior should have wear in relation to the age of the vehicle. Carpet and seat upholstery should be clean, and all power options should work. The mileage should be within the acceptable range for the model year.

A Clean Retail vehicle on a dealer lot may include a limited warranty or guarantee, and possibly a current safety and/or emission inspection (where applicable).

**High Retail Value**

A high retail vehicle should be in flawless condition. All power equipment should be functional. The paint should match and the upholstery should be clean and have minor wear. The tires should be like new and the mileage should be significantly below the acceptable mileage.

A high retail vehicle on a dealer lot should include a limited warranty, guarantee or manufacturer certification inspection (where applicable).

FRANCIS RED CAR

MILEAGE AFTER TAMMY LAST USED IN OCT 2006  
91435.4

\* Note this Guide - was 8.5-9 mths old

Francis A. Baileys death



Send to Printer

advertisement

## Mobile TV, now on your phone!

EXCLUSIVE FROM  
**verizon** WIRELESS

### 1999 Pontiac Grand Prix SE Sedan 4D

BLUE BOOK SUGGESTED RETAIL VALUE



Condition	Value
<b>Excellent</b>	<b>\$5,725</b>

Suggested Retail Value  
Assumes Excellent  
Condition... [More](#)

#### Vehicle Highlights

**Mileage:** 91,435  
**Engine:** V6 3.8 Liter  
**Transmission:** Automatic  
**Drivetrain:** FWD

#### Selected Equipment

##### Standard

Air Conditioning	Power Door Locks	Cassette
Power Steering	Tilt Wheel	Dual Front Air Bags
Power Windows	AM/FM Stereo	ABS (4-Wheel)

##### Optional

Cruise Control

#### Blue Book Suggested Retail Value

The Kelley Blue Book Suggested Retail Value is representative of dealers' asking prices and is the starting point for negotiation between a consumer and a dealer. This Suggested Retail Value assumes that the vehicle has been fully reconditioned and has a clean title history. This value also takes into account the dealers' profit, costs for advertising, sales commissions and other costs of doing business. The final sale price will likely be less depending on the vehicle's actual condition, popularity, type of warranty offered and local market conditions.

#### Vehicle Condition Ratings

##### Excellent

EXCELLENT

**\$5,725**

"Excellent" condition means that the vehicle looks new, is in excellent mechanical condition and needs no reconditioning. This vehicle has never had any paint or body work and is free of rust. The vehicle has a clean title history and will pass a smog and safety inspection. The engine compartment is clean, with no fluid leaks and is free of any wear or visible defects. The vehicle also has complete and verifiable service records. Less than 5% of all used vehicles fall into this category.

\* Idaho 6/23/2007

advertisement

verizon WIRELESS

## Get The LG Phone That Fits You Best

Close Window

# EXHIBIT 2

## Francis's Room Content

## Tall Dresser Content

## Top Left Drawer

## Top Right Drawer

# of Item	Name/Description	F/C	Value	Dispurement	# of Item	Name/Description	F/C	Value	Dispurement
2	Owner's manuals	F	\$0.00	Kyle	1	* Mini Lane Cedar Box		\$80.00	Kyle
1	* Gun Magazine - 1968	F	\$14.00	Kyle	1	Big Rock Candy Mtn. Cedar Box		\$15.00	Kyle
3	Calendars		\$3.00	Kyle	1	Stack of Personal History Papers		\$50.00	Tammy
6	Church Pamphlets		\$0.00	Kyle	1	Stack of Family History Papers		\$50.00	Tammy
1	Notebook of Drawings	F	\$10.00	Kerry					
2	Pad of Paper		\$0.50	Kyle	<b>Total Items:</b>			<b>Total Value:</b>	
1	Construction Paper Booklet		\$0.50	Kyle	4			\$195.00	
4	Machine Instruction Papers	F	\$0.00	Kyle					
1	Game Rules		\$4.00	Kyle					

## Top Long Drawer

# of Item	Name/Description	F/C	Value	Dispurement	# of Item	Name/Description	F/C	Value	Dispurement
					1	Misc. Personal Letters/Cards		\$20.00	Kyle
<b>Total Items:</b>			<b>Total Value:</b>		8	Motherhood/Expecting Booklets		\$40.00	Kyle
21			\$32.00		2	Canada Decals		\$2.00	Kyle

## Top Left Second Drawer

# of Item	Name/Description	F/C	Value	Dispurement	# of Item	Name/Description	F/C	Value	Dispurement
3	Boxed Medals		\$12.00	Kyle	1	Wolf Badge		\$2.00	Kyle
2	Pin Medals		\$8.00	Kyle	1	Fishing Merit Badge		\$2.00	Kyle
6	Bagged Medals		\$24.00	Kyle	6	Misc. Pamphlets		\$30.00	Kyle
3	Medals - Glass Case		\$13.50	Kyle	59	Vintage Unused Postcards		\$236.00	Kyle
1	Pin		\$7.00	Kerry	1	The Three Bears Book		\$5.00	Kerry
1	Sticker		\$0.50	Kyle	1	The Story of Christmas Moo Pamphlet		\$4.00	Kyle
2	Sunglasses		\$0.50	Kyle	3	Unused Valentine Cutout cards		\$1.00	Kyle
1	Clip-on Sunglasses		\$4.00	Kyle	2	Unused Baby Announcements		\$4.00	Kyle
1	Glasses Case		\$1.00	Kyle	2	Military LDS Booklets		\$4.00	Kyle
6	Collector's Spoons		\$32.00	Kyle	1	Dr. Grandy's Headache Booklet		\$1.00	Kyle
1	Collector's Knife/Case		\$6.00	Kyle	1	Mountain States Phone Booklet		\$2.00	Kyle
1	Pocket Knife		\$2.00	Kyle	1	Card Folder with Gold LDS Social Sec. Card	F	\$0.00	Kyle
5	Bow Ties		\$20.00	Kyle	1	Blonde Wallet with Misc Expired Cards	F	\$0.00	Kyle
1	Armband		\$4.00	Kyle	4	Immunization Record Card	F/C	\$0.00	Kyle
1	Combo Sewing Awl		\$1.00	Kyle	3	Red Cross Cards	F/C	\$0.00	Kyle
1	Small Screwdriver		\$0.25	Kerry	1	Blue Cross Card	F	\$0.00	Kyle
3	Pens		\$1.00	Kyle	1	* Disneyland Ticket Stub		\$20.00	Kyle
2	Glass Vial of Church Oil		\$2.00	Kyle	6	* Sante Fe & Disneyland RR Tickets/Stubs		\$60.00	Kyle
7	Belt Buckles		\$105.00	Kyle	5	Coin Protection Glove Packages		\$1.00	Kyle
10	Misc. Pins		\$4.00	Kyle	20	Coin Plastic Sleeves		\$2.00	Kyle
1	Tie Clip		\$4.00	Kerry	3	Empty Coin Tubes		\$1.00	Kyle
1	Hair Clip		\$0.25	Kyle	1	Hard Clear Coin Holder		\$0.25	Kyle
1	Compass Armband		\$2.00	Kyle	1	Driver's Licence	C	\$0.00	Kyle
1	Pen Stand		\$2.00	Kyle	1	Land of The Free State Quarter Collection Booklet		\$2.00	Kyle
1	Rabbit's Foot Keychain		\$2.00	Kyle	1	Safety Saving Account Booklet		\$0.00	Kyle
1	Toy Car		\$0.25	Kerry	<b>Total Items:</b>			<b>Total Value:</b>	
1	Whistle		\$1.50	Kerry	140			\$439.50	
1	Large Baby Diaper Pin		\$0.50	Kerry					
1	Grizzly Bear Bell		\$2.00	Kerry					

## Second Long Drawer

# of Item	Name/Description	F/C	Value	Dispurement	# of Item	Name/Description	F/C	Value	Dispurement
1	Empty Ring Box		\$0.50	Kerry	1	Cartooning White Binder	F	\$100.00	Tammy
1	Knife Pouch		\$0.50	Kerry	18	Misc. Camping/Tour Pamphlets		\$72.00	Kyle
2	Change Pouches		\$0.50	Kerry	8	Misc. Canada Alberta Maps/Info		\$32.00	Kyle
2	Shells		\$4.00	Kerry	1	Wood Funeral Home Bag	C	\$5.00	Kerry
2	Wood Carvings		\$5.00	Kerry	1	Metal Recipe Box - Misc Recipes		\$5.00	Tammy
1	Hand Exercise Press		\$1.00	Kerry	1	Los Angeles Street Map		\$6.00	Kyle
					1	Safety Saving Account Booklet		\$0.00	Kyle
<b>Total Items:</b>			<b>Total Value:</b>		1	Forest Lawn Map/Guide		\$3.00	Kyle
76			\$273.75		1	The Story of Disneyland - 1955 Guide		\$14.00	Kyle

## Third Long Drawer

# of Item	Name/Description	F/C	Value	Dispurement	# of Item	Name/Description	F/C	Value	Dispurement
232	Laminated & Unlaminated Photos/Pictures		\$232.00	Kyle	1	The Holy Temple Booklet		\$0.00	Kyle
					1	San Francisco Guide/Map Booklet		\$5.00	Kyle
					1	Coil Blank Index Card Booklet		\$0.50	Kyle

1	Stack of Photographs	F	\$40.00	Kyle	1	50 Blank Ruled Index Card Package		\$0.50	Kyle
1	Our Temple Marriage Album		\$75.00	Tammy	1	Brown Leather Portfolio	C	\$8.00	Kyle
4	Yearbooks - 1949,1950,1951,1952	F	\$80.00	Tammy	1	Alzhimers Care Guild/Source Book		\$0.00	Tammy
1	Kyle's Naval Yearbook - 1991		\$0.00	Kyle	1	Savings Register - 1983	F/C	\$0.00	
1	Ammon School Binder with Some Drawings - 1949	F	\$0.00	Tammy	1	When Love Gets Tough Book		\$2.00	Kyle
1	Finger Plays Book		\$0.50	Kyle	1	Red Clipboard		\$1.00	Kyle
1	Bing Crosby Exclusive Recording 78 RPM		\$5.00	Kerry	3	Blank Legal Large 8"x10" Envelopes		\$0.50	Kyle
1	Carpenter Certificate	F	\$5.00	Kyle	4	Long Skinny Posters - Mailing Tube		\$12.00	Kyle
5	Photo Frame Mat 11"x14"		\$7.50	Kyle					
2	Trimline Pictures Packages		\$5.00	Kyle	Total Items:			Total Value:	
1	Idaho Falls Temple Poster		\$0.00	Kyle	49			\$266.50	
<b>Total Items:</b>			<b>Total Value:</b>						
251			\$450.00						

**Total For Tall Dresser:**

541  
\$1,656.75

**Misc. Content**

**Top of Mirror Dresser**

**Francis's Closet**

# of Item	Name/Description	F/C	Value	Dispurement	# of Item	Name/Description	F/C	Value	Dispurement
1	Box of Family Photos		\$75.00	Kerry	1	Electric Massage Body Pad		\$10.00	Kerry
1	Box of Unused Cards & Envelopes		Sale		1	Set of Crutches		Sale	
1	Train Clock in Box - New		\$10.00	Kerry	4	New Blankets - In Package		\$10.00	2-Kim/Sale
1	* Iridescent Vintage Relish Tray - Indiana Glass Co.		Sale		3	Quilted Babysize Blanket		\$75.00	2-Kim 1-Tammy
1	5 Piece Aluminum Mess Kit - Unused		\$9.00	Kyle	2	Unused Fuzzy Blankets		\$5.00	1-Tammy/Sale
12	Sliver Coasters		\$6.00	Kerry	1	Burgandy Satin Comforter		\$30.00	Kim
1	Owl & 2 Baby Owl Kitchen Clock		\$12.00	Kerry	1	White Pink Flower Bedspread		Sale	
2	* Plaster Owl on Branch		\$18.00	Kerry	1	Car Blanket with Fringe		\$2.50	Kyle
3	Little Flying Plaster Owls		\$12.00	Kerry	1	Blue Suitcase		Donated	
1	* Corner Cob S&P - Made in Japan		\$15.00	Kyle	1	Yellow Suitcase		Donated	
1	S&P Carrots Shakers		\$10.00	Kyle	2	United States Army Uniforms		\$200.00	Kyle
1	Pepper Mushroom Shaker		\$5.50	Kyle	1	Ammon Letter Sweater		\$100.00	Kyle
1	Orange Pumpkin Cup - Kerry on Bottom		\$0.00	Kerry	1	Jacket - Seven Steps to Hell		\$110.00	Kerry
1	Siamese Cats Ceramic		\$29.00	Kyle	5	Suit Jackets		\$10.00	2-Kerry
1	Ceramic Swan Vase		\$11.00	Kyle	4	Coats		\$20.00	Kerry
1	Ceramic Vase with Flowers		Donated		2	Shirts		D/S	
2	Pocket Letter Holder		Sale		3	New Dress Shirts		\$15.00	Kerry
1	Green Glass Grape Bunch Salad Bowl		\$10.00	Kyle	1	New Pair of Runners		\$10.00	Kerry
1	Copper Watermelon Jell-O Mold		\$3.50	Kyle	1	Sports Bag		Sale	
2	Copper Elk & Moose Yellowstone Plaque		\$10.00	Kerry	1	Pair of Brown Slippers		\$3.00	Kerry
1	Train Clock- used		\$2.00	Kerry	1	Huge Christmas Wreath		Sale	
1	Handmade Plaque - Mosiah 2:17		\$0.00	Kyle	1	Wreath with Gold Bells		Donated	
1	* Blue Glass Candy Dish with Lid		\$35.00	Kyle	1	Let it Snow Wreath		\$5.00	Kim
1	Art of Chokin 24 kt. sauer/stand -Made in Japan		\$12.00	Kyle	1	Wooden Spoon Reigrinder		Donated	
1	Crystal Vase - Made in Germany		\$10.00	Tammy	1	* Sewmore Sewing Machine		Donated	
1	Rose Glass Stand - Dad Tribute		\$5.00	Kerry	1	* Dressmaker Sewing Machine		\$100.00	Kerry
1	24% Lead Crystal Candy Dish		\$25.00	Tammy	1	Bell & Howell Slide Projector		\$40.00	Kerry
1	Green Pitcher & Saucer - Enesco		\$40.00	Kyle	1	Metal Slide Case - 12 Slide Trays of Slides		\$70.00	Kerry
1	Green Deranic Salt Shaker Frog - Japan		\$5.00	Kyle	1	Box with 6 Slide Trays of Slides		\$35.00	Kerry
1	Swan 6" Ornament		\$4.00	Kyle	1	Bag with 17 Slide Trays of Slides		\$72.00	Kerry
1	Cat & Bunny Ceramic Holder		\$10.00	Kyle	1	* Radiant Projector Screen		\$36.00	Kerry
1	Doe & Fawn Vase - Japan		\$15.00	Kyle	1	Box of 5 Photo Albums		\$5.00	Kerry
1	Bald Eagle Ornament - China		\$1.00	Kyle	1	16"x25" Framed Painting - Coastal & Seagulls		\$5.00	Kyle
1	Mule 3" Ornament - Utah - Chipped Ear		\$1.00	Kyle	1	16"x25" Framed Painting - River & Mountain		\$5.00	Kyle
1	Handpainted Fine Porcelain Pink Lady Ornament - FBIA		\$8.00	Kyle	1	Electronic Calculator Canon P20-D		Donated	
1	Handpainted Fine Porcelain Blue Boy Ornament - FBIA		\$8.00	Kyle	2	Packages 8 Service Lasagne Melmac Dinnerware		\$40.00	1-Kerry 1-Kyle
2	* Wales Porcelain Martha & George Ornaments - Japan		\$45.00	Kyle	1	3 pce Bowl Sets & Lids - New		Sale	
1	Blue Danish Porcelain Bell		\$4.00	Kyle	1	White/Blue/Pink/Yellow Eyelet Lace Pillow		Donated	
1	Crochet White High Heels With Pink Trim & Ribbon		\$4.00	Kyle	1	4 pce Moments-Small Bowls		\$5.00	Kyle
1	Trinket Decorative Box - China		\$1.00	Kyle	1	4 pce-Moments-Goblets		\$6.00	Kyle

1	Porcelain Trinket Box		\$3.00	Kyle	1	Toastmaster Wide Slot Toaster - New		Sale	
2	* German Beer Steins - Western Germany		\$30.00	Kyle	1	Golden Glass Bulb Cover		Donated	
1	Plaster Black/Gold Swan Wall Plaque		\$5.00	Kyle	1	Denver Bronco Windbreaker		\$15.00	Kyle
1	Brown Box with Cutlery		\$8.00	Kyle	1	Straw Hat		\$0.50	Kerry
8	Dinner Forks		\$0.80	Kyle	1	Cowboy Hat Small Ivory		Sale	
4	Salad Forks		\$0.40	Kyle	1	Navy Beanie Cap		Donated	
15	Small Spoons		\$1.50	Kyle	1	Mens Temple Robes - In Box		Donated	
1	Sugar Spoon		\$0.10	Kyle	1	12 ft Booster Cables - Plastic Case		\$10.00	Kerry
1	Large Spoon		\$0.10	Kyle	1	Focal Camera Cover		Donated	
1	Butter Knife		\$0.10	Kyle	1	What It Means to be a LDS - Book		Donated	
8	Dinner Knives		\$0.80	Kyle	1	Living Our Religion Part 2		Donated	
1	* 1952 Romance- Holmes & Edwards Silverware/Box		\$325.00	Tammy	1	Pentax 35mm Zoom/Wide/Flash - Brown Case		Sale	
1	* Blue Box - Germany Silverware Set		\$325.00	Kim	1	20x60 Focal Binoculars & Case		\$20.00	Kerry
0	Dinner Forks		Incl.		1	Party Time Instant Camera & Case		Donated	
0	Dinner Knives		Incl.		4	Dads High School Jersey Tops		\$40.00	
0	Small Spoons		Incl.		1	Brown Small Suitcase		Donated	
0	Large Spoons		Incl.		1	J. Fred Muggs Squeaky Toy - Doesn't Squeak		\$20.00	Kyle
0	Cake Server		Incl.		1	Red Derby Cub Car with 1 Wheel		\$1.50	Kerry
0	Sugar Spoon		Incl.		1	Old Fish Bath Toy		\$5.00	Kerry
0	Meat Fork		Incl.		1	Frog on Lily Pad Soap Holder		\$5.00	Kerry
0	Knife Sharpener		Incl.		1	Merry Christmas Plastic Clock - New		Sale	
0	Meat Carver Knife		Incl.		2	* Old China Dolls in Box - Made in Japan		\$190.00	Kyle
0	Salad Spoon		Incl.		1	China Doll		\$40.00	Kyle
0	Salad Fork		Incl.		1	* German Shepherd Door Stop		\$10.00	Kerry
0	Gravy Ladle		Incl.		1	Pink Baby Blanket in Box		\$15.00	Tammy
0	Cake Slicer knife		Incl.		1	Old German Helmet		\$105.00	Kerry
0	Large Ladle		Incl.		1	Book of Old 78's Lp's		\$20.00	Kerry
0	Butter Spread Knife		Incl.		1	Leather Purse - Mexico		Sale	
0	Cheese Knife Spreader		Incl.		1	Box of Misc. Cooking Products for Microwave		\$10.00	Kyle
0	Silver Polishing Cloth		Incl.						
1	* Metal hHand Forged Serving Tray w/ Sailing Ship		\$12.00	Kim	<b>Total Items:</b>			<b>Total Value:</b>	
1	White/Gold Swan Norcrest - Glued Together		Donated		91			\$1,531.50	
1	3 pce-Frog/Lily Pad Ceramic Ornament - Chipped		\$10.00	Kyle					
1	Cedar Hope Chest - 1952 Lane	C	\$400.00	Tammy	<b>Loose Content</b>				
1	Metal Ski Figure		\$1.00	Kyle	<b># of Item</b>	<b>Name/Description</b>	<b>F/C</b>	<b>Value</b>	<b>Dispurement</b>
1	China White/Gold with Poaisetta Christmas Bell		\$3.00	Kyle	1	* Vintage TV/Stereo Console -1970's Era		\$75.00	Kyle
1	Small White Bell with Holly Berries/Leaves		\$1.00	Kyle	1	Stereo Stand		\$25.00	Kerry
1	Bowling Trophy		\$1.50	Kyle	1	Large Speakers		\$25.00	Kerry
1	Green Wax Frog Candle		\$2.00	Kyle	2	Record Player		\$25.00	Kerry
1	Grey with Red/Blue Turkey Salt Shaker		\$5.00	Kyle	1	Duel Cassette Player		\$10.00	Kerry
					1	CD Player		\$10.00	Kerry
<b>Total Items:</b>			<b>Total Value:</b>		1	AM/FM Radio		\$10.00	Kerry
112			\$1,606.30		36	Albums		\$36.00	Kerry
					3	Cassettes		\$1.50	Kerry
					1	Headphone		\$5.00	Kerry
					1	Christmas Collection Cartoons VHS		\$1.00	Kerry
<b># of Item</b>	<b>Name/Description</b>	<b>F/C</b>	<b>Value</b>	<b>Dispurement</b>	9	CD's		D/S	
1	Needle Punch Tool Set		\$5.00	Tammy	32	Wooden Frames 11"x14"		\$192.00	24-Kerry/Sale
3	Bright Color Cafe Ring Packages		\$3.00	Tammy	1	* Ergometer Exercise Bike		Donated	
1	Stripped Curtain		\$1.50	Tammy	2	Lamps		Sale	
1	Group of Misc. Sewing Materials		\$4.00	Tammy	2	Suitcases - Blue, Yellow		Sale	
1	Calgary Canada Pink Scarf Square		\$5.00	Tammy	1	Treasure Box Filled with Church Magazines		Sale	
1	Misc. Babyclothes - Boys & Girls		\$15.00	Tammy	2	* 1960's Manual Typewriter		Donated	
1	Group of Sewing Materials with Home/Farm/Trees		\$3.50	Tammy	1	Smith Corona Electric Typewriter		Donated	
1	Older Girl Clothing		\$4.00	Tammy	1	Large Wooden Wall Fork & Spoon		\$20.00	Kerry
1	Youth Slip		\$5.00	Tammy	1	Old White Phone		\$20.00	Kerry
1	Blue/Red/White Western Rodeo Scarf		\$5.00	Tammy	1	Framed Set of Metals		\$150.00	Kyle
1	Boy Scout of America Scarf		\$5.00	Tammy	3	Framed Senery Pictures		\$15.00	Kerry
7	Beauty Make Up Items		\$1.00	Tammy	1	Framed Picture of Grandma & Grandma Weekes		\$2.00	Tammy
1	White Tulle/ White Satin Formal Dress		\$50.00	Tammy	3	Tall US Flags on Poles		\$36.00	Kyle
1	Blue/White Crochet Dollie		\$1.00	Tammy	1	Rechargeable Full Service Lantern in Box - Sears		Donated	
1	Misc. Women' Clothing		\$15.00	Tammy	1	Pink/Red/White/Green Umbrella		\$2.00	Tammy
2	Blue/White Crochet Dollie		\$1.00	Tammy	1	Carrom Gameboard - 46 Piece		\$35.00	Kyle

1	Wedding Dress in Plastic Bag		\$150.00	Tammy	1	* 3 in 1 Commode with Back Rest		Sale	
1	Blue Baby Girl Dress		\$15.00	Tammy	1	Fan - Lakewood Brand		\$7.00	Kyle
1	Pink/White Crocheted Doilie		\$1.00	Tammy	1	Boxed Brand New US Flag		\$30.00	Kyle
1	Pink Baby Satin Jacket		\$12.00	Tammy	1	Packaged Flying Flag Holiday		\$18.00	Kyle
1	New Boxed Doilie		\$3.00	Tammy	1	Wrapping Paper Roll/Birthday Roll		\$0.50	Kyle
2	Sewing Containers	C	\$5.00	Tammy	1	Package for Flag		Sale	
2	New White Pillowcases		\$2.00	Tammy	1	Box with 36"x60" Title of Liberty & Grommets		\$45.00	Kyle
1	Mintgreen/Yellow Comforter		\$30.00	Tammy	1	Navy Cal Ranch Hat		Donated	
2	His/Hers Pillowcases		\$18.00	Tammy	1	Box of Misc. Sewing Pattern & Supplies		Sale	
2	Blue Embrod & Trim Pillowcases		\$22.00	Tammy	2	Package of Pipe Cleaners		Sale	
2	Green Embrod & Trim Pillowcases		\$22.00	Tammy	1	3 Bulb Amber Hanging Lamp		Donated	
2	Blue Painted Flowers/Blue Trim Pillowcases		\$12.00	Tammy	28	Misc Pieces		\$10.00	Kerry
2	Pink Embrod & Trim Pillowcases		\$22.00	Tammy	2	Family Pictures		\$10.00	Tammy
2	Yellow & Yellow Flow Emb. Pillowcases		\$22.00	Tammy	1	Box of Misc. First Aid		\$12.00	Kyle
1	Grandma Pillowcase - Signed by Kim's Kids		\$0.00	Kim	1	Misc. Bag Pictures		\$10.00	Tammy
1	Table Cloth White/Brow Embrod Flowers		\$25.00	Tammy	6	Small Orange Lightbulbs		\$0.25	Tammy
					1	Packaged Ornament Hangers		\$0.10	Tammy
<b>Total Items:</b>			<b>Total Value:</b>		1	Manual Typewriter - Black		\$50.00	Kerry
49			\$485.00		1	First Aid Kit AMA		\$7.50	Kyle
					1	US Flag		\$12.00	Kyle

**Top of Tall Dresser**

# of Item	Name/Description	F/C	Value	Disbursement	# of Item	Name/Description	F/C	Value	Disbursement
1	Underwriter Lab. Inspec. Portable Lamp No. 14547 E-24259		Sale		1	Car Window US Flag in Package		\$8.00	Kyle
1	Milk Glass Lamp without Shade		Sale		1	Flag Case in Box		\$40.00	Kyle
1	Dime Bird Clock		Sale		1	Springform Cake Pan		\$8.00	Kyle
1	Black Glass Oil Lamp		\$5.00	Kyle	1	*Chest of 5 Drawers		\$175.00	Kyle
1	Lamp with Flower Base		\$5.00	Tammy	1	*8 Drawer Dresser		\$275.00	Kyle
1	Glass Oil Lamp		\$5.00	Tammy		*Bookcase Headboard		\$110.00	Kyle
1	Pink Doll Lamp		Donated			*Footboard, Rail & 2 Mattresses		\$140.00	Kyle
1	Doll in Blue Dress with Leg Broken		Donated						
1	Sea Shell		Sale						
<b>Total Items:</b>			<b>Total Value:</b>					<b>Total Value:</b>	
9			\$15.00		173			\$1,663.85	

**Total For Misc:**

434

\$5,301.65

**Mirror Dresser Content**

**Top Long Drawer**

**Second Long Drawer**

# of Item	Name/Description	F/C	Value	Disbursement	# of Item	Name/Description	F/C	Value	Disbursement
1	Group of Misc. Jewelry		\$20.00	Kyle	1	Picture Frame Photo File		\$2.00	Kyle
1	Bamboo Fan		\$1.00	Kyle	4	6"x9" Clasp Envelopes		\$0.50	Kyle
1	Wooden Jewelry Box Craved 6x5x3 - Made in Philippines		\$8.00	Kyle	3	9"x12" Clasp Envelopes		\$0.50	Kyle
1	6-Sided 3-Section Black Jewelry Box - Made in Hong Kong		\$5.00	Kyle	1	Sunvalley Decorative Mallard Duck Tile		\$3.00	Kyle
2	Fold Out Fans - Flower Design		\$6.00	Kyle	1	Abstract Blue/Red/Grey/Black/White Decorative Tile		\$3.00	Kyle
1	Empty Picture Locket in Box		\$10.00	Kyle	1	Overseas Comm. Box - Serv. Ribbon		\$2.00	Kyle
1	Set Lady Eve Pearls with Certificate in Box		\$100.00	Kyle	1	US Army Serv. Comm. Box 1775-2000 - Mtl & Ribn		\$5.00	Kyle
5	Misc. Loose Jewelry Pieces		\$2.50	Kyle	1	Mini Metal Armed Forces Serv. in Package		\$3.00	Kyle
1	Blue Laced Wedding Guarder		\$8.00	Kyle	1	History Channel Club 1776 Coin in Package		\$1.00	Kyle
1	Black Chinese Hair Pin		\$1.00	Kyle	1	Vanguard Mini Metal National Defense in Package		\$1.00	Kyle
1	Box of Misc. Necklaces		\$5.00	Kyle	1	Duty to God Trail Pin in Blue Box		\$1.00	Kyle
1	* Pink Avon Pearls & Lace Perfume Talc		\$10.00	Kyle	1	Red Cross Pin on Card		\$2.00	Kyle
1	Black Polynesian Jade Talc Cylinder		\$5.00	Kyle	1	Vanguard Ribbon Unit - Army Overseas		\$0.55	Kyle
1	Near Empty 2.5 Oz. Stetson Cologne Spray Bottle		\$2.00	Kyle	1	Vanguard Ribbon Unit - Army Service		\$0.55	Kyle
1	4 Oz. Lucky Tiger Rose Hair Dressing Bottle		\$2.00	Kyle	1	Star 1/4 Pin		\$2.00	Kyle
1	Near Empty Unnamed Perfume Vial		\$0.50	Kyle	1	Challenge 25 Pin		\$1.00	Kyle
1	Seaforth's Men's Talc Bottle		\$5.00	Kyle	1	Ribbon Bars with Pins - Empty		\$1.50	Kyle
1	Empty Avon Ruby Bud Vase Somewhere Cologne		\$6.00	Kyle	1	Forman Family Aluminum Platter in Bag		\$10.00	Kyle



1	Avon Charisma Cologne Mist	\$4.00	Kyle	1	Oval Mirror 10 Diam. with Gold Laced Metal Ridge	\$32.00	Kyle	
1	Tabu Spray Cologne 1.5 Oz.	\$1.00	Kyle	1	2-Way Standing Swivel 5 Diam. Mirror	\$27.00	Kyle	
1	Aviance Night Musk Perfume	\$2.00	Kyle	1	5"x14" Rectangle Mirror with Laced Brass Ridge	\$38.00	Kyle	
2	Misc. Makeup	\$0.00	Kyle	1	Vampire Bat 4ft Plastic Kit Hi-FLyer in Package	\$2.00	Kyle	
1	Great Perfumes Collection #27200 Version of Chanel no. 5	\$8.00	Kyle	1	Large Electric Glue Gun	\$5.00	Kyle	
1	Empty Perfume Vial	\$0.25	Kyle	3	White 3ft-5ft Extension Cords	\$3.00	Kyle	
1	Blue Grass Flower Mist	\$15.00	Kyle	1	Metal Plater - For House Cupboard	\$4.00	Kyle	
1	Tabu Skin Perfume Oil	\$2.00	Kyle					
1	Emotion Perfume	\$2.00	Kyle	<b>Total Items:</b>		<b>Total Value:</b>		
1	Wild Country Cologne	\$2.00	Kyle	32		\$150.60		
1	Price Matchabelli Colohne	\$2.00	Kyle					
1	Aviance Night Musk Spray Perfume	\$4.00	Kyle		<b>Top Left Drawer</b>			
1	Seaside Treasures Perfumed Guest Soaps & Soapdish	\$4.00	Kyle					
1	Rectangle 7"x5" Mirror Tray	\$19.00	Kyle	<b># of Item</b>	<b>Name/Description</b>	<b>F/C</b>	<b>Value</b>	<b>Dispurement</b>
1	2-Sided Circular 8" Diameter Mirror	\$20.00	Kyle	10	Pair of New Med. Rocky Mountain Velvet Lined Glov.	D/S		
1	Wicked Wahine Hawaiian Pearl Essence	\$10.00	Kyle	1	Pair of XL Wells Lamont Waterproof Black Gloves	Sale		
<b>Total Items:</b>		<b>Total Value:</b>		<b>Total Items:</b>		<b>Total Value:</b>		
40		\$290.25		11		\$0.00		

**Middle Left Drawer**

**Bottom Left Drawer**

# of Item	Name/Description	F/C	Value	Dispurement	# of Item	Name/Description	F/C	Value	Dispurement
1	Bag of Marbles		\$2.00	Kerry	1	Clock with White/Gold/Flower Vases - Made in China		\$4.00	Kyle
1	Jointed Cardboard Halloween Wlitch		\$0.00	Kyle	1	Mini Black Boom Box - Made in China		\$1.00	Kyle
1	Parker Bros. Donkey Party Game Box		\$35.00	Kyle	1	Chicken Basket - Bread & Egg Warmer in Package		\$4.00	Kyle
1	Chicken Basket - Bread & Egg Warmer in Package		\$4.00	Kyle	1	Ratchet Socket Wrench Set - Made in Hong Kong		\$1.00	Kyle
1	72"x27" Heavy Duty Vinyl Construction Air Mattress		\$4.00	Kyle	5	Kitchen Knives wood Handles in Box - Made in Taiwan		\$10.00	Kyle
1	Used Softball		\$4.00	Kyle	1	Christmas Decorative Tile		\$2.00	Kyle
1	Wilson Offic. NW League Leather Baseball Signed Jack Cam		\$20.00	Kyle	2	Texas Decorative Tiles		\$4.00	Kyle
1	Old Used Baseball		\$4.00	Kyle	2	Other Decorative Tiles		\$4.00	Kyle
1	Silver Baseball Lighter		\$15.00	Kyle	1	Panorama Camera - Made in China		\$1.00	Kyle
6	Badminton Birds in Bag		\$3.00	Kyle	8	Black Sharp Knives in White Box		\$16.00	Kyle
<b>Total Items:</b>		<b>Total Value:</b>			1	Li-ion Recrgable Battery Pack with AC/DC Adapter		\$3.00	Kyle
15		\$91.00			3	Gift Wrapped Emergency Light Boxes		\$3.00	Kyle
					3	Gift Wrapped Flip Calculator Boxes		\$3.00	Kyle
					2	Gift Wrapped Flip Binoculars Boxes		\$2.00	Kyle
					2	Gift Wrapped Flip Men's Wallet Boxes		\$2.00	Kyle
					3	Men's Wallets in Gift Boxes		\$3.00	Kyle
					1	Flip Calculator in Gift Box		\$1.00	Kyle
					1	Sport Watch in Gift Box		\$1.00	Kyle
					2	Binoculars in Gift Boxes		\$2.00	Kyle
					3	Travel Clock in Gift Boxes		\$3.00	Kyle
					2	Emergency Flashlights in Gift Boxes		\$2.00	Kyle
					1	World Time Clock & Calculator in Gift Box		\$1.00	Kyle
<b>Total Items:</b>		<b>Total Value:</b>			<b>Total Items:</b>		<b>Total Value:</b>		
					47			\$73.00	

**Top Right Drawer**

**Middle Right Drawer**

# of Item	Name/Description	F/C	Value	Dispurement	# of Item	Name/Description	F/C	Value	Dispurement
1	Eastern Idaho Regional Med. Center Mug with Lid/Straw		\$1.00	Kyle	1	Book of Mormon on 18 Cassettes		\$10.00	Kerry
2	7.5 Oz. Melaeuca Great Hair Condition Rinse		\$4.00	Kyle	1	1978 Favorite Thing Collection Decorated Notepads		\$1.00	Kyle
1	10.5 Oz. Melaleuca Antibacterial Liquid Soap		\$2.00	Kyle	2	White/Pink Fabric Corsages with Pins		\$2.00	Kyle
3	4 Oz. Aloe Vesta Bodywash & Shampoo Bottles		0.75	Kyle	1	Blue Tithing Box		\$0.50	Kyle
1	4 Oz. Aloe Vesta Skin Conitioner Bottle		0.25	Kyle	1	Pair of Francis's Old Glasses		\$0.00	Kerry
1	4 Oz. Fresh Moment Mouthwash		0.25	Kyle		Embroidery Dual Hoop		\$2.00	Kyle
1	2 Oz. Fresh Momept Hand & Body Lotion		\$0.25	Kyle	<b>Total Items:</b>		<b>Total Value:</b>		
1	2 Oz. Fresh Moment Baby Shampoo		\$0.25	Kyle	47		\$73.00		
1	4 Oz. Soothe & Cool Body Lotion Bottle		0.25	Kyle					
1	4.25 Oz. Old Spice After Shave Bottle		\$5.00	Kyle		<b>Middle Right Drawer</b>			
1	Near Empty Vaseline Hair Tonic 5.5 Oz. Bottle		0.25	Kyle					
1	Contact Bottle with Chamber for Contacts		\$0.00	Kyle	<b># of Item</b>	<b>Name/Description</b>	<b>F/C</b>	<b>Value</b>	<b>Dispurement</b>
1	Turquoise with Silver Flower & Cowboy Boots Belt Buckle		\$15.00	Kyle	1	Book of Mormon on 18 Cassettes		\$10.00	Kerry
1	Gold Colored YM or Primary Bracelet with 2 Stones		\$1.00	Kyle	1	1978 Favorite Thing Collection Decorated Notepads		\$1.00	Kyle
4	Different American Flag Pins		\$4.00	Kyle	2	White/Pink Fabric Corsages with Pins		\$2.00	Kyle
1	Half-Full Consecrated Oil Glass Vail		\$0.50	Kyle	1	Blue Tithing Box		\$0.50	Kyle
1	Small Orange handled Scissors		\$0.50	Kyle	1	Pair of Francis's Old Glasses		\$0.00	Kerry
1	Fuji Audio Cassette Tape		\$1.00	Kyle	1	Embroidery Dual Hoop		\$2.00	Kyle
1	Red Handled Multi-Pocket Knife		\$5.00	Kyle	1	Scout Badge		\$1.00	Kyle
1	Bag of Hearing Aid Devices & Multi Packages of Batteries		\$10.00	Kyle	1	Black Compass on Neckcord		\$12.00	Kyle
<b>Total Items:</b>		<b>Total Value:</b>			1	Idaho Grapevine July 1960		\$4.00	Kyle
26		\$51.25			1	Kyle's Skyline HS Grizzlies Certificate		\$0.00	Kyle
					1	Pennevs Dressmaker Tracing Paper		\$5.00	Kyle



Bottom Right Drawer					1	Singer Sewing Machine Needles	\$5.00	Kyle
# of Item	Name/Description	F/C	Value	Dispurement				
1	2 in 1 French Leather Men's Cologne/Men's Aftershave		\$15.00	Kyle	1	Letter from Senator Stan Hawtains - To Bailey Family	\$0.00	Kyle
1	6" Red Flashlight - Made in China		\$1.00	Kerry	6	Small Screwdrivers in Broken Case	\$1.00	Kerry
1	Silver Everready Energizer Flashlight		\$0.50	Kerry	1	Long Yellow Handled Screwdriver	\$0.25	Kerry
1	Metal Black Meg-Lite		\$15.00	Kerry	3	Screwdrivers in Pouch	\$2.00	Kerry
1	Black Waterproof Garrity Flashlight		\$1.00	Kerry	1	Kyle's Operation Iraq Freedom Patch March 2003	\$0.00	Kyle
1	Sears Rechargeable Emergency Flashlight		\$10.00	Kerry	1	Unimount 5R	\$1.35	Kyle
1	Neck Brace from Early 1960's		\$40.00	Kyle	1	Unimount 9R	\$1.70	Kyle
1	White Curling Brush Iron		\$2.00	Kyle	2	Vanguard Base Bar Brass Metals Pin in Package	\$1.50	Kyle
1	Windamere Curling Iron		\$2.00	Kyle				
1	Old General Mills Heavy Iron - No Steam		\$65.00	Kyle	<b>Total Items:</b>			<b>Total Value:</b>
1	Vintage Scientific Oster Massager model 126-01		\$20.00	Kerry	29			\$50.30
1	Vintage Wahl Electric Vibrator in Box		\$12.00	Kyle				
1	Vintage Remington 300 Electric Shaver - Boxed Case		\$5.00	Kyle				
1	Vintage Remington 3 Electric Shaver - Boxed Case		\$5.00	Kyle				
1	Vintage Lemos Permagon Hair Electric Zolises Black Case		\$10.00	Kyle				
1	Ninoka Plastic Camera - Made in Taiwan		\$6.00	Kyle				
1	Vintage Greist Sewing Machine Attachments Special Set		\$10.00	Kyle				
1	Vintage Sunset Model 500 BC Bounce Gun in Box		\$26.00	Kyle				
1	Vintage Black Brownie Camera Kodak Flash Hawkeye Model		\$15.00	Kyle				
1	Vintage Black/Silver Brownie Camera Kodak Bull's-Eye		\$25.00	Kerry				
1	Kodak koda Lite Flashholder Lumaeled Reflector Attachment		\$5.00	Kerry				
3	AC/DC Adapter Units		\$2.00	Kyle				
<b>Total Items:</b>			<b>Total Value:</b>					
24			\$292.50					

**Total For Mirror Dresser**

224  
\$998.90

**Towel Drawer**

# of Item	Name/Description	F/C	Value	Dispurement				
6	Blue Dish Cloths		Donated					
11	Blue Medium Towels		Sale					
6	Pink Dish Clothes		Donated					
4	Pink Dish Towels		Donated					
7	Pink Medium Towels		Sale					
3	Orange Dish Clothes		Donated					
2	Orange Large Towels		\$8.00	Kim				
<b>Total Items:</b>			<b>Total Value:</b>					
39			\$8.00					

**Total For Francis's Room**

1238  
\$7,965.30

## Kitchen Content

# of Item	Name/Description	F/C	Value	Disbursement
29	Cookbooks		\$58.00	10-Tammy 10-Kyle 9-Kerry
28	Misc Pieces In Box		\$15.00	Kerry
3	Bags of Curtains		\$5.00	Kyle
30	Misc. Silverware		\$3.00	Kyle
10	Flower Glasses		Sale	
1	Wood Sign		Sale	
5	Electric Cords		\$5.00	Kyle
2	Dishes		Sale	
1	Light Bulb Set		Sale	
1	Super Spec Beam		\$1.00	Kyle
2	Florentine Coasters		\$1.00	Kyle
1	Black Mammy Hook		\$1.00	Kyle
1	Superman Puzzle		Sale	
1	Thermometer		Donated	
1	Moose Sign		Sale	
1	Black Chief Hook		\$1.00	Kyle
1	Utility Licence Plate		\$1.00	Kyle
1	Salad Spork		Sale	
1	UNO Game		\$2.00	Kyle
2	Blue Picture Pouches		Donated	
1	Bag of Wooden Pieces		\$1.00	Kyle
2	China Roses		\$3.00	Kyle
1	Calculator		Donated	
1	Hide a Key		\$0.50	Kyle
1	Set of Brushes		\$1.50	Kyle
1	Magnifying Glass		\$10.00	Kyle
2	Post Cards		\$1.50	Kyle
3	Key Chains		Donated	
1	Swiss Army Knife		\$5.00	Kyle
2	Medals		\$6.00	Kyle
2	Sunglasses		Donated	
2	Packs of Safety Gloves		Donated	
1	Chalk Brush		\$0.50	Kyle
1	Frying Pan		\$1.00	Kyle
1	Bunt Cake Pan		\$1.50	Kyle
2	Pressure Cooker Pots		\$8.00	Kyle
1	Misc. Bag of Cutlery		\$2.50	Kyle
4	Red/Blue/Yellow/White Dinner Tray Plates		Sale	
1	Kitchen Table 35x71 Walter of Wabash		Sale	
12	Misc. Baking & Cooking Pans		\$10.00	Tammy/Kerry/Sale
1	Aluminum Electric Skillet		Sale	
1	Group of Misc. Cookie Cutters		D/S	
3	Wood Blocks with Knives		\$12.00	Kim
1	Rosette Iron		\$3.50	Tammy
2	Metal Colanders		Sale	
1	Electric Can Opener		Sale	
1	Metal Sifter		\$3.00	Tammy
1	German Coo-Coo Clock - Broken		\$100.00	Tammy
8	Misc. Muffin & Bread Tins		\$10.00	3-Tammy 3-Kyle 2-Kerry
6	Misc. 9x13 Baking Pans		\$6.00	1-Kim 3-Kerry 2-Tammy
1	Old Popcorn Maker - No Lid		Donated	
6	Misc. Cookie Sheets & Pizza Pan		\$15.00	1-Kim 3-Kerry 2-Kyle
6	Kitchen Chairs		Sale	
<b>Total For Kitchen</b>				
202				
\$294.50				

## Living Room Content

# of Item	Name/Description	F/C	Value	Disbursement
1	Couch with Queen Hide-a-Bed		\$75.00	Kerry
1	Rocking Chair		\$35.00	Kerry
1	Loveseat		\$50.00	Kim
1	Thomas Californian 261 Organ with Rhythm Section - Early 1970's		\$350.00	Kerry
1	Bag of Pictures - Non Family		\$15.00	Tammy
19	Books in Box 1		\$38.00	Kerry
30	Books in Box 2		\$60.00	Kerry
2	Books		\$4.00	Kerry
1	Photo Album - Empty		\$1.00	Kerry
1	Bag of Pictures and Cards		\$15.00	Kerry
1	Bag with Two Binders		\$3.00	Kerry
1	Bag of Useless Remotes		\$0.00	Kerry
1	Wonder Body Massager		\$5.00	Kerry
92	Books/Booklets in Box 3		\$112.00	Kyle
31	Books/Booklets in Box 4		\$48.50	Kyle
1	Panasonic 27" TV with Rotating Stand		\$150.00	Kerry
2	End Tables with Built in Cupboard		\$30.00	Kim
4	Framed Covered Bridges & Mills Pictures 12"x16"		Sale	
1	Framed Turning Leaves by R. Palmer Picture 22"x42		Sale	
1	30"x48" Mirror (Mom & Dad's wedding gift)		Donated	
1	Lava 31 Day Chime Clock		\$35.00	Kim
1	Magazine Rack		\$5.00	Kim

### Total For Living Room

194

\$1,026.50

## Hall Drawers Content

# of Item	Name/Description	F/C	Value	Disbursement
82	Misc. Bedding Items in Box		D/S	

### Total For Hall Drawers

82

\$0.00

## Upstairs Bedroom Content

# of Item	Name/Description	F/C	Value	Disbursement
1	Full sized Bed Frame		\$10.00	Tammy
1	Mattress		\$25.00	Tammy
1	Headboard		\$20.00	Tammy
1	4 Drawer Chest 33x35x18.5		\$35.00	Tammy
1	9 Drawer Dresser with Mirror 23x60x17.5		\$45.00	Tammy
1	5 Drawer Birch Chest 41.5x50x25.25 - Made by Dad		\$80.00	Kim
1	5 Drawer Pine Chest 26.5x43x15		\$20.00	Kim
2	End Tables 22x30x17		\$10.00	Kim
1	3 Drawer		Donated	
1	1 Drawer with Built in Cabinet		Donated	
1	Atomic Clock		Donated	
1	Box of Materials & Sewing Misc.		Sale	
1	Bag of Misc. Wrapping Paper		Sale	
1	Long Dress Trench Coat		Donated	

### Total For Upstairs Bedroom

15

\$245.00

## Downstairs Content

### Downstairs Bedroom Content

#### Closet Content

#### Furniture

# of Item	Name/Description	F/C	Value	Dispursement	# of Item	Name/Description	F/C	Value	Dispursement
30	Kerry's Hats		\$0.00	Kerry	1	25" TV Console		Donated	
1	Kerry's Camo Shirt & Pants		\$0.00	Kerry	1	6 Drawer Dresser 29.5x48.5x16		\$15.00	Kim
22	Kerry's Books		\$0.00	Kerry	1	5 Drawer Chest 30x44x16		\$10.00	Kim
1	Kerry's Box of Loose Paper		\$0.00	Kerry	1	Fullsize Bed Frame		\$20.00	Kim
3	Kerry's Folders With Paper		\$0.00	Kerry	1	Mattress		\$10.00	Kim
17	Kerry's Stapled Paper Packets		\$0.00	Kerry	2	Shelves		\$2.00	Kim
12	Kerry's Nintendo Game Boxes		\$0.00	Kerry	1	Deer Picture Rug		\$5.00	Kim
1	Kerry's Box of Newspapers		\$0.00	Kerry					
3	Kerry's Toy Guns		\$0.00	Kerry	<b>Total Items:</b>			<b>Total Value:</b>	
1	Kerry's Toy Gun Holster		\$0.00	Kerry	8			\$62.00	
4	Kerry's Balls		\$0.00	Kerry					
1	Kerry's Harmonica		\$0.00	Kerry					
2	Kerry's Hair Bands with Ears		\$0.00	Kerry					
1	Kerry's Hand Game		\$0.00	Kerry					
10	Kerry's Toy Cars/Models		\$0.00	Kerry					
2	Kerry's Car Model Boxes		\$0.00	Kerry					
41	Kerry's Odd Toys		\$0.00	Kerry					
5	Kerry's Toy Tires		\$0.00	Kerry					
147	Kerry's Army Men		\$0.00	Kerry					
1	Kerry's Airbrush with Box		\$0.00	Kerry					
9	Kim's Road Signs		\$10.00	Kerry					
34	Kerry's Comics and Magazines		\$0.00	Kerry					
4	Kerry's Posters		\$0.00	Kerry					
20	Envelopes		\$0.50	Kerry					
9	Stickers/Pamphlets		\$2.50	Kerry					
1	Kerry's Index Cards Package		\$0.00	Kerry					
2	Kerry's Boardgame Boards		\$0.00	Kerry					
1	Kerry's Wall Hanger Horse		\$0.00	Kerry					
1	Kerry's Horse Figure		\$0.00	Kerry					
1	Kerry's Lamp Base		\$0.00	Kerry					
1	Vase		\$8.00	Kerry					
2	Kerry's Handled Razors		\$0.00	Kerry					
2	Kerry's Bottles of Metal Blades		\$0.00	Kerry					
1	Kerry's Polaroid Color Film Box - Full		\$0.00	Kerry					
2	Kerry's Badminton Rackets		\$0.00	Kerry					
1	Kerry's Airwick Air Freshener		\$0.00	Kerry					
1	Sleeping Bag		\$5.00	Kerry					
1	Bike Pump		\$4.00	Kerry					
1	Kerry's Bell Pin		\$0.00	Kerry					
1	Kerry's Picture & Frame		\$0.00	Kerry					
1	Kerry's Crank Trigger Kit		\$0.00	Kerry					
1	Kerry's Box with Plaque		\$0.00	Kerry					
1	Kerry's Art Bear Plate		\$0.00	Kerry					
2	Kerry's Drawer Boards		\$0.00	Kerry					
1	Kerry's Small Rope		\$0.00	Kerry					
1	Blue Ground Mat		\$2.00	Kerry					
3	Car Parts		\$0.00	Kerry					
1	Bowling Ball		\$10.00	Kerry					

1	Alarm Clock		\$3.00	Kerry				
<b>Total Items:</b>			<b>Total Value:</b>					
412			\$45.00					

**Total For Downstairs Bedroom**

420  
\$107.00

**Misc. Content**

**Laundry Room Content**

**Family Room Content**

# of Item	Name/Description	F/C	Value	Dispursement	# of Item	Name/Description	F/C	Value	Dispursement
1	Old Whirlpool Dryer		\$0.00	House	1	3 Bulb Standing Lamp - No Light Covers		\$0.00	House
1	Old Maytag Washer		\$0.00	House	1	Bobcat Rug		\$400.00	Kim
1	Old White Westinghouse Chest Freezer		\$75.00	Kerry	1	Old Majestic B/W TV - Not Working		Donated	
1	Old True Gold Upright Freezer		\$35.00	Kyle	1	Grandma Bailey's Old Wooden Chair		\$65.00	Kyle
1	Old General Upright Freezer		\$75.00	Kim	1	Maroon Loveseat		Sale	
1	Box of Christmas Lights/Wreath w/ Lights		Donated		1	10 Drawer Birch Chest 49x61x25 - Made by Dad		\$150.00	Kim
1	Hamilton Beach Food Processor		Donated		1	Built in Closet with 4 Drawers		\$0.00	House
1	Large Picnic Basket/		Sale		2	Old Broken Up Gun Cabinets		\$100.00	Kyle
1	Box Christmas Garland/Wreath/lights		Donated		1	Kerosene Lamp 18"		\$5.00	Tammy
3	Boxes Christmas Boxed Ornaments		Donated						
1	Bag of Cotten Fluff		Donated		<b>Total Items:</b>			<b>Total Value:</b>	
3	Hurricane Lamps		Sale		10			\$720.00	
1	Waffle Iron		Donated						

**Above Stair Storage Content (Now in Francis's Room)**

# of Item	Name/Description	F/C	Value	Dispursement
1	Kitchen Steam Juicer in Box		Sale	
5	Glass Gallon Jugs in Box		D/S	
1	Box of Misc Christmas Lights		Donated	
1	Box Christmas Garland & Decore		Donated	
1	Pressure Cooker w/ Lid & Steam Top		Sale	
1	Warring Push ButtonBlender		Sale	
1	Mirro Speed Pressure Cooker		Sale	
1	Box w/ Tissue covered Glasses		\$8.00	Tammy
6	Small Paint Cans in Box		Donated	
1	Unused Dazey Donut Factory		Donated	
1	Unopened Chelby Cobra 427 s/c Model Kit		Sale	
1	Sewing Machine Brown Case		Donated	
1	Box 13 Piece Misc Paints & Thinners		Donated	
1	16 Peice Box Misc. Paint/ Spray/ Calking		Donated	
1	Cast Alum. Meat Grinder/ Sausage Stuffer		Sale	
1	Vita Mix Mixer in Box		\$25.00	Kim
1	Peeling Wand in Box		Sale	
1	Vita Mix Whole Grain Wheat in Box		Sale	
1	12 Cans Ajax or Comet Cleanser		Sale	
1	Icing Gun		Sale	
1	Strainer		Sale	
1	Glass Gal. Jar w/ Lid		Sale	
1	Bud Vase		Donated	
1	Box of Misc. Hardware Items		Donated	
<b>Total Items:</b>			<b>Total Value:</b>	
50			\$218.00	

				2	Tree Toppers - Green Wreath Candle Center/Gold Star		Donated
				3	Box 12 Christmas Balls		Donated
				1	Box 15 Christmas Balls		Donated
				1	Box 8 Christmas Balls		Donated
				1	Bag Scarecrow 1987 Miniature		Donated
				1	Sliver w/ Red Plug in Tree Topper - Does Not Work		Donated
				2	Red Valentine Chocolate Boxes	F/C	Donated
				2	Pillar Nativity Candles		Sale
				5	Deer Miniature		Sale
				2	Santa Claus		Sale
				1	Snowman w/ Tree in Head		Donated
				1	Knit Snowman		Donated
				3	Plastic Trees		Donated
				2	Magazines - Hot Rod/Modern Maturity		Donated
					<b>Total Items:</b>		<b>Total Value:</b>
				108			\$16.50
					<b>Total For Misc:</b>		
				168			
					\$954.50		
					<b>Total For Downstairs:</b>		
				588			
					\$1,061.50		

**Outside Content**

Under Patio					Loose Content				
# of Item	Name/Description	F/C	Value	Dispurement	# of Item	Name/Description	F/C	Value	Dispurement
1	Mastercraft 38" 12hp Riding LawnMower - Not Working		Donated		1	Rectangular Picnic Table		\$50.00	Kim
1	*Craftsman 25hp 22" Push Mower with Bag		\$50.00	Kim	1	Round Picnic Table		\$50.00	Kerry
1	Craftsman 20" 4hp Push Snowblower - Not Working		Donated		1	*Louisville Red Alum. 8ft Ladder		\$100.00	Kim
1	Mastercraft 3hp B & S Portable Pump		\$55.00	Kim	2	Wheelbarrows		\$70.00	Kim
1	Bricket Barbeque		Donated		3	Round-Nose Shovels		\$9.00	Kim
1	Bench Seat		\$20.00	Kim	2	Push Brooms		\$6.00	Kim
1	Sears Trailer Woodslide		\$100.00	Kyle	1	Hoe		\$3.00	Kim
1	Misc. Group of Tarps		\$65.00	Kim	2	4ft Saw Horses		\$20.00	All
1	Misc. Group of Junk		Donated		1	6.5ft Saw Horse		\$12.00	All
18	Woodshelving Pieces		Donated		1	1999 Pontiac Grand Prix		\$6,700.00	Tammy
1	MTD 5hp Rototiller - Not Working		Donated		2	Bench Steps		\$10.00	All
1	5ft Green Wood Stepladder		Donated		2	Old Wood Chairs		D/S	
1	2 Gal. Sprayer		Donated		8	700x15 Traction Tires on Rims		\$320.00	Kerry
3	Rakes		\$9.00	Kim	4	Kyle's Truck Wheels		\$0.00	Kyle
3	Snowshovels		\$15.00	Kim	3	Pickup Box Trailers		\$300.00	1-Kim 1-Kyle 1D
1	Axe		\$5.00	Kim					
1	Sledge Hammer		\$12.00	Kim	<b>Total Items:</b>			<b>Total Value:</b>	
2	9.5" Masonary Trowels		\$25.00	All	34			\$7,650.00	
<b>Total Items:</b>			<b>Total Value:</b>						
40			\$356.00						

**Jewel Trailer (Now in Francis's Room & Shed)**

Shed Content					Jewel Trailer (Now in Francis's Room & Shed)				
# of Item	Name/Description	F/C	Value	Dispurement	# of Item	Name/Description	F/C	Value	Dispurement
					5	Unopen Blanket Packages		\$25.00	2-Tammy/3-Kim
					5	Sleeping Bags		\$10.00	2-Kerry/D/S
1	Antique Trunk		\$50.00	Kyle	2	New Unopened Packages of Full Fitted Sheets		\$8.00	Tammy
1	Large Cooler		Sale		2	New Unopened Packages of Full Flat Sheets		\$8.00	Tammy
1	Small Cooler		\$3.00	Kim	1	6 Pack Unused Dish Towels		\$4.00	Kim
1	Realist/David White Instruments Transite		\$100.00	All	2	Gingerbread Handtowels		\$2.00	Kim
1	5' Tripod for Transit		\$50.00	All	1	Unused Comforter - Light Blue/Blue Flowers		Sale	
1	Folding Clothing Rack		Donated		15	Fuzzy Used Blankets		\$24.00	5-Kerry3-Kim/D/S
1	Croquet Lawn Game		Sale		1	Foam Mattress Pad - Mouse Chewed Corner		Donated	
1	Hammock		\$20.00	Kim	1	Green Foam Mattress Pad		Donated	
1	Sears Craftsman Routertable			All	1	Unused Kingsize Yellow Comforter		\$15.00	Kim
1	Cool Air Conditioner		\$30.00	Kim	1	Pink Kingsize Fuzzy/Satiny Comforter		Sale	
1	Hair Dryer		Donated		1	4 Piece Satiny Pink Set		Sale	
1	Box Chimney Flue Brushes		\$0.00	House	1	Fullsize Unused Blue Comforter - brn/wh Flwrs		Sale	
1	Milk Can		\$20.00	Kim	1	Fullsize Used Pink Comforter - pink/wh/gm/ylw Flwrs		Sale	
3	Camping Water Jugs		Donated		1	Underwood Five Manual Typewriter w/ Cover		Donated	
1	Fan		Sale		2	Afgahn's pink/wh/brn/orn Knit Blanket		\$20.00	1-Kerry/1-Kyle
1	Kerosene Heater		\$15.00	Kim	1	Full sized Unused green Comforter		Donated	
1	New 40 Piece Stoneware		\$35.00	Kim	1	Used Brown Checkered Pillow		Donated	
2	Power Saws		<del>80.00</del>	All <del>ALL</del>	1	Foam-backed Spread Cover - Floral ylw/gm/bm		Donated	
1	Drill		<del>25.00</del>	All	27	Fuzzy Bright Yellow Material/Blanket Size		Donated	
4	Christmas Candle Lights		Donated		1	Men's Shirts		D/S	
1	Christmas Santa Light		Sale		1	Pair of Trousers		Donated	
1	Little Chief Smoker		\$15.00	Kim	1	Suit Jacket		Donated	
5	Seat Pads		Sale		1	Coat w/ Liner		Donated	
1	Box Fan		Sale		1	Blue w/ White Polka Clief Apron		Donated	
1	Folding Camping Table		\$10.00	Kim	1	White Dress		Donated	
2	Folding Card Tables		\$10.00	Kim	3	Red Komo-style Jackets		\$12.00	Tammy
1	Medium Suitcase		\$2.00	Kim	1	Green/Orange/Brown Facecloth		\$0.50	Kyle
					8	New & Used Dishtowels		\$4.00	2-Kyle

1	Box of Kids Clothes	\$0.00	Tammy	1	Yellow Flowered Long Rect. Bench Cushion	Donated	
1	Can of Prestone Windshield Washing Fluid	\$2.00	Kim	3	Round Cushions	Donated	
1	Gallon Plastic Gas Can	\$1.00	Kim	1	Lawn Chair Bed Mattress Bright Yellow/Floral Front	Donated	
5	Gallon Cermey Gas Can - No Lid	Discarded		8	Luminarc Crystal Stemware w/ cut Pattern	\$16.00	Tammy
				1	Box of ceiling Fixture Lamp Covers - 1 Broken	Donated	
<b>Total Items:</b>		<b>Total Value:</b>		2	Hurricane Lamp Mantles	Donated	
157		\$1,418.00		1	15 Pack 9" Yellow Plastic Plates	Donated	
				3	JA Bormschaft Aluminum Pots/Pans Set	Sale	
				18	Paper Plates Holders	Donated	
				5	Bright Yellow Plates - Melmac Type	\$2.50	Kim
				4	Ivory Tupperware Cereal Bowls	\$2.00	Kim
				2	White Plastic Mixing Bowls	Donated	
				2	Ivory Salad Forks Tupperware	Sale	
				1	26 Peice Assorted Silverware	Sale	
				1	Cake Top Tupperware	Donated	
				1	16 Peice Plastic Bowls/Plates/Saucers/Cups Set	Sale	
				4	Green Plastic Mug w Handle	Donated	
				3	Yellow Plastic Mug w Handle	\$0.75	Kim
				2	Orange Plastic Mug w Handle	Donated	
				5	Stoneware Blue/Brown Flower Pots	Donated	
				5	Small Light Blue Dessert Melmac Bowls	Sale	
				1	Can Opener	Sale	
				1	Glass 10" Pyrex Pieplate	Donated	
				1	Plastic Container w/ Blue Lid	Donated	
				1	Coleman Fuel Funnel	Donated	
				4	White & Clear Bud Vase	Donated	
				1	Large Glass White/Clear Vase	Donated	
				1	Extra Large Pedestal White Fruit Goblet	Sale	
				1	18 Piece Stoneware Set	Sale	
				2	Small Hangers	Donated	
				<b>Total Items:</b>		<b>Total Value:</b>	
				332		\$184.75	
<b>Total For Outside</b>							
563							
\$9,608.75							



## Garage Content

# of Item	Name/Description	F/C	Value	Dispursement
1	Wood 5.5ft Stepladder		Donated	
1	Columbia Yellow Aluminum 6ft Stepladder		\$60.00	Kim
1	* Craftsman 10" 3hp Tablesaw		\$425.00	All
1	Old Tablesaw needs rewired		Donated	
1	New 6.5ft Clear prelite Christmas Tree in Box		\$125.00	Kerry
1	Old Craftsman Chain Saw		\$110.00	Kim
1	Craftsman Router 5/8 hp w/metal box w/misc		\$50.00	All
1	Makita 3/8 Drill		\$20.00	All
1	Old Tent & Poles		\$20.00	Kyle
1	Old Cot		\$5.00	Kyle
1	MTD Roto Tiller 5hp		\$250.00	Kim
2	Weed Trimmers		D/S	
1	Old Screen Door		Donated	
1	28 Wood Door Inframe		\$0.00	House
1	Old 7' Christmas Tree Tarped w/ 2000 our lights		\$50.00	Kim
1	Softball		\$4.00	Kerry

### Total For Garage

17

\$1,119.00

## Christmas Content In Francis's Room

# of Item	Name/Description	F/C	Value	Dispursement
18	Boxes of Decorations		D/S	
5	Single Decorations		Donated	
2	Blue Mini Lites Boxes		\$3.00	Kim
3	Green Christmas Lights Boxes		Donated	
1	Red/Green Mini Lights Box		Donated	
5	Red Mini Lites Boxes		Donated	
3	Purple Mini Lites Boxes		Donated	
1	Yellow Mini Lites Box		\$1.50	Kim
3	Clear Lights Box		\$3.00	Kim
1	Icicle Lights box		Donated	
1	C7 FLame Bulbs Box		Donated	

### Total For Christmas:

43

\$7.50

## Coin Collection

# of Item	Name/Description	F/C	Value	Dispursement
1	Francis Bailey's Coin Collection	F	\$5,681.15	Kyle

### Total Coin Collection:

1

\$5,681.15

## Burial Plots

# of Item	Name/Description	F/C	Value	Dispursement
2	Fielding Memorial Cemetery Burial Plots <i>Unit 126 Space 3+4 400.00 each</i>	F	<del>800.00</del>	Kim

### Total Burial Plots:

2

~~800.00~~

Repairs 115  
10.00

## Tools

# of Item	Name/Description	F/C	Value	Disbursement
1	Mini Tool Kit		\$20.00	All
1	Allied 159 Piece Tool Set		\$50.00	All
1	4' Wooden Level		\$20.00	All
2	Wooden Carpenters Clamps		\$20.00	All
1	Craftsman Belt Sander		\$50.00	All
1	B&D Professional Skill Saw		\$20.00	All
1	East Wing Framing Hammer		\$25.00	All
1	Motion Sensor light in Box		\$10.00	All
1	Heavy Duty Jumper Cables		\$15.00	All
1	6 Ton Hydraulic Jack		\$30.00	All
1	4 Piece Allied Pipe Wrench Set		\$28.00	All
1	Side Cutter Construction Pliers			All
2	6" Crescent Wrenches			All
1	13 Piece Small drill Bit Set - Red Case			All
1	Compact Vacuum Cleaner			All
4	Piece Powercraft Plier Set			All
1	Great Neck 3/8" Drive Socket Set			All
1	40 Piece Shopcraft Socket & Wrench Set		\$50.00	All
1	5' Extension Handle for Paint Roller			All
1	7 Piece Wisdom Nutdriver Set			All
1	King 2 Ton Hydraulic Floor Jack		\$20.00	All
2	Reliant 40 Piece Socket Wrench Set			All
1	16 Ounce Finish Hammer		\$15.00	All
3	26" Handsaws		\$60.00	All
1	Performance Tool 56 Piece Drill Bit Set		\$20.00	All
1	Craftsman Belt Sander		\$50.00	All
2	Electric Handy Works Palm Sander		\$20.00	All
1	Makita 10mm Drill		\$20.00	All
1	Metal Tool Box - 19"x17"x6"		\$25.00	All
2	Heavy Duty Master Wrenches			All
2	Vice Grips		\$10.00	All
1	Odds & Ends - Tray			All
1	9 Piece Allied End Wrench Set		\$35.00	All
1	22 Piece Socket Wrench Set - Red Metal Case			All
1	Electric 3/8 Makita Drill		\$20.00	All
1	25 Piece Gold/Bronze Drill Bit Set - Blue Metal Case			All
1	Box of Misc.			All
3	Utility Knives		\$9.00	All
1	10" 3/8 Drive Extension			All
4	Misc. Chisels			All
1	Pair of Construction Knee Pads			All
3	Small White Household Extension Cords			All
5	Containers - Misc. Putty			All
1	50' Tie Down Rope - 3/16"			All
5	Misc. Tiles/Rasps			All
1	Carpet Knife			All
1	Blue Tri Square		\$12.00	All
1	Metal Shears			All
1	Standley 25 Feet Tape Measure		\$15.00	All
1	9.5" Red Handled Pliers			All
1	17.5" Stanley Pry Bar		\$8.00	All
2	Standley 9.5" Nail Puller		\$8.00	All
3	King Crescent Wrenches - 8", 10", 12"		\$20.00	All
2	Red 8" Pipe Wrenches		\$10.00	All
1	11" Drywall Saw		\$5.00	All

1	Misc. Group of Small Drill Bits		All
1	6" Crescent Wrench	\$3.00	All
2	Putty Broad Knife		All
1	Hand Block Plane	\$20.00	All
1	Coal Chisel		All
12	Misc. Screwdrivers		All
1	Metal Tool Box - 30"x9"x9.5"	\$20.00	All
7	Misc. Nails, Screws, Loose Drill Bits		All
3	Screwdrivers		All
1	Group of Screwdriver Head Attachments		All
3	Utility Knives		All
1	Small File		All
3	Drill Bit Chucks		All
2	Masonry Drill Bits		All
4	Circular Saw Blades		All
2	Coping Saws	\$30.00	All
1	16" Molding Saw	\$8.00	All
2	Pairs of Metal Shears		All
3	100' Retractable Chalk Lines	\$15.00	All
1	100' Stanley Tape Measure	\$20.00	All
1	Lufkin 50' Tape Measure	\$12.00	All
2	Stanley Yankee Screwdrivers	\$70.00	All
2	Hand Block Planes	\$40.00	All
1	Yellow Handled Wire Strippers		All
1	Misc. Loose Drill Bits, Screws, Nails		All
7	Misc. Screwdrivers, Files		All
3	Metal Punches		All
1	Door Hingers Outlet		All
1	Hand Paint Scraper		All
1	Small Pry Bar		All
1	Heavy Duty Log Chain	\$20.00	All
1	Set of Tire Chains	\$30.00	All
1	Framing Square	\$14.00	All
1	7 Speed Weed Eater Line	KIM	ABUSE
1	Big Roc Tools INL - 13 Piece screwdriver Set	\$12.99	All
3	Power Pro Craft 20 Screwdriver Set	\$38.97	All
1	Fixib Signature Series - 130 Piece Ratchet Set		All
1	Mit 7 Piece Professional Nut Driver Set		All
1	Power Pro Craft - Gold Series 4 Piece Set		All
1	Premium 50 Piece Multi Tool Set		All
1	Alltrade 20 Piece Bit Socket Set		All
1	Power Craft 22 Piece Combo Wrench Set		All
1	Soldering Gun - Black Case		All
1	10 Piece Set King Screwdrivers Set - 7 Pieces		All
12	Powercraft Misc. Screwdrivers		All
1	Packaged Socket Sorters		All
1	Hand Pruner Sheers		All
1	46" Jitter Bug Tamper	\$30.00	All
1	Bullfloat 4ft with 8ft Aluminum Handle	\$100.00	All
1	Fresno Trowel 3ft with 7ft Aluminum Handle	\$80.00	All
1	Edger with Handle	\$10.00	All
1	Hand Edger	\$5.00	All
4	14" Hand Trowels	\$40.00	All
1	Perfataping 13" Mud Hawk with Handle	\$12.00	All
1	6" Broadknife		All
1	Craftsman 1/2" Drill with Mixing Bit	\$35.00	All
1	Craftsman Sabersaw	\$20.00	All

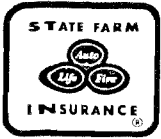
<b>Total For Tools:</b>		
200		<i>121 @ 10.00 per line item</i>
\$1,405.96		<i>\$1210.00</i>

*121 @ 10.00 = 2,615.96 = Total ~~(2,615.96)~~*

<b>Items Removed Content List</b>				
# of Item	Name/Description	F/C	Value	Dispurement
1	Old China Dishes Set		\$200.00	Tammy
1	Gold Locket Pin		\$150.00	Tammy
1	Jewelry Box		\$10.00	Tammy
5	Books		\$10.00	Tammy
6	Towels		\$12.00	Tammy
1	Package of Batting		\$1.00	Tammy
2	Patchwork Quilt Tops		\$30.00	Tammy
1	Bag of Polyester Fill		\$1.00	Tammy
6	Large Fabric Pieces		\$18.00	Tammy
1	Baby Quilt		\$5.00	Tammy
1	Skein of Yarn		\$0.50	Tammy
5	Silver Coasters from Germany		\$25.00	Tammy
2	Wooden Picture Plaques		\$4.00	Tammy
1	Group of Oak/Birch/Other Lumber Peices		\$150.00	Kerry
5	Blankets		\$20.00	Kerry
1	Framed Picture Of Jesus Christ		\$15.00	Tammy
1	Misc. Jewelry in Box execpt Gold Locket Pin		\$20.00	Tammy
1	Assorted Mens Clothing		\$5.00	Kyle
6	Hand Towels		\$3.00	Kyle
4	Towels		\$8.00	Kyle
1	New Sleeping Bag		\$25.00	Kyle
1	Can of Loose Change		\$58.76	Ke/Ky/Ta
<b>Total For Items Removed Content List:</b>				
54				
\$771.26				

<b>Dispurement</b>		
<b>Heir</b>	<b>Total Value Taken:</b>	
Kim	\$2,855.75	
Kerry	\$3,861.92	
Kyle	\$5,252.04	
Tammy	\$2,465.69	
	<b>Total Item Value:</b>	<b>Sold Items Value:</b>
	\$14,537.31	\$622.12

# EXHIBIT 3



State Farm Insurance Companies  
RECEIPT OF PAYMENT

PAYMENT DATE: 01-16-2007  
TOTAL AMOUNT PAID: \$ 433.00

FRANCIS A BAILEY  
4673 S 15TH W  
IDAHO FALLS, ID 83402-5882

GREGORY DORNFELD INS AGC  
251 S WOODRUFF AVE  
IDAHO FALLS, ID  
83401  
(208) 529-0652

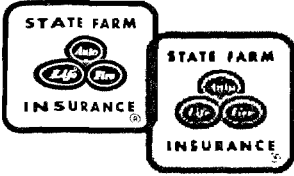
<u>POLICY DESCRIPTION / POLICY NUMBER</u>	<u>CHECK #/REF #</u>	<u>AMOUNT</u>
HO - HOMEOWNERS [REDACTED]	7519	\$ 433.00

Thank you for your payment on the above policy(ies). Payments are received subject to collection and policy provisions. We appreciate your business.

*Kimpa*

*SDL*

INITIALS: SDL



*Kim pd*

**STATE FARM INSURANCE COMPANIES®**

**RECEIPT OF PAYMENT  
FOR SFPP ACCOUNT [REDACTED]**

**ACCOUNTHOLDER(S)**  
BAILEY, FRANCIS A  
4673 S 15TH W  
IDAHO FALLS, ID 83402-5882

**AGENT**  
GREG DORNFELD  
251 S WOODRUFF AVENUE  
IDAHO FALLS, ID 83401-4320  
(208) 529-0652

<b>PAYMENT DATE</b>	<b>PAYMENT TYPE</b>	<b>CHECK # / REF #</b>	<b>AMOUNT</b>
01-17-2008	CHECK	7590	\$ 115.73

**TOTAL AMOUNT PAID: \$ 115.73**

AUTHORIZED SIGNATURE:  
GREG DORNFELD

THANK YOU FOR YOUR PAYMENT. PAYMENTS ARE RECEIVED SUBJECT TO COLLECTION AND POLICY PROVISIONS. WE APPRECIATE YOUR BUSINESS.



STATE FARM INSURANCE COMPANIES

STATE FARM PAYMENT PLAN

PO Box 2746  
Jacksonville FL 32232-2746

AT1          1062-9185-15          1272-F467          12  
016018  
 BAILEY, FRANCIS A  
 4673 S 15TH W  
 IDAHO FALLS ID 83402-5882



**\*\* POLICIES ON ACCOUNT \*\***

HOMEOWNERS



113.73

CURRENT INSTALLMENT

\$113.73

*Pd 4-12-08*

**NOTICE OF PAYMENT DUE**

ACCOUNT NUMBER	[REDACTED]
Quarterly Acco	[REDACTED]
DATE DUE	PLEASE PAY THIS AMOUNT
APR 17, 2008	\$116.73

**\*\* BILLING SUMMARY \*\***

Downpayment Required	\$115.73
Last Amount Paid JAN 17, 2008	-115.73
Difference	0.00
Current Installment	113.73
Service Charge	3.00
Total Amount Due By APR 17, 2008	<u>\$116.73</u>

Changes completed after 3-21-08 will appear on the next notice.

We appreciate the way you consistently pay you account.

This premium notice is the only one you will receive. Please pay by the due date.

*Thanks for letting us serve you...*

Agent  
Telephone

Gregory Dornfeld Ins Agcy Inc  
208-529-0652

57 4867 6986

Prepared Date MAR 21 2008

520





STATE FARM INSURANCE COMPANIES

STATE FARM PAYMENT PLAN

PO Box 2746  
Jacksonville FL 32232-2746

AT1 1062-9185-15 1272-F467 12

015959  
BAILEY, FRANCIS A  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882



**\*\* POLICIES ON ACCOUNT \*\***

HOMEOWNERS

113.73

CURRENT INSTALLMENT

\$113.73

**NOTICE OF PAYMENT DUE**

ACCOUNT NUMBER	[REDACTED]
Quarterly Account	[REDACTED]
DATE DUE	PLEASE PAY THIS AMOUNT
JUL 17, 2008	\$116.73

**\*\* BILLING SUMMARY \*\***

Last Amount Billed	\$116.73
Last Amount Paid APR 13, 2008	-116.73
Difference	0.00
Current Installment	113.73
Service Charge	3.00
Total Amount Due By JUL 17, 2008	<u>\$116.73</u>

Changes completed after 6-20-08 will appear on the next notice.

We appreciate the way you consistently pay your account.

This premium notice is the only one you will receive. Please pay by the due date.

01y100

If the answer is "yes", what is the average weekly mileage for such use?

Is the vehicle driven to and from work/school? Yes  No

(Auto Policyholders Only)

Check box if change applies to ALL State Farm policies in household.

Mailing address change only Location change (Please see your State Farm agent)

Change: Permanent  Temporary  If temporary, how many months? \_\_\_\_\_ Do you plan to return to your previous address? Yes  No

Township \_\_\_\_\_ County \_\_\_\_\_ Inside City Limits  Outside City Limits

City \_\_\_\_\_ State/Province \_\_\_\_\_ ZIP/Postal Code \_\_\_\_\_ Business Phone No. \_\_\_\_\_

Street or R.F. \_\_\_\_\_ Residence Phone No. \_\_\_\_\_

**IF YOU HAVE MOVED, PLEASE CONTACT YOUR AGENT. IF THIS IS NOT CONVENIENT, PLEASE COMPLETE THE FOLLOWING.**

52

APRIL 25, 2008

SFPP Account Status

BAILEY, FRANCIS A  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882

[REDACTED]  
QUARTERLY

H phone: (208) 522-2595

Current Billing Info

Due date: APR-17-08  
Amt due: 0.00  
Acct bal: 227.54  
Status: PAID

Payment History

Mo Due	Amt Billed	Amt Paid	Date Paid
DWNPMT	115.73	115.73	DWNPMT JAN-17-08
APR	116.73	116.73	APR-13-08

Nonpay canc mailed: 0

SFPP Notice of Payment Due  
Due date: APR-17-08

Mailed: MAR-24-08

\*\* POLICIES ON ACCOUNT \*\*

HOMEOWNERS

113.73

CURRENT INSTALLMENT

\$113.73

\*\* BILLING SUMMARY \*\*

Downpayment Required	\$115.73
Last Amount Paid JAN 17, 2008	-115.73
Difference	0.00
Current Installment	113.73



STATE FARM INSURANCE COMPANIES

State Farm Fire and Casualty Company

PO Box 5000  
Dupont, WA 98327-5000

M-15-1272-F467 H

BAILEY, FRANCIS A  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882

F

BALANCE DUE NOTICE

POLICY NUMBER	
Homeowners F JAN 18 2007 to JAN 18 2008	
DATE DUE	PLEASE PAY THIS AMOUNT
JAN 18 2007	\$433.00



Location: Same as Mailing Address

Important Message(s)

*251 S Woodruff*

56 3804 2931

See reverse side for address changes.  
Please keep this part for your record.  
Prepared DEC 04 2006

Agent Telephone GREGORY DORNFELD INS AGCY INC  
(208) 529-0652

MOVING? PLEASE SEE REVERSE SIDE. M-1272-F467

INSURED	BAILEY, FRANCIS A	
POLICY NUMBER	[REDACTED]	HO - HOMEOWNERS

PLEASE RETURN THIS PART WITH YOUR CHECK MADE PAYABLE TO STATE FARM.	
DATE DUE	PLEASE PAY THIS AMOUNT
JAN 18 2007	\$433.00

Please contact your State Farm Agent if you have any questions about your policy.

1509703041  
Insurance Support Center  
P.O. Box 680001  
Dallas, TX 75368-0001



OFFICE USE ONLY	0433 M 1131 2018 I	(01130911)	REB	FIRE BAL DUE	\$433.00	0304
-----------------	--------------------	------------	-----	--------------	----------	------

Printed: DEC 04 2006  
E9,G2

200706300043300 012412246352401515>

593



**State Farm Fire and Casualty Company**

PO Box 5000  
Dupont, WA 98327-5000

M-15- 1272-F467 F H

BAILEY, FRANCIS A  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882



Location: Same as Mailing Address

**Loss Settlement Provisions (See Policy)**  
A1 Replacement Cost - Similar Construction  
B1 Limited Replacement Cost - Coverage B

**Forms, Options, and Endorsements**

Homeowners Policy	FP-7955
Increase Dwlg up to \$27,460	OPT ID
Ordinance/Law 10%/ \$13,730	OPT OL
Jewelry and Furs \$1,500/\$2,500	OPT JF
Amendatory Endorsement	FE-7212.5
Back-Up Dwell/Listed Property	FE-5706.1
Policy Endorsement	FE-5320
Fungus (Including Mold) Excl	FE-5398
Motor Vehicle Endorsement	FE-5452
Telecommuter Coverage	* FE-5831

\*Effective: JAN 18 2007

**RENEWAL CERTIFICATE**

<b>POLICY NUMBER</b>	[REDACTED]
Homeowners Policy JAN 18 2007 to JAN 18 2008	
<b>DATE DUE</b>	<b>SEE BALANCE DUE NOTICE</b>
JAN 18 2007	\$433.00

**Coverages and Limits**

**Section I**

A Dwelling		\$137,300
Dwelling Extension	Up To	13,730
B Personal Property		102,975
C Loss of Use		Actual Loss Sustained

**Deductibles - Section I**

All Losses	500
------------	-----

**Section II**

L Personal Liability	\$100,000
Damage to Property of Others	500
M Medical Payments to Others (Each Person)	1,000

**Annual Premium**

Annual Premium	\$440.00
Credit	7.00
<b>Amount Due</b>	<b>\$433.00</b>

**Premium Reductions**

Claim Free Discount	67.00
---------------------	-------

Inflation Coverage Index: 171.5

NOTICE: Information concerning changes in your policy language is included. Please call your agent if you have any questions.

If you have moved, please contact your agent  
See reverse side for important information.

*Thanks for letting us serve you. We appreciate our long term customers.*

**Agent GREGORY DORNFELD INS AGCY INC**

**Telephone (208) 529-0652**

REB

Prepared DEC 04 2006

138-3076 1.7 Rev 11-14-2005 (e113089b)

E \* 1131 201B 1 E9,G2

521

April 2nd/07 27.49

Hot Water Tank Replacement  
Apr 6, 2007



THANK YOU FOR SHOPPING AT  
ACE HARDWARE - STORE 2  
(208) 522-1600

LOVE'S HW, INC.  
925 E 17TH STREET  
IDAHO FALLS, ID 83404  
(208)542-9030

-SALE-

SALES #: S1906861 847536 04-06-07

4/6/07 5:02PM ARR 571 SALE

45391	1	EA	7.49	EA
ELEMENT SOCKET WRENCH			7.49	
31065	4	EA	1.49	EA
FUSE CART NON-RENU 30AMP			5.98	
34608	1	EA	4.49	EA
FUSE PLUG MED DT130A BX4			4.49	
7014609	1	EA	7.99	EA
FERT 5K ACE LAWN FOOD			7.99	

188412 56341 00N ELEMENT WRENCH 314.00  
40541 188412 56341 00N ELEMENT WRENCH 5.98

SUBTOTAL:	327.98
TAX 38421 :	19.68
INVOICE 12837 TOTAL:	347.66

BALANCE DUE: 347.66

VISA: 347.66

SUB-TOTAL:	25.93	TAX:	1.56
		TOTAL:	27.49
DEBIT/ATM:		DEBIT/ATM:	27.49

VISA XXXXXXXXXXXX7196 05117A

AMOUNT: 347.66

*Stonnie Bentley*

DEBIT/ATM:XXXXXXXXXXXX0453  
Debit network id:  
Host reference #:009716  
Seq#: 009716  
AUTH#: 861046

1906 TERMINAL: 12 04/06/07 10:55:25

====>> JRNLN# 100852 <<====  
CUST # \*2  
\*\* Payment from Primary Account \*\*  
ACE REWARDS #1906004597

# OF ITEMS PURCHASED: 2  
EXCLUDES FEES, SERVICES AND SPECIAL ORDER ITEMS



THANK YOU  
FOR SHOPPING LOWE'S

RECEIPT REQUIRED FOR CASH REFUND.  
CHECK POLICY PAGE REFUNDS REQUIRE





**BO NNEVILLE**  
**Mark Hansen, Tax Collector**  
 605 N. Capital Ave.  
 Idaho Falls, ID 83402  
 208-529-1380

Received By: JHUNTING  
 Location: Bonneville County  
 Session: JHUNTING-TIII 04-12132007-4594  
 Receipt Number: U07.293  
 Receipt Year: 2007  
 Date Received: 12/13/2007

**PAYMENT RECEIPT**

Type	Description	Balance	Net Tax	Interest	Fees/Late Charges	Current Due	Current Paid	Balance Remaining
Real Property	Bill Number: 187462 Bill Year: 2007 PIN: RP02N37E366219 Primary Owner: BAILEY FRANCIS A Property Addr: 4673 S 15TH W Property Desc: .86 A SW1/4 SW1/4, SEC 36, T 2N, R 37	1,122.02	561.01	0.00	0.00	561.01	561.01	561.01
<b>Totals:</b>		1,122.02	561.01	0.00	0.00	561.01	561.01	561.01

Tender Information:	Charge Summary:
Check #7116	561.01 Real Property
Total Tendered	561.01 Total Charges

**Bonneville** 605 N. Capital Ave. Idaho Falls, ID 83402

By Whom Paid:

BAILEY FRANCIS A  
 4673 S 15TH W  
 IDAHO FALLS ID 83402

CHARGES	561.01
PAID	561.01
BALANCE REMAINING	561.01
AMOUNT TENDERED	561.01
CHANGE	0.00

*William*

598



# BONNEVILLE COUNTY TAX STATEMENT

**Mark Hansen**  
**Tax Collector**  
 605 N. Capital Ave.  
 Idaho Falls, ID 83402  
 208-529-1380

Tax Year: 2007      Bill Number: 187462  
 AIN:      Billing Date: 11/21/2007  
 PIN: RP02N37E366219      Balance good until: 12/20/2007  
 Code-Area: 011-0000      Last Payment:

**Legal Desc:** .86 A SW1 /4 SW1 /4, SEC 36, T 2N, R 37

AUTO  
 :834023:  
 BAILEY FRANCIS A  
 4673 S 15TH W  
 IDAHO FALLS ID 83402

**Location:** 4673 S 15TH W IDAHO FALLS

---

**Mortgage:**

---

\*\*\*\*\* IMPORTANT \*\*\*\*\*  
 PLEASE READ BOTH BACK AND FRONT

---

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE APPLIED TO THE  
 OLDEST DELINQUENT TAX YEAR. TO AVOID LATE CHARGES, PAYMENTS  
 MUST BE RECEIVED OR POSTMARKED BY THE DUE DATE.

Value	Acres	Amount	Values Continued	Acres	Amount	Exemptions and Credits	Amount
Land Value		14,000					
Improvement Value		94,310					
						Total Taxable	108,310

Taxing District	Phone	Rate	Total	Spec. Assessments	Phone	Rate	Total
# 91 SCHOOL		0.0009731100	\$105.40	LANDFILL			36.70
# 91 SCHOOL BOND		0.0005021690	\$54.38	LIBRARY			41.00
# 91 SCHOOL SUP		0.0026267310	\$284.50				
AMBULANCE		0.0003157470	\$34.20				
COUNTY		0.0040760560	\$441.50				
FIRE # 1		0.0011418780	\$123.68				
FLOOD		0.0000061070	\$0.66	Urban Renewal			
GEN SCHOOL		0.0000000000	\$0.00				
STATE		0.0000000000	\$0.00				
	<b>Current</b>	<b>Delinquent</b>	<b>Interest</b>	<b>Late Fee</b>	<b>Fees</b>	<b>Paid</b>	<b>Total Due</b>
Bill Summary	\$1,122.02	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,122.02

**Make Check Payable to: 'Mark Hansen, Tax Collector'**

**Keep top portion for your records**

**FOR PROPER CREDIT RETURN THIS STUB WITH PAYMENT  
 PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE**

BAILEY FRANCIS A  
 4673 S 15TH W  
 IDAHO FALLS ID 83402

Bill Number: 2007 - 187462  
 PIN: RP02N37E366219  
 AIN:

<b>2ND HALF</b>
\$561.01

<b>FULL AMOUNT</b>
\$1,122.02

\*MONTHLY PAYMENTS ARE ACCEPTED\*  
 DELINQUENT IF NOT PAID BY

June 20, 2008

MAKE CHECK PAYABLE TO:  
BONNEVILLE COUNTY  
MARK HANSEN TAX COLLECTOR  
605 N CAPITAL AV  
IDAHO FALLS ID 83402

2006 TAX BILL/RECEIPT

BILL# 4  
CODE AREA 11-0000

PARCEL NUMBER  
RP02N37E366219A  
L 14,000  
I 100,857

1ST HALF DUE		2ND HALF DUE		FULL DUE		TOT MV	
TAX	21.52	TAX	21.52	TAX	43.04	HM-	57,039
LATE		LATE		LATE		NET MV	57,818
INT		INT		INT		TOT ACS	1.000
COST		COST		COST			
TOT		TOT		TOT			

BAILEY FRANCIS A  
4673 S 15TH W  
IDAHO FALLS ID 83402

**CORRECTED COPY**

.86 A SW1/4 SW1/4,  
SEC 36, T 2N, R 37

4673 S 015TH W 83402  
DELINQUENTS  
RP 44800 2005

\*\*\* IMPORTANT \*\*\*  
PLEASE READ BOTH FRONT AND BACK  
\*\*\* MONTHLY PAYMENTS ARE ACCEPTED \*\*\*

TO AVOID LATE CHARGES, PAYMENTS MUST BE  
RECEIVED OR POSTMARKED BY THE DUE DATE.

BONNEVILLE COUNTY

TAXING DISTRICT	RATE	
STATE	.000000000	
COUNTY	.004246505	245.5
GEN SCHOOL	.000000000	
# 91 SCHOOL	.004521858	261.4
FIRE # 1	.001241347	71.7
FLOOD	.000006252	.3
AMBULANCE	.000324330	18.7
DISTRICT TOTAL	.010340292	597.8
LANDFILL		35.0
LIBRARY		41.0
DISTRICT/SPECIAL TOTAL		673.8
-CIRCUIT BREAKER BENEFIT		589.7
-CANCELLATIONS		41.0
AMOUNT DUE		43.0

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT  
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE.

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT  
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE.

BAILEY, FRANCIS A  
DELINQUENCIES 05

BAILEY, FRANCIS A  
DELINQUENCIES 05



2006  
BILL# 45641



2006  
BILL# 45641

2ND HALF

1ST HALF

FULL

**CORRECTED COPY**

**CORRECTED COPY**

AMOUNT DUE 21.52

AMOUNT DUE 21.52 43.04

BONNEVILLE COUNTY  
RP02N37E366219A  
11-0000

LATE  
INT  
COST  
TOTAL

BONNEVILLE COUNTY  
RP02N37E366219A  
11-0000

LATE  
INT  
COST  
TOTAL

DELINQUENT IF NOT PAID ON OR BEFORE

JUNE 20, 2007

DATE PAID  
DATE BY

CHECK #  
CASH

DELINQUENT IF NOT PAID ON OR BEFORE

DECEMBER 20, 2006

DATE PAID  
DATE BY

CHECK #  
CASH

580

MAKE CHECK PAYABLE TO:  
 BONNEVILLE COUNTY  
 MARK HANSEN TAX COLLECTOR  
 605 N CAPITAL AV  
 IDAHO FALLS ID 83402

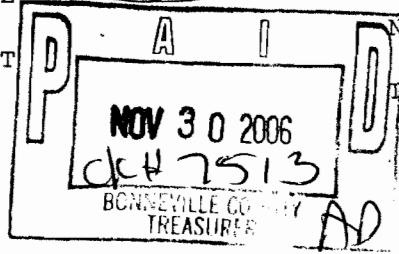
2006 TAX BILL/RECEIPT

BILL# 45641  
 CODE AREA 11-0000

PARCEL NUMBER  
 RP02N37E366219A  
 L 14,000  
 I 100,857

1ST HALF DUE		2ND HALF DUE	
TAX	21.52	TAX	21.52
LATE		LATE	
INT		INT	
COST		COST	
TOT		TOT	

FULL DUE		TOT MV	114,857
TAX	43.04	HM-	57,039
LATE		NET MV	57,818
INT		TOT ACS	1.000
COST			
TOT			



BAILEY FRANCIS A  
 4673 S 15TH W  
 IDAHO FALLS ID 83402

.86 A SW1/4 SW1/4,  
 SEC 36, T 2N, R 37

4673 S 015TH W 83402  
~~DELINQUENTS~~  
~~RR 44800 2005~~

*Pd ch 7513*

\*\*\* IMPORTANT \*\*\*  
 PLEASE READ BOTH FRONT AND BACK  
 \*\*\* MONTHLY PAYMENTS ARE ACCEPTED \*\*\*

TO AVOID LATE CHARGES, PAYMENTS MUST BE  
 RECEIVED OR POSTMARKED BY THE DUE DATE.

BONNEVILLE COUNTY

TAXING DISTRICT	RATE	
STATE	.000000000	
COUNTY	.004246505	245.52
GEN SCHOOL	.000000000	
# 91 SCHOOL	.004521858	261.44
FIRE # 1	.001241347	71.76
FLOOD	.000006252	.36
AMBULANCE	.000324330	18.74
DISTRICT TOTAL	.010340292	597.82
LANDFILL		35.00
LIBRARY		41.00
DISTRICT/SPECIAL TOTAL		673.82
-CIRCUIT BREAKER BENEFIT		589.78
-CANCELLATIONS		41.00
AMOUNT DUE		43.04

PRO RENTALS & SALES  
 5162 S YELLOWSTONE HWY  
 IDAHO FALLS ID 83402  
 208-552-9771

**Sales, Inc.**

5162 S. Yellowstone Hwy.  
 Idaho Falls, ID 83402  
 208-552-9771 • Fax 552-6343

1615 N. 2nd Ave.  
 ocatello, ID 83201  
 208-4770 • Fax: 233-4776

174 E. Moran View  
 Rexburg, ID 83440  
 208-356-6026 • Fax: 356-9139

CONTRACT  
 NUMBER

203251-1DFS

INVOICE  
 NUMBER

DATE AND  
 TIME IN

DATE AND  
 TIME OUT

04/05/2008

12:36 PM

Merchant ID: 000003208603  
 Term ID: 00330815 Ref #: 0005

OLD TO

**Open Contract**

ADDRESS AT WHICH EQUIPMENT WILL BE USED

Sale

\*\*\*\*\*9663

VISA Entry Method: Swiped

Total: \$ 226.20

04/05/08 12:39:14

Inv #: 000005 Appr Code: 04971A

Apprvd: Online Batch#: 000145

Customer Copy

208-552-5588	
--------------	--

AGENT'S NAME <b>KIM</b>		JOB LOCATION
E NUMBER <b>XX</b>	P.O. NO. OR JOB NO.	DATE AND TIME DUE IN <b>04/06/2008 12:36 PM</b>

ITEMS RENTED AND / OR SOLD							
Quantity	Rates	M	W	D	H	Date&Time Due	Amount
1	24H 195.00			1		04/06/2008 12:36 PM	195.00

THANK YOU FOR YOUR BUSINESS.  
 CUSTOMER IS RESPONSIBLE FOR FUEL CHARGES  
 IF EQUIPMENT IS NOT RETURNED FULL.

**DAMAGE WAIVER CHARGE 10.00 of GROSS RENTAL**

PHYSICAL DAMAGE WAIVER: By his initials, and payment of additional daily rental as set forth herein, and in return therefore, Lessor agrees to waive certain claims for damage to rental equipment, excluding theft, mysterious disappearance, rollover/tipping, and other items as set forth on reverse side of this agreement.

CAUTION: NO PUBLIC LIABILITY OR PROPERTY DAMAGE INSURANCE IS PROVIDED.

PHYSICAL DAMAGE WAIVER:

ACCEPTS REJECTS

Charge Card: 9663 INITIAL

**PROMPT RETURN OF YOUR RENTALS SAVES YOU MONEY. ALL TIME IS CHARGED INCLUDING SATURDAY, SUNDAY AND HOLIDAYS.**

**REPAIRS/SERVICE:** Lessee agrees equipment is now in good repair and condition, will be properly housed and protected, and returned in as good condition as received, ordinary wear and tear expected. Necessary repairs or service on return will be billed to Lessee.

Total Rental	195.00
Damage Waiver	19.50
Subtotal	214.50
Sales Tax	11.70
Total	226.20
Total Deposit Required	226.20
Amount Received	226.20

I have read and understand the terms and conditions on both sides of this agreement and certify that those printed on the other side are agreed to as if printed above my signature. There are no oral or other representations not included herein. I have received a copy of this agreement. Purchase options are not included in the rental contract unless specifically requested and recorded.

Lessee's Signature

\*\*\*\*\*  
 The above prices are an estimate. The final amount will be calculated upon rental return. Thank you.

532



Lawn and Tree Protection Services

Mail to:

395 Ladino Drive  
Idaho Falls, ID 83401  
(208) 528-2362

*Emma*

**INVOICE**

Name Bonnie Bailey  
Address 4673 S 15th  
IF ID 83404

Date 3-18-08  
Phone # 552-5588

**LAWN SERVICES:**

		Cost
<input checked="" type="checkbox"/> L01 Spring Lawn Aeration		
<input type="checkbox"/> L02 Lawn Insect Control		
<input checked="" type="checkbox"/> L03 Disease Control		
<input type="checkbox"/> L04 Spring Fertilization	Sq. Ft.	
<input checked="" type="checkbox"/> L05 Summer Fertilization	Sq. Ft.	
<input type="checkbox"/> L06 Fall Fertilization	Sq. Ft.	
<input checked="" type="checkbox"/> L07 Spring Lawn Weed Control	Sq. Ft.	
<input type="checkbox"/> L08 Summer Lawn Weed Control	Sq. Ft.	
<input checked="" type="checkbox"/> L09 Fall Lawn Weed Control	Sq. Ft.	
<input type="checkbox"/> L10 Preemergent Weed Control	Sq. Ft.	
<input type="checkbox"/> L11 Fall Rescue Control		
<input type="checkbox"/> L12 Micro Nutrient Application		
<input checked="" type="checkbox"/> L13 Soil Testing		
<input type="checkbox"/> L14 Thistle Spot Spray		
<input checked="" type="checkbox"/> L15 Other		

**TREE AND SHRUB SERVICES**

<input type="checkbox"/> T01 Pruning Late Winter/ Spring		
<input type="checkbox"/> T02 Spring or Fall Dormant Oil Treatment		
<input checked="" type="checkbox"/> T03 Deep Root Feeding		
<input type="checkbox"/> T04 Other		
<input type="checkbox"/> T11 First Timed Insecticide Spray		
<input checked="" type="checkbox"/> T12 Second Timed Insecticide Spray		
<input type="checkbox"/> T13 Third Timed Insecticide Spray		
<input type="checkbox"/> T14 Fourth Timed Insecticide Spray		
<input checked="" type="checkbox"/> T15 Systemic Injection for Insects		
<input type="checkbox"/> T16 Serious Nutrient Deficiencies		
<input checked="" type="checkbox"/> T17 Other		
<input type="checkbox"/> T21 Foundation Spray for Insects & Spiders		
<input checked="" type="checkbox"/> T22 Pasture Spraying	Sq. Ft.	
<input type="checkbox"/> T23 Bare Ground Vegetation Control	Sq. Ft.	
<input checked="" type="checkbox"/> T24 Other		

Total Amt. \$

Note: Systemic treatment of Conifers and White Birch 320<sup>00</sup>  
50<sup>00</sup> consultation fee ~~is~~ waived if work is performed.

SPECIAL INSTRUCTIONS: Trees are planted too close, overcompeted  
thus making them susceptible to IPS beetle attack. This  
is the main cause for tree death.  
FAILURE to follow these instructions will cancel all warranties.

Terms: NET 10 DAYS unless otherwise specifically provided. Interest at 1 1/2% per month (18% per year) on all past due accounts. In the event of default, the purchaser agrees to pay all costs of collection including a reasonable attorney's fee.

Authorized Signature

*Delbert Hloyds*

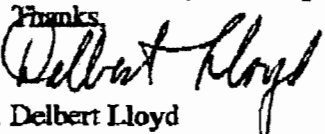
*March 16, 08*

*per letter*

Dear Bailcys,

Upon reviewing the condition of the Colorado Blue and Green Spruce on the property at 4673 S. 15<sup>th</sup> West I found many of them to be infested, dead and/ or threatened with future damage from Spruce IPS beetle. The large Austrian Pine on the southwest corner of the property apparently has been killed by a fungi that has stopped water and nutrient flow upward through the tree's vascular system. The over-competition (trees planted too close) coupled with the outbreak of Spruce IPS beetle in the area has been a biological recipe for disaster for the trees on your property. In other words this was bound to happen as nature's way of thinning out weaker and tightly planted trees. The adjacent corrals and manure have also damaged trees by increasing the soluble salts in the root zone of many of the sick/dead Spruce trees. There are however some trees worth saving by applying a systemic chemical. This chemical is absorbed via the roots of live trees and will prevent further insect attack with 80% efficiency. Topical spraying will also be required to adequately reduce beetle pressure. As I mentioned the 50.00 consult fee will be waived if work is ordered within two weeks of our last visit, 3-10-08. Worked to be performed for the 320.00 quoted will be treatment for the Weeping Birch and other remaining live Spruce trees. This will include 80 cumulative inches of tree trunk diameter. If you choose not to have the work performed I will need to bill you for the consult as mentioned.

If you need any further questions answered I would be happy to help you out.

Thanks  


Delbert Lloyd  
 Green Guard Lawn and Tree  
 Protection services.

Image of 7579 Close Print

\*101000048\*  
04/07/2008  
6213036635

This is a LEGAL COPY of  
your check. You can use it  
the same way you would  
use the original check.

04/04/2008  
02667071020000  
6923201020000  
124103676

ROCKY MOUNTAIN ELK FOUNDATION  
 Kim Bailey  
 Bonnie Bailey  
 4575 15th W  
 Idaho Falls ID 83402  
 208-552-5500

DATE 4-2-08 7579

PAY TO THE ORDER OF Delbert Lloyd \$ 50<sup>00</sup>

Fifty DOLLARS

EAST IDAHO CREDIT UNION  
 P.O. BOX 734  
 SHELLEY, ID 83444

MEMO Trees

Kim Bailey

⑆3 24 17308 2⑆ 000 10004 5⑆ 7579

⑆3 24 17308 2⑆ 000 10004 5⑆ 7579 ⑆0000005000⑆

Back of Check

ENDORSE HERE

DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE  
 RESERVED FOR FINANCIAL INSTITUTION USE

REGULATION CC

THE ...

0032 0111 19320 04/04/2008

Bank of Idaho - END. GUAR\* >1241-03676<

124103676  
003201020000  
04/04/2008

\*101000048\* 04/07/2008  
6213036635

Do not endorse or write below this line.

Originally Contacted  
US Feb 29/2008

4-28-08

My overall Bid is \$ 4200 . . . If I wish to have an itemized list I may ask for one and one shall be given to me. I Understand that the date given to me may not be definite and that it may change due to weather conditions or Jobs before me that are not yet finished. The bid that was given includes ONLY for what is specified on the first page. Any thing else added adds more to the bid. Once we have given you a bid and you agree to have us do the job, the price we agreed on does not ~~go any~~ change, if you ~~are~~ are unhappy with our work please let us know and we will make it right.

Francis K. Bailey  
Property owner signature

PERSON REPRESENTATIVE

Shawn Johnson  
Shawn Johnson

start date by Mon 4-28-08  
To be removed completed within  
30 days.

14 pine trees

2 birch trees

6 VARIOUS fruit trees

533



**Johnson's  
Landscaping**

- Rototilling
- Painting
- General Clean-up
- Power Raking
- Fencing
- Tree Removal
- Pruning
- Lawn Care
- Sheet Rocking
- Senior Discount

**Shawn Johnson**

~~200-1660~~  
200-3281-Cell



Copy of Insurance  
+  
Verified by  
Acord - by phc

Client#: 125897

32SHAJOHN

**ACORD™ CERTIFICATE OF LIABILITY INSURANCE**

DATE (MM/DD/YYYY)  
04/21/2008

PRODUCER  
Idaho Falls - CL  
PO Box 1816  
Idaho Falls, ID 83403  
208 522-3800

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED  
**Shawn Johnson**  
4264 E 100 North  
Rigby, ID 83442

INSURERS AFFORDING COVERAGE	NAIC #
INSURER A: <b>United Fire &amp; Casualty Co</b>	
INSURER B:	
INSURER C:	
INSURER D:	
INSURER E:	

**COVERAGES**

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	ADD'L INSR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A		<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	BINDER939901	04/21/08	04/21/09	EACH OCCURRENCE \$300,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$50,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$300,000 GENERAL AGGREGATE \$300,000 PRODUCTS - COMP/OP AGG \$300,000
		<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
		<b>GARAGE LIABILITY</b> <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
		<b>EXCESS/UMBRELLA LIABILITY</b> <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE  DEDUCTIBLE RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
		<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below				WC STATUTORY LIMITS OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
		OTHER				

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

537

CERTIFICATE HOLDER

CANCELLATION

TO Johnson Landscaping  
Tree removal

4-21-08

Paid \$2100<sup>00</sup> down payment on  
4-21-08 and balance of \$2100<sup>00</sup> due upon  
completion of job within 30 days.

Francis ~~Kun~~ Barley  
personal representative  
Shawn Johnson

2402 181  
 - 1-12¢  
 1-20¢  
 1-30¢  
 1-50¢  
 June 2/08



LOWE'S HOME CENTERS, INC.  
 925 E 17TH STREET  
 IDAHO FALLS, ID 83401  
 (208)542-9030

27.99

066801 06-02-08

91333 1/32 ROUND 2PK FILE 23575	4.46	
26145 16" CHAIN FOR ECHO 33SL-7	21.96	26.41
147970 8"CIRCLINE KITCH BATH T9FL	6.98	
147971 12"CIRC KITCH BATH T9 FLU	6.98	27.99

SUBTOTAL: 40.38  
 TAX: 3  
 SERVICE 10720 TOTAL:

AMOUNT DUE: 42.81  
 DEBIT: 42.81

DEBIT:XXXXXXXXX 0452 AUTH'D  
 END OF EACH BACK TOTAL DEBIT

I Ken Bailey did trade a 1977 chev  
pickup VIN # CCD4472156175 for work done  
cutting down trees & sold for \$1000 to KARY WARD

5-28-08

Ken Bailey



CUSTOMER'S ORDER NO.	DEPT.	DATE: 5-7-08
NAME: Bailey Estate		
ADDRESS: 4673 S 15th W		
CITY, STATE, ZIP IF ID 83402		

SOLD BY:	CASH	C.O.D.	CHARGE	ON ACCT.	MDSERTD.	PAID OUT
----------	------	--------	--------	----------	----------	----------

QUANTITY	DESCRIPTION	PRICE	AMOUNT
1	ADVANCE ON TREE	\$1000	00
2	REMOVAL		
3			
4			
5			
6			
7			
8			
9	<i>Gene Bailey</i>		
10			
11			
12			
13			
14			
15			
16			
17			
18	<i>Shawn Johnson</i>		

RECEIVED BY:

KEEP THIS COPY FOR YOUR RECORDS  
©1998 REDIFORM® 5L320

0305

CUSTOMER'S ORDER NO.	DEPT.	DATE: 4-21-08
NAME: Bailey Estate		
ADDRESS: 4673 S 15th W		
CITY, STATE, ZIP: IF IA 83402		

SOLD BY:	CASH	C.O.D.	CHARGE	ON ACCT.	MDSE RTD.	PAID OUT
----------	------	--------	--------	----------	-----------	----------

QUANTITY	DESCRIPTION	PRICE	AMOUNT
1	Down Payment	\$2100	21
2			
3	for tree removal		
4			
5			
6			
7			
8			
9			
10			
11	Shawn Johnson		
12			
13			
14			
15			
16			
17			
18			

RECEIVED BY:

KEEP THIS COPY FOR YOUR RECORDS  
©1998 REDIFORM® 5L320

0308

CUSTOMER'S ORDER NO.	DEPT.	DATE: 6-2-08
NAME: Bailey Estate		
ADDRESS: 4673 S 15th W		
CITY, STATE, ZIP: Idaho Falls, ID 83402		

SOLD BY:	CASH	C.O.D.	CHARGE	ON ACCT.	MDSE RTD.	PAID OUT
----------	------	--------	--------	----------	-----------	----------

QUANTITY	DESCRIPTION	PRICE	AMOUNT
1	tree removal		\$1000 <sup>00</sup>
2			
3			
4			
5			
6	paid in full		
7			
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			

RECEIVED BY:

KEEP THIS COPY FOR YOUR RECORDS  
©1998 REDIFORM® 5L320

**ASSESSMENT FOR CURRENT YEAR ARE AS FOLLOWS:**

Description	Sec Lot	TWP Block	Rang	Acres (Inches)	Amount	Penalty	Int	Redempt	NOW DUE
1. ac TR SW4W4	36	2N	37	1	70.00	0.00	0.00	0.00	\$70.00
Year: 2006 #: 1269									

**\$70.00**

**Idaho Irrigation District** Assess#: 1269 **TOTAL DUE: \$70.00**

READ CAREFULLY

Taxes are due and become delinquent on December 20, 2006. If one half of the taxes are paid on or before December 20, 2006, the balance will not become delinquent until June 20, 2007. If the first part is not paid as specified on or before December 20, 2006, 2% penalty and interest at the rate of 1% per month or 12% per annum will be added on the full amount of taxes from January 1, 2007.

**KEEP THE MIDDLE PORTION OF THIS BILL FOR YOUR RECORDS**

**DUE AS OF DECEMBER 20, 2006 SECOND HALF DUE JUNE 20, 2007  
IF NOT PAID THEN CALL FOR AMOUNT DUE WHEN YOU WANT TO PAY**

**NOTE: Sale of Property MUST be reported to the treasurer. Receipt Not Good Until Your Check Has Been Cashd by the Bank**

*pd 71<sup>00</sup>  
12-27-06*

**Second Half Payment STUB**

FRANCES BAILEY ESTATE  
4673 S. 15th W.  
% KIM BAILEY  
IDAHO FALLS ID 83402

**Assess#: 1269**

Total Tax \$ \_\_\_\_\_  
Penalty \_\_\_\_\_  
Interest \_\_\_\_\_  
Total \$ \_\_\_\_\_

*Assessment #1269 for 2006 was paid on 1/3/2007.  
CK# 7021*



*Thanks Sheena*



# TAX NOTICE

## Idaho Irrigation District

496 East 14th Street Idaho Falls, ID. 83404 (208)522-2356

**Received From:**

FRANCES BAILEY ESTATE  
 4673 S. 15th W.  
 % KIM BAILEY  
 IDAHO FALLS ID 83402

**Date That Interest is Calculated For:**

5/1/2008

Please return with Payment

Amount PAID: \_\_\_\_\_

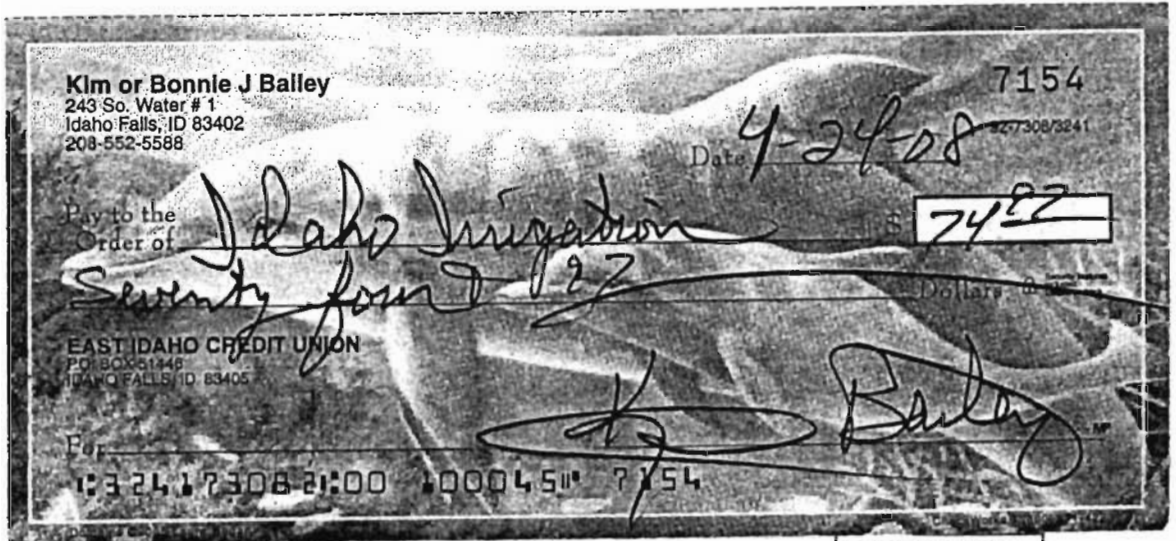
**ASSESSMENT FOR CURRENT YEAR ARE AS FOLLOWS:**

Year	Assess #	Description	Section Lot	TWP Block	Range	Acres (Inches)	Amt Assessed			Amt of Tax
							Int	Pen	Redeem	
2007	1268	1.ac TR SW4W4	36	2N	37	1	3.57	1.40	0.00	\$74.97
							70.00			
							\$74.97			

**TOTAL DUE: \$74.97**



*Thanks  
Sheena*



**READ CAREFULLY**

Taxes are due and become delinquent on December 20, 2007 of year. If one half of the taxes are paid on or before December 20th, the balance will not become delinquent until June 20, 2008 of the next year. If the first part is not paid as specified on or before December 20th of current year a 2% penalty and interest at the rate of 1% per month or 12% per annum will be added on the full amount of taxes from January 1st, 2008.

**DUE AS OF DECEMBER 20th, 2007  
 SECOND HALF DUE JUNE 20th, 2008**

**IF NOT PAID THEN CALL FOR AMOUNT DUE WHEN YOU WANT TO PAY**

**NOTE: Sale of Property MUST be reported to the treasurer  
 Receipt Not Good Until YOur Check Has Been Cashed by the BANK.**

**KEEP THE  
 LOWER  
 PORTION  
 OF THIS  
 BILL  
 FOR  
 YOUR  
 RECORDS**

# INVOICE

www.firstcalljewel.com

# First Call JEWEL Inc.

Heating - Cooling - Electrical  
Plumbing - Duct Cleaning

310 Northgate Mi  
Idaho Falls, ID 834  
I.F. (208)522-777  
Poc. (208) 234-12  
Fax (208)529-279

CUSTOMER	DATE:	HOME PHONE	WORK PHONE	JOB NAME / LOCATION	JOB #
BILL TO:	11-20-06				355
Bonnie Bailey for Estate of Francis Bailey		PO NUMBER	TAKEN BY		
		AUTHORIZATION #	ORDERED BY		

OTHER INFORMATION:	WORK REQUESTED:
	Clean duct system

WORK DONE:

Cleaned vent openings and trunklines with drill powered brush  
A. whipped vent openings and trunklines  
Blew out blower to furnace with air hose.  
Vacuumed off all vent openings.  
Replaced air filter to furnace with customer supplied one.

Thank you,  
M. Bailey

QTY	REPAIR NUMBER	DESCRIPTION	
		Set up fee	\$140
		10 vents @ \$20 per vent	\$200
Paid by check #6903			

PAID BY	CASH	\$ AMOUNT	CREDIT <input type="checkbox"/> VISA <input type="checkbox"/> AMEX	ACCOUNT NUMBER	SUB TOTAL
	CHECK #		CARDS <input type="checkbox"/> MC <input type="checkbox"/> DISC		DISCOUNT
			EXPIRATION DATE		

NAME ML	INITIALS	I HAVE THE AUTHORITY TO ORDER THE ABOVE WORK AND DO SO ORDER AS OUTLINED ABOVE. I AGREE TO THE TERMS AND CONDITIONS ON THE BACK OF THIS INVOICE, AND WILL PAY FOR THE ABOVE WORK AS DESCRIBED. AUTHORIZED SIGNATURE: <b>X</b>  THE ABOVE WORK HAS BEEN COMPLETED AND I ACKNOWLEDGE RECEIPT OF MY COPY. I HAVE READ AND AGREE TO THE TERMS AND CONDITIONS ON THE BACK OF THIS INVOICE.  AUTHORIZED SIGNATURE: <b>X</b>	SERVICE CALL
DATE 11/20/06	Make		TOTAL DUE
REQ.	M#		
T.S.	S#		
P.O.	Eq#		
RETURN			\$ 389

546  
11/20/06

# EXHIBIT 4

# Receipts & Expenses

Date:	Description:	Hours of Cleaning:	Money Spent OoP:
<b>Cleaning Help Fee (\$/hour)</b>			
\$12.00			
23 Sept. 2006	Storage Unit Cost Paid	0	\$53.00
	Meat Purchase for Funeral	0	\$238.00
24 Sept. 2006	Cleaning/Gather Assets - Bonnie	3	\$0.00
	Gather Assets - Landon	1	\$0.00
	Gather Assets - Brittany	1	\$0.00
30 Sept. 2006	Cleaning - Bonnie	4	\$0.00
	Cleaning - Landon	1	\$0.00
<b>End of September</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		10	\$291.00
		<b>Amount Due:</b>	
		\$120.00	
1 Oct. 2006	Storage Unit Cost Paid	0	\$53.00
18 Oct. 2006	Paid Entire Retainer Fee	0	\$1,000.00
23 Oct. 2006	Remove Mess Left on Estate - Bonnie	3	\$0.00
	Remove Mess Left on Estate - Brittany	1	\$0.00
	Remove Mess Left on Estate - Landon	1	\$0.00
26 Oct. 2006	Bonnie Clean Kitchen Cupboard	3	\$0.00
	Bonnie Remove D.I. Bags from Bedroom	1.33	\$0.00
<b>End of October</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		9.33	\$1,053.00
		<b>Amount Due:</b>	
		\$111.96	
1 Nov. 2006	Storage Unit Cost Paid	0	\$53.00
20 Nov. 2006	Paid First Call Jewel	0	\$389.88
30 Nov. 2006	Estate Tax Bill Paid	0	\$43.04
<b>End of November</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		0	\$485.92
		<b>Amount Due:</b>	
		\$0.00	
1 Dec. 2006	Storage Unit Cost Paid	0	\$53.00
2 Dec. 2006	Clean/Empty Estate Bathroom Drawers - Bonnie	2.5	\$0.00
	Remove Garbage, Box up Items, Load D.I. Items - Landon	1.5	\$0.00
	Box up Assets to be inventoried - Brittany	1.5	\$0.00
6 Dec. 2006	Cleaning - Bonnie	3	\$0.00
	Cleaning - Landon	2	\$0.00
	Cleaning - Brittany	1.5	\$0.00
9 Dec. 2006	Move Some Living Room Items to Room - Bonnie	1.5	\$0.00
	Cleaning - Landon	0.5	\$0.00
	Cleaning - Brittany	0.5	\$0.00
11 Dec. 2006	Cleaning - Bonnie	2	\$0.00
17 Dec. 2006	Move some Kitchen Items to Room - Bonnie	3.5	\$0.00
	Cleaning - Landon	2	\$0.00
	Cleaning - Brittany	1.5	\$0.00
22 Dec. 2006	Years Fees for Safety Deposit Boxes Paid	0	\$120.00
23 Dec. 2006	Cleaning - Bonnie	2	\$0.00
	Cleaning - Brittany	1	\$0.00
<b>End of December</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		26.5	\$173.00
		<b>Amount Due:</b>	
		\$318.00	
<b>End of 2006</b>		<b>Total Hours:</b>	<b>Total Spent:</b>

		45.83	\$2,002.92
		<b>Amount Due:</b>	
		\$549.96	
<b>Date:</b>	<b>Description:</b>	<b>Hours of Cleaning:</b>	<b>Money Spent OoP:</b>
2 Jan. 2007	Storage Unit Cost Paid	0	\$53.00
3 Jan. 2007	Paid Irrigation District Taxes	0	\$71.00
4 Jan. 2007	Wal-Mart Estate Supplies - 2 Column Pads 16pk Legal Pads	0	\$7.17
18 Jan. 2007	State Farm House Insurance Paid	0	\$433.00
29 Jan. 2007	Wal-Mart Estate supplies - Film/Batteries	0	\$16.94
<b>End of January</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		0	\$581.11
		<b>Amount Due:</b>	
		\$0.00	
<b>Date:</b>	<b>Description:</b>	<b>Hours of Cleaning:</b>	<b>Money Spent OoP:</b>
1 Feb. 2007	Storage Unit Cost Paid	0	\$53.00
4 Feb. 2007	Paid B&R Coins for Appraisal	0	\$100.00
8 Feb. 2007	Smith's Estate Photos	0	\$37.10
	Big Lots Estate Supplies - 2 Pocket Folder, VHS tapes	0	\$6.34
13 Feb. 2007	Cleaning out/Sort Drawers in Upstairs Bedroom - Bonnie	2.33	\$0.00
28 Feb. 2007	Cleaning /Sorting Garbage from Assets Kitchen - Bonnie	1.83	\$0.00
	Sorting out Kitchen Drawers Garbage - Landon	3	\$0.00
	Sorting out Kitchen Drawers Garbage - Brittany	2.5	\$0.00
	Sorting out Kitchen Drawers Garbage - Bonnie	2	\$0.00
<b>End of February</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		11.66	\$196.44
		<b>Amount Due:</b>	
		\$139.92	
<b>Date:</b>	<b>Description:</b>	<b>Hours of Cleaning:</b>	<b>Money Spent OoP:</b>
1 March 2007	Storage Unit Cost Paid	0	\$53.00
5 March 2007	Worked on Handwritten Inventory of Francis's Room - Bonnie	1.5	\$0.00
	Worked on Handwritten Inventory of Francis's Room - Landon	0.5	\$0.00
16 March 2007	Major Cleaning Up Outside - Bonnie	1	\$0.00
	Major Cleaning Up Outside - Brittany	1	\$0.00
	Major Cleaning Up Outside - Landon	1	\$0.00
17 March 2007	Major Cleaning Up Outside - Bonnie	3	\$0.00
	Major Cleaning Up Outside - Brittany	3	\$0.00
	Major Cleaning Up Outside - Landon	3	\$0.00
24 March 2007	Burning Dead Tree Limbs - Bonnie	7	\$0.00
	Burning Dead Tree Limbs - Brittany	7	\$0.00
	Burning Dead Tree Limbs - Landon	7	\$0.00
	Raking Up - Bonnie	4	\$0.00
	Raking Up - Landon	4	\$0.00
<b>End of March</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		43	\$53.00
		<b>Amount Due:</b>	
		\$516.00	
<b>Date:</b>	<b>Description:</b>	<b>Hours of Cleaning:</b>	<b>Money Spent OoP:</b>
2 April 2007	Ace Hardware	0	\$27.49
	Storage Unit Cost Paid	0	\$53.00
6 April 2007	Lowes - Hot Water Tank	0	\$347.66
	Paid for Service Call - Advanced Plumbing	0	\$45.00
	Paid for Installation - Darrell's Plumbing	0	\$81.20
7 April 2007	Cleaning/Sorting/Inventory Work - Bonnie	3	\$0.00
	Cleaning/Sorting/Inventory Work - Brittany	3	\$0.00
	Cleaning/Sorting/Inventory Work - Landon	3	\$0.00
14 April 2007	Removing Excess Brush/Deadfall/Pruning - Bonnie	5.5	\$0.00
	Removing Excess Brush/Deadfall/Pruning - Brittany	4	\$0.00
	Removing Excess Brush/Deadfall/Pruning - Landon	4	\$0.00
16 April 2007	Removing Excess Brush/Deadfall/Pruning - Bonnie	5.5	\$0.00
	Removing Excess Brush/Deadfall/Pruning - Brittany	2	\$0.00
	Removing Excess Brush/Deadfall/Pruning - Landon	3	\$0.00

End of April		Total Hours:	Total Spent:
		33	\$554.35
		<b>Amount Due:</b>	
		\$396.00	
Date:	Description:	Hours of Cleaning:	Money Spent OoP:
2 May 2007	Storage Unit Cost Paid	0	\$53.00
7 May 2007	Cleaning Up Junk Outside - Bonnie	3	\$0.00
9 May 2007	Cleaning/Gathering Dead Branches - Brittany	2	\$0.00
	Cleaning/Gathering Dead Branches - Landon	2	\$0.00
26 May 2007	Extensive Lawn Care/Garbage Removal - Bonnie	4	\$0.00
	Extensive Lawn Care/Garbage Removal - Landon	4	\$0.00
	Extensive Lawn Care/Garbage Removal - Brittany	2.5	\$0.00
End of May		Total Hours:	Total Spent:
		17.5	\$53.00
		<b>Amount Due:</b>	
		\$210.00	
Date:	Description:	Hours of Cleaning:	Money Spent OoP:
4 June 2007	Storage Unit Cost Paid	0	\$53.00
18 June 2007	Wackerli - Key Cut	0	\$4.06
30 June 2007	Clean Up Outside Property - Bonnie	1.5	\$0.00
	Clean Up Outside Property - Brittany	1.5	\$0.00
	Clean Up Outside Property - Landon	1.5	\$0.00
End of June		Total Hours:	Total Spent:
		4.5	\$57.06
		<b>Amount Due:</b>	
		\$54.00	
Date:	Description:	Hours of Cleaning:	Money Spent OoP:
7 July 2007	Clean Out Kitchen Cupboards/Drawers - Move to Boxes	3	\$0.00
	Storage Unit Cost Paid	0	\$53.00
End of July		Total Hours:	Total Spent:
		3	\$53.00
		<b>Amount Due:</b>	
		\$36.00	
Date:	Description:	Hours of Cleaning:	Money Spent OoP:
1 Aug. 2007	Storage Unit Cost Paid	0	\$53.00
10 Aug. 2007	Clean/Thaw Garbage from Downstairs Freezers	3	\$0.00
11 Aug. 2007	Clean/Thaw Garbage from Downstairs Freezers	3	\$0.00
End of August		Total Hours:	Total Spent:
		6	\$53.00
		<b>Amount Due:</b>	
		\$72.00	
Date:	Description:	Hours of Cleaning:	Money Spent OoP:
1 Sept. 2007	Storage Unit Cost Paid	0	\$53.00
End of September		Total Hours:	Total Spent:
		0	\$53.00
		<b>Amount Due:</b>	
		\$0.00	
Date:	Description:	Hours of Cleaning:	Money Spent OoP:
2 Oct. 2007	Storage Unit Cost Paid	0	\$53.00
13 Oct. 2007	Clean Dad's Bedroom - Bonnie	6	\$0.00
	Clean Dad's Bedroom - Landon	6	\$0.00
	Clean Dad's Bedroom - Brittany	6	\$0.00
27 Oct. 2007	Clean Downstairs Freezers - Bonnie	4	\$0.00
	Cleaning - Landon	2	\$0.00
End of October		Total Hours:	Total Spent:
		24	\$53.00
		<b>Amount Due:</b>	
		\$288.00	
Date:	Description:	Hours of Cleaning:	Money Spent OoP:
2 Nov. 2007	Storage Unit Cost Paid	0	\$53.00
End of November		Total Hours:	Total Spent:

5 Dec. 2007	Storage Unit Cost Paid	0	\$53.00
13 Dec. 2007	Bonneville Tax Collector	0	\$561.01
22 Dec. 2007	Years Fees for Safety Deposit Boxes Paid	0	\$120.00
<b>End of December</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		0	\$734.01
		<b>Amount Due:</b>	
		\$0.00	
<b>End of 2007</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		142.66	\$2,493.97
		<b>Amount Due:</b>	
		\$1,711.92	
<b>Date:</b>	<b>Description:</b>	<b>Hours of Cleaning:</b>	<b>Money Spent OoP:</b>
2 Jan. 2008	Storage Unit Cost Paid	0	\$53.00
17 Jan. 2008	State Farm House Insurance Paid	0	\$115.73
<b>End of January</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		0	\$168.73
		<b>Amount Due:</b>	
		\$0.00	
<b>Date:</b>	<b>Description:</b>	<b>Hours of Cleaning:</b>	<b>Money Spent OoP:</b>
3 Feb. 2008	Storage Unit Cost Paid	0	\$53.00
25 Feb. 2008	Wal-Mart Estate Supplies	0	\$27.68
	Big Lots Estate Supplies	0	\$5.30
27 Feb. 2008	Wal-Mart Estate Supplies	0	\$2.97
29 Feb. 2008	Big Lots Estate Supplies	0	\$3.18
<b>End of February</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		0	\$92.13
		<b>Amount Due:</b>	
		\$0.00	
<b>Date:</b>	<b>Description:</b>	<b>Hours of Cleaning:</b>	<b>Money Spent OoP:</b>
1 March 2008	Storage Unit Cost Paid	0	\$53.00
17 March 2008	Wal-Mart Estate Supplies	0	\$22.66
	Lowe's Estate Supplies	0	\$82.57
20 March 2008	Wal-Mart Estate Supplies	0	\$216.08
	Wal-Mart Estate Supplies	0	\$27.11
<b>End of March</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		0	\$401.42
		<b>Amount Due:</b>	
		\$0.00	
<b>Date:</b>	<b>Description:</b>	<b>Hours of Cleaning:</b>	<b>Money Spent OoP:</b>
1 April 2008	Storage Unit Cost Paid	0	\$53.00
2 April 2008	Paid Delbert Lloyd	0	\$50.00
12 April 2008	State Farm House Insurance Paid	0	\$116.73
21 April 2008	Johnson Landscaping Tree Removal Deposit	0	\$2,100.00
24 April 2008	Paid Irrigation District Taxes	0	\$74.97
<b>End of April</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
4 April 2008	PRO RENTALS & SALES 24 Hr Rental #226.00	8 hrs	\$2,394.70
		<b>Amount Due:</b>	226.20
		<del>\$200</del> \$12.00	\$2,620.90
<b>Date:</b>	<b>Description:</b>	<b>Hours of Cleaning:</b>	<b>Money Spent OoP:</b>
7 May 2008	Johnson Landscaping Tree removal Advancement Payment	0	\$1,000.00
<b>End of May</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		0	\$1,000.00
		<b>Amount Due:</b>	
		\$0.00	
2 June 2008	Zack Ward & Brothers Tree Removal Paid	0	\$1,000.00
	Purchase Cutters & Chainsaw Supplies From Cal Ranch	0	\$41.37
6 June 2008	Purchase Chainsaw Supplies From Lowes	0	\$27.99
10 June 2008	Payment to Baker Mediation Fee	0	\$1,000.00
<b>End of June</b>		<b>Total Hours:</b>	<b>Total Spent:</b>
		0	\$2,069.36
		<b>Amount Due:</b>	
		\$0.00	

End of June		Total Hours:	Total Spent:
		0	\$2,069.36
		Amount Due:	
		\$0.00	
Date:	Description:	Hours of Cleaning:	Money Spent OoP:
1 July 2008	Storage Unit Cost Paid	0	\$53.00
21 July 2008	Paid Reeves file w/ Clerk Fee		\$53.00
End of July		Total Hours:	Total Spent:
		0	\$106.00
		Amount Due:	
		\$0.00	
2008 So Far		Total Hours:	Total Spent:
		0 Cleaning	\$6,232.34
		Amount Due:	
		\$0.00 72.00	
Total So Far		Total Hours:	Total Spent:
<del>\$12,094.41</del>		188.49 <del>with</del>	\$10,729.23
* 13,289.31		Amount Due:	226.20 <del>PRO RENT</del>
* <del>13,217.31</del>		\$2,261.88	* 10,955.43

$$\begin{array}{r}
 + 72.00 \\
 \hline
 \$ 2,333.88
 \end{array}$$



Running Total	Total P.R. Hours:	Total Work Days Lost:	Total Miles:	Total Cleaning Hours:	Total Spent OoP:
	922.59	19	998.1	188.49 + 6	\$10,729.23
	Amount Due:		Amount Due:	Amount Due:	
	\$18,451.80		\$399.24	\$2,261.88	
Current Running Total Amount Due:				72.00	
\$31,842.15				2,333.88	
End of 2006	Total P.R. Hours:	Total Work Days Lost:	Total Miles:	Total Cleaning Hours:	Total Spent OoP:
	78.14	5	121.4	45.83	\$2,002.92
	Amount Due:		Amount Due:	Amount Due:	
	\$1,562.80		\$48.56	\$549.96	
Total Amount Due For 2006:					
\$4,164.24					
End of 2007	Total P.R. Hours:	Total Work Days Lost:	Total Miles:	Total Cleaning Hours:	Total Spent OoP:
	460.3	3	497.8	142.66	\$2,493.97
	Amount Due:		Amount Due:	Amount Due:	
	\$9,206.00		\$199.12	\$1,711.92	
Total Amount Due For 2007:					
\$13,611.01					
2008 So Far	Total Hours:	Total Days:	Total Miles:	Total Hours:	Total Spent OoP:
	377.64 <del>6</del>	11	358.5	6	\$6,232.34
	Amount Due:		Amount Due:	Amount Due:	+ 226.20
	\$7,552.80		\$143.40	<del>0.00</del>	* 6,458.54
Total Amount Due For 2008:				72.00	
\$13,928.54 <sup>#</sup> 14,376.74					
	Total Hours:	Total Days:	Total Miles:	Total Hours:	Total Spent OoP:
	6.51	0	20.4	0	\$0.00
	Amount Due:		Amount Due:	Amount Due:	
	\$130.20		\$8.16	\$0.00	
Total Amount Due For 2009 So Far:					

# EXHIBIT 5

## Personal Representative - Francis Kim Bailey

P.R. Fee (\$/hour)	Level Fee (\$/mile)			
\$20.00	\$0.40			
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
23 Sept. 2006	Ph/C - Dad's Passing - Creekside	0.17	0	0
	Ph/C - Dad's Passing - Life care	0.17	0	0
	Ph/C - Dad's Passing - VA Pocatello	0.17	0	0
	Funeral Arrangements - Funeral Home	1.9	0	5.8
25 Sept. 2006	Ph/C - Delivery Cancelled - Narc Inc.	0.17	0	0
	Ph/C - Confirm Cancel - VA S.C. Neurologist Appt.	0.17	0	0
28 Sept. 2006	Read/Review the Will	0.25	0	0
	Dividing Out a Few Specific Items	2	0	0
29 Sept. 2006	Internet Search - Executer Responsibilities	2.5	0	0
	Received/Reviewed US Bank Statement	0.17	0	0
	Photocopy the Only Will - Copy for Each Heir	0.25	0	2
	Ph/C - Uninvited Entry in P.R. Absence - Kyle Bailey	0.17	0	0
	Ph/C - Uninvited Entry in P.R. Absence - Kerry Bailey	0.17	0	0
	Discover Personal Items Searched - Documents Missing	0.5	0	0
30 Sept. 2006	Return Original Will & Note Request Documents Return Written	0.75	0	0
	Tended Estate Property	2	0	0
<b>End of September</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		11.51	0	7.8
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$230.20		\$3.12
	<b>Total Amount Due For September 2006:</b>			
	\$233.32			
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
1 Oct. 2006	Watch over House & Property - Surveillance	4	1	0
2 Oct. 2006	Internet Search - Executer Responsibilities	5.5	0	0
	Search for Estate Attorney to Probate Will	1	0	0
	Anticipate Heirs to be in Home - Protect/Wait - Don't Show	2	1	0
3 Oct. 2006	Begin Inventory List & Review Taped Will Reading	2	1	0
	Received/Reviewed Dept. of Veterans Affairs Statement	0.17	0	0
4 Oct. 2006	Time Off for Inventory/Clean - Kerry/Kyle Don't Show	6	1	0
7 Oct. 2006	Tammy Stays in Estate Home - Excl. P.R. Resp. for Assets/Inv.	0.5	0	0
8 Oct. 2006	Received/Reviewed EIRMC Statement	0.17	0	0
9 Oct. 2006	Remove Storage Debris/ Dump Load	2	0	9.6
12 Oct. 2006	Reeves Referred for Estate - Discussed	0.5	0	0
	Received/Reviewed Blue Cross Statement	0.17	0	0
14 Oct. 2006	Discuss Lawyer Reeves with Heir Kerry	0.17	0	0
	Inform Tammy of Meeting for Heirs	0.17	0	0
	Ph/C - Mtg. Set up with Heirs [Didn't Show] - Kerry/Kyle	0.17	0	0
	Received/Reviewed CMS Medicare Summary Notice	0.17	0	0
15 Oct. 2006	Ph/C - Set up Meeting with Reeves - Orland Bailey	0.17	0	0
	Received/Reviewed US Bank Statement	0.17	0	0
16 Oct. 2006	Ph/C - Kim - Reeves	0.17	0	0
17 Oct. 2006	Initial Meeting at 7pm at Reeves' Home - Retain Fee Agreed	2	0	8
18 Oct. 2006	Received/Reviewed US Bank Statement	0.17	0	0
	Go to US Bank for Printout	0.5	0	5.4
	Received/Reviewed Blue Cross Statement	0.17	0	0
	Went to Reeves' Office	1	0	10.2
21 Oct. 2006	Partial Inventory List Begun	1.5	0	0
	Expectations of P.R. Explained & Agreed Upon	1	0	0
22 Oct. 2006	Ph/C - [3 Tries with No Answer] - Tammy at Estate Home	0.17	0	0
	Ph/C - Return Home to get Lists, Keys from Tammy - Bonnie Bailey	0.17	0	0
	Arrive & Find Heirs/Others Removing Unknown Items	0.5	0	2
	VM - Removal of Items/Heirs Unresponsive - Bonnie to Kim	0.17	0	0
23 Oct. 2006	Ph/C - Uninvited Entry Kerry/Kyle & Verbal Threats - Reeves	0.17	0	0
	Ph/C - Property Being Removed Concerned Instructions - Reeves	0.17	0	0
	Ph/C - Upon Kerry/Kyle Leaving For Instructions	0.17	0	0
	Bonnie Takes Notes as Reeves Suggested	0.5	0	0
	VM - Get out of House, No Longer P.R. - Kyle to Kim	0.17	0	0
	Ph/C - Discuss Voicemail & Protect Assets - Reeves	1	0	0
24 Oct. 2006	Per Estate Lawyer Sign Drawn up Posted on Front Door & Red Car	0.75	0	0
	Remove Mess Left on Estate - Kim	1	0	0

	Set up Quatra Pro Program on Computer for Estate Documents	1.5	0	0
25 Oct. 2006	Received/Reviewed Blue Cross Statement	0.17	0	0
	Pick Up Waiver Letters/Interrogatories - Reeves' Office	1	0	10.2
	Request/Search for Kyle's/Tammy's Addresses	0.75	0	0
26 Oct. 2006	Drive to D.I.	0	0	6.2
27 Oct. 2006	Ph/C - Waiver/Interrogatory - Reeves	0.17	0	0
	Review Interrogatories	1.5	0	0
31 Oct. 2006	Received/Reviewed Blue Cross Statement	0.17	0	0
<b>End of October</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		41.74	4	51.6
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$834.80		\$20.64
	<b>Total Amount Due For October 2006:</b>			
	\$855.44			
<b>Date:</b>	<b>Description:</b>	<b>Hours of P.R. Work:</b>	<b>Work Days Lost:</b>	<b>Miles Traveled:</b>
1 Nov. 2006	Received/Reviewed Letter from James Archibald	0.42	0	0
	Received/Reviewed Norco Med Inc Statement	0.17	0	0
	Received/Reviewed Dept. of Veterans Affairs Statement	0.17	0	0
6 Nov. 2006	Received/Reviewed - US Bank Statement - Overdrawn	0.33	0	0
	Wrote Letter to Kerry with Photocopied Statement	0.25	0	2
	Put letter on Kerry's Truck Window - Text Kerry	0.33	0	6.8
7 Nov. 2006	Received Statement of City Floral Shop	0.17	0	0
	Went to Funeral Home	0.33	0	5.8
	Received/Reviewed US Bank Statement	0.17	0	0
8 Nov. 2006	Ph/C - Demanding Payment - Rachele	0.17	0	0
	Received/Reviewed Blue Cross Statement	0.17	0	0
10 Nov. 2006	Tammy/Kyle Interrogatory Responses Received/Reviewed	0.5	0	0
	Ph/C - Interrogatory Responses - Reeves	0.17	0	0
15 Nov. 2006	Reviewed Statement Package Dropped Off By Kerry	1	0	0
	Ph/C - Package - Reeves	0.17	0	0
16 Nov. 2006	Reviewed Reeves' Letter to Archibald - Reeves' Office	1	0	10.2
17 Nov. 2006	Find best Price for Furnace Cleaning	0.75	0	0
20 Nov. 2006	Supervision of Estate Furnace Cleaned - 1st Call Jewel	3	0	0
22 Nov. 2006	Received/Reviewed Blue Cross Statement	0.17	0	0
29 Nov. 2006	Received/Reviewed Blue Cross Statement	0.17	0	0
	Ph/C - Statement Inquiry - Blue Cross	0.17	0	0
30 Nov. 2006	Went to Bonneville Treasury	0.33	0	6
<b>End of November</b>	<b>Days Without Water for November:</b>	<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
	7	10.11	0	30.8
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$202.20		\$12.32
	<b>Total Amount Due For November 2006:</b>			
	\$214.52			
<b>Date:</b>	<b>Description:</b>	<b>Hours of P.R. Work:</b>	<b>Work Days Lost:</b>	<b>Miles Traveled:</b>
3 Dec. 2006	Received/Reviewed CMS Medicare Summary Notice	0.17	0	0
5 Dec. 2006	Ph/C - Kim Appointed as P.R By Court - Reeves	0.17	0	0
	Pick up Fax of Court Papers - Reeves' Office	1.5	0	10.2
7 Dec. 2006	Received/Reviewed Blue Cross Statement	0.17	0	0
8 Dec. 2006	Went to Wal-Mart	0.5	0	5.4
	Working at Well with Air Compressor - Water Off	0	0	0
14 Dec. 2006	Ph/C - Discuss Archibald Letter - Reeves	0.17	0	0
15 Dec. 2006	Received/Reviewed Letter/Bill from Irrigation District	0.17	0	0
19 Dec. 2006	Received/Reviewed Notice of Hearing	0.17	0	0
20 Dec. 2006	Write Statement/Response for Reeves	2	0	0
21 Dec. 2006	Take Statement to Reeves' Office	1	0	10.2
	Ph/C - Inventory Safety Deposit Boxes - Reeves	0.17	1	0
22 Dec. 2006	Handwritten Inventory of Coins in Safety Deposit Boxes	3.5	0	5.4
	Change Safety Deposit Boxes Titles & Info to Estate Of	0.5	0	0
	Pay Years Fees for Safety Deposit Boxes	0.17	0	0
25 Dec. 2006	Working at Well with Air Compressor - Water Off All Day	0	0	0
26 Dec. 2006	Mailed Irrigation District Taxes	0.58	0	0
28 Dec. 2006	Received/Reviewed Blue Cross Statement	0.17	0	0
29 Dec. 2006	Entered Inventory Thus far of Home & Cleaning on Computer	3.5	0	0
	Received/Reviewed State of Idaho Dept. of Water Res.	0.17	0	0
31 Dec. 2006	Working at Well with Air Compressor - Water Off All Day	0	0	0
<b>End of December</b>	<b>Days Without Water for December:</b>	<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
	11	14.78	1	31.2

		Amount Due:	Amount Due:	
		\$27.7	\$12.48	
<b>Total Amount Due For December 2006:</b>				
\$308.08				
<b>End of 2006</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		78.14	5	121.4
		<b>Amount Due:</b>	<b>Amount Due:</b>	
		\$1,562.80	\$48.56	
<b>Total Amount Due For 2006:</b>				
\$1,611.36				
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
1 Jan. 2007	Working at Well with Air Compressor - Water Off	0	0	0
	Ph/C - Water Well - Rod Fischer	0.17	0	0
2 Jan. 2007	Received/Reviewed Department of Water Irrigation Rights	0.75	0	0
3 Jan. 2007	Reviewed Interrogatories to Kyle - Reeves' Office	1	0	10.2
	Received/Reviewed Blue Cross Statement	0.17	0	0
4 Jan. 2007	Reviewed Interrogatories to Kerry - Reeves' Office	1	0	10.2
	Went to Wal-Mart	1	0	3.8
5 Jan. 2007	US Bank Statement & Other Documents - Reeves' Office	1.17	0	10.2
13 Jan. 2007	Received/Reviewed CMS Medicare Summary Notice	0.17	0	0
	Received/Reviewed CMS Medicare Summary Notice	0.17	0	0
15 Jan. 2007	Ph/C - Court/Statement - Reeves	1.33	0	0
	Received/Reviewed Dept. of Veterans Affairs Statement	0.17	0	0
16 Jan. 2007	Work on Itemized Statement for Reeves	2.67	0	0
17 Jan. 2007	Reviewed Petition for Supervised Admin	1	0	0
	Work on Statement Letter	1	0	0
18 Jan. 2007	Went to State Farm	1	0	10
	Received/Reviewed AXA Equitable Ins Co. Statement	0.17	0	0
22 Jan. 2007	Ph/C - House Insurance - Reeves	0.17	0	0
23 Jan. 2007	Received/Reviewed Archibald Letter	0.33	0	0
	Received/Reviewed Dept. of Veterans Affairs Statement	0.17	0	0
24 Jan. 2007	Ph/C - Stipulation of Telephone Hearing - Reeves	0.17	0	0
25 Jan. 2007	Computer Estate Entry Work	3	0	0
26 Jan. 2007	Ph/C- Bonnie - Reeves	0.17	0	0
	Ph/C- Kim - Reeves	0.17	0	0
	Computer Estate Entry Work	1.58	0	0
	Received/Reviewed CMS Medicare Summary Notice	0.17	0	0
27 Jan. 2007	Computer Estate Entry Work	3.17	0	0
28 Jan. 2007	Computer Estate Entry Work	1	0	0
29 Jan. 2007	Went to Wal-Mart	1	0	5.4
30 Jan. 2007	Pick up Letter - Notice of Compliance - Reeves' Office	1	0	10.2
<b>End of January</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		25.04	0	60
		<b>Amount Due:</b>	<b>Amount Due:</b>	
		\$500.80	\$24.00	
<b>Total Amount Due For January 2007:</b>				
\$524.80				
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
1 Feb. 2007	Ph/C - CMA Walkthrough - Jeremy Snell	0.17	0	0
	TM - Duties as Rep. - Kerry to Kim	0.17	0	0
	Discuss Message - Reeves' Office	1	0	10.2
2 Feb. 2007	Went to Reeves' Office	1	0	10.2
	Ph/C - Ross's Appraiser [Out of Town] - Ross's Coins	0.17	0	0
3 Feb. 2007	Ph/C - Appraisal - B&R Coins	0.17	0	0
	Went to B&R Coins Shop to Discuss Appraisal	1	0	8
	Remove Coins from Safety Deposit Boxes - US Bank	1	0	5.4
	Photos of Estate House Taken	1	0	0
	Computer Estate Entry Work	1	0	0
4 Feb. 2007	Unload & Set Up Tables - Display Coins	2	0	0
	Supervised B&R Coin Appraisal In Estate	4	0	0
	Coins Put Away & Cleaning the Tables	0.67	0	0
	Computer Estate Entry Work	1	0	0
5 Feb. 2007	Realtor Jeremy Snell did Inspection for CMA	0.5	0	0
	Ph/C - Reeves	0.17	0	0
6 Feb. 2007	Ph/C - Zoning, Roads - Tom Lenderink	1	0	0
7 Feb. 2007	VM - Squawk About Taking Coins - Kerry to Kim	0.17	0	0
	Ph/C - New VM from Kerry - Reeves	0.17	0	0

	Computer Estate Entry Work	4	0	0
5 April 2007	Reviewed Reeves' Letter For Kerry to Remove Cars	0.17	0	0
6 April 2007	Ph/C - Home Realty - Realtor Kerry Howell	0.17	0	0
	Purchase Hot water Tank at Lowes	1.25	0	7
	Ph/C - Hot Water Tank Installation - Various Plumbers	1	0	0
	Ph/C - Available Serviceman - Advanced Plumbing	0.17	0	0
	Supervsd. Serv. Call Advanced Plumbing - Estimate Too Expensive	0.33	0	0
	Ph/C - Hired for Installation - Darrels Plumbing	0.17	0	0
	Supervised Darrels Plumbing Installation	1	0	0
9 April 2007	Realtor Kerry Howell Does CMA	0.75	0	0
	Ph/C - CMA - Reeves	0.17	0	0
	VM - Kerry on Estate Property "Mr. Reeves Said" - Kerry to Kim	0.42	0	0
10 April 2007	Reviewed Letter to Mr. Boyle	0.17	0	0
	TM - "I Know Nothing About Any Agreement" - Kim to Kerry	0.17	0	0
	VM - "Reeves is Blowing Smoke" - Kerry to Kim	0.17	0	0
12 April 2007	Received/Reviewed CMS Medicare Summary Notice	0.17	0	0
13 April 2007	Realtor Kerry Howell Discussed/Delivered CMA	0.33	0	0
	Ph/C - Reeves	0.17	0	0
16 April 2007	Request at Door to Purchase Kerry's Nova - Gave Ph #	0.17	0	0
	Cleaning Up Garden/Yard - Kim	2	0	0
19 April 2007	Pick up Large Fax Packet from Mr. Boyle - Reeves' Office	1	0	10.2
	Computer Estate Entry Work	1	0	0
20 April 2007	Ph/C - Mr. Boyle's Packet - Reeves	0.17	0	0
	E-Mail - Remax Realtor - Chris Schmaltz	0.17	0	0
	E-Mail - Reply - Chris Schmaltz	0.17	0	0
	E-Mail - Request for CMA - Chris Schmaltz	0.17	0	0
23 April 2007	Supervised Walkthrough for CMA - Chris Schmaltz	0.75	0	0
25 April 2007	E-Mail - Report Still in Progress- Chris Schmaltz	0.17	0	0
26 April 2007	Print/Review - Email - CMA Report/Letter - Chris Schmaltz	0.42	0	0
	Took Copy of CMA/Letter to Reeves' Office	1	0	10.2
28 April 2007	Request at Door to Purchase Kerry Cars - Gave Ph #	0.17	0	0
	Cody Baileys Estm. for Downstairs Bathroom Renovation/Discuss	0.42	0	0
29 April 2007	Request at Door to Purchase Kerry Cars - Gave Ph #	0.17	0	0
30 April 2007	Reviewed Letter to Strike Affidavit of Council	0.17	0	0
	Reviewed Motion Protective Order Supporting Documents	0.17	0	0
<b>End of April</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		20.08	0	34.3
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$401.60		\$13.72
	<b>Total Amount Due For April 2007:</b>			
	\$415.32			
<b>Date:</b>	<b>Description:</b>	<b>Hours of P.R. Work:</b>	<b>Work Days Lost:</b>	<b>Miles Traveled:</b>
2 May 2007	Reviewed Reeves' Letter to Mr. Boyle	0.17	0	0
4 May 2007	Request at Door to Purchase Kerry Cars - Gave Ph #	0.17	0	0
7 May 2007	Reviewed Reeves' Letter to Mr. Boyle	0.17	0	0
9 May 2007	Request at Door to Purchase Kerry/Kyle Cars - Gave Ph #	0.17	0	0
	Computer Estate Entry Work	4	0	0
10 May 2007	Went to Reeves' Office	1	0	10.2
12 May 2007	Cleaning/Sorting	2	0	0
	Computer Estate Entry Work	3	0	0
14 May 2007	Went to Ace Hardware	0.33	0	6.6
	Took Apart and Fixed Leaky Drain	0.58	0	0
	Cleaning/Sorting	2	0	0
	Computer Estate Entry Work	3	0	0
	Reviewed Reeves' Letter to Mr. Boyle	0.17	0	0
16 May 2007	Took Inventory of Tools - Brown Truck	2	0	0
17 May 2007	VM - Rachele Bailey to Personal Representative	0.17	0	0
20 May 2007	Request at Door to Purchase Kerry Cars - Gave Ph #	0.17	0	0
	Computer Estate Entry Work	4.5	0	0
22 May 2007	Ph/C - Rachele's VM - Reeves	0.17	0	0
	Pick up Letter to Mr. Boyle - Reeves' Office	1	0	10.2
23 May 2007	Reviewed Draft Subpoena Material to Mr. Boyle	1	0	0
26 May 2007	Cutting Down Dead Branches & Burning	2.5	0	0
30 May 2007	Received/Reviewed Reeves' Letter to Mr. Boyle	0.33	0	0
31 May 2007	Computer Estate Entry Work	3	0	0
<b>End of May</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		31.6	0	27

		Amount Due:			Amount Due:
		\$642.80			\$10.80
<b>Total Amount Due For May 2007:</b>					
		\$642.80			
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:	
4 June 2007	Looked up Value of Red Car - Kelley Blue Book	0.17	0	0	
	Ph/C - Reeves	0.17	0	0	
	VM/TM - Kerry to Kim	0.17	0	0	
	Kerry Drives by - Throws Beer Can - Removing Can	0	0	0	
5 June 2007	Court- Day Off Work	2	1	6	
	Chatterton Bank Assessment/Appraisal Done Today	0.67	0	0	
	Allow Kerry to Go Through Coins - US Bank	2	0	5.4	
6 June 2007	Took Pictures Around Estate	0.42	0	0	
7 June 2007	Ph/C - Reeves & Secretary	0.17	0	0	
10 June 2007	Get Key Copy to Grand Prix from Dealership	1	0	6.5	
11 June 2007	Received/Reviewed Letter from Reeves'	0.33	0	0	
12 June 2007	Pick up Chatterton Appraisal	0.33	0	10.6	
	Conference at Reeves' Office	0.5	0	0.4	
13 June 2007	Recorded Mileage on '99 Pontiac Grand Prix - 9,435.4	0.17	0	0	
	Ph/C - Reeves	0.17	0	0	
14 June 2007	Computer Estate Entry Work	4	0	0	
	Request at Door to Purchase Kerry's Nova - Gave Ph #	0.17	0	0	
15 June 2007	Received/Reviewed CMS Medicare Summary Notice	0.17	0	0	
16 June 2007	Took Various Estate Pictures	0.42	0	0	
	Find Value of Tools - Home Depot/Online	2	0	7	
17 June 2007	Went to Reeves' Office	1	0	10.2	
18 June 2007	Ph/C - Kim - Reeves	0.17	0	0	
	Ph/C - Bonnie - Reeves	0.17	0	0	
	Court - Sanctions - Kerry Doesn't Show	2	1	6	
	Discuss with Reeves Letter from Mr. Boyle	0.17	0	0	
19 June 2007	Pick up Copy Letter & Reply - Reeves' Office	1.5	0	10.2	
21 June 2007	Mailed Copies of Letters	0.17	0	0	
22 June 2007	Received/Reviewed Court Papers & Tammy's Interrogation	1	0	0	
	TM - Kerry to Kim	0.17	0	0	
	Computer Estate Entry Work	6	0	0	
25 June 2007	Ph/C - Siblings Demand Own Appraisal - Reeves	0.17	0	0	
	Ph/C - Siblings Appraisal Arrangements/Terms- Reeves -	0.17	0	0	
	Ph/C - Kerry/Tammy on Estate - Bonnie to Kim	0.17	0	0	
	Ph/C - Kerry/Tammy on Estate - Reeves	0.17	0	0	
	Curtis Boam Appraisal Supervised by Bonnie	0.75	0	0	
26 June 2007	Ph/C - Reeves	0.17	0	0	
	Received/Reviewed Tax Assessment Notice	0.17	0	0	
27 June 2007	Review Reeves' Letters to Mr. Boyle	0.5	0	0	
	FW Officer Kelsey report t/Kerry disposing Kims property	0.17	0	0	
	Review Papers - Court & Cars	0.17	0	0	
30 June 2007	Clean Up Outside Property - Kim	1	0	0	
	Computer Estate Entry Work	3	0	0	
<b>End of June</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>	
		33.99	2	62.3	
		<b>Amount Due:</b>		<b>Amount Due:</b>	
		\$679.80		\$24.92	
<b>Total Amount Due For June 2007:</b>					
		\$704.72			
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:	
7 July 2007	Took Inventory of Bedroom Items	6	0	0	
8 July 2007	Write Letter to Tammy/ Estate Happenings	0.83	0	0	
10 July 2007	Drop off Stuff at D.I.	0.75	0	6.2	
11 July 2007	Ph/C - Bonnie - Reeves' Secretary	0.17	0	0	
	Went to Reeves' Office	0.83	0	10.2	
	Computer Estate Entry Work	6	0	0	
13 July 2007	Ph/C - Bonnie - Reeves' Secretary	0.17	0	0	
15 July 2007	Computer Estate Entry Work	4	0	0	
	Ph/C - Kerry on Property - Mr. Kelsey Fish & Wildlife	0.17	0	0	
	Ph/C - Confirm Mr. Kelsey to Drop off Statement - Reeves	0.17	0	0	
16 July 2007	Ph/C - Received Me. Kelsey Statement - Reeves' Secretary	0.17	0	0	
17 July 2007	Ph/C - Council - Reeves	0.17	0	0	
18 July 2007	Pick up Motion for Sanctions Letter - Reeves' Office	1	0	10.2	

20 July 2007	Ph/C - Review Contents of Letter - Reeves	0.17	0	0
21 July 2007	Took Inventory of Bedroom Items		0	0
24 July 2007	Take Things to D.I.		0	6.2
28 July 2007	Took Inventory of Bedroom Items	4	0	0
	Clean up Garbage and take to Dump	1.5	0	9.6
	Computer Estate Entry Work	3.5	0	0
30 July 2007	Take Things to D.I.	0.75	0	6.2
<b>End of July</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		35.35	0	48.6
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$707.00		\$19.44
	<b>Total Amount Due For July 2007:</b>			
	\$726.44			
<b>Date:</b>	<b>Description:</b>	<b>Hours of P.R. Work:</b>	<b>Work Days Lost:</b>	<b>Miles Traveled:</b>
1 Aug. 2007	Ph/C - Kim - Reeves	0.17	0	0
	Ph/C - Bonnie - Reeves' Secretary	0.17	0	0
3 Aug. 2007	Sort Kitchen Drawers - Box up Items	3	0	0
6 Aug. 2007	Sort Bathroom Closets - Box up Items	2	0	0
8 Aug. 2007	Received/Reviewed Letter from Tammy to Kim	0.42	0	0
9 Aug. 2007	Drop Letter at Reeves' Office	0.83	0	10.2
	Ph/C - Appointment at Boyle's Office - Boyle's Secretary	0.17	0	0
11 Aug. 2007	Take Freezer Garbage to Dump	1.5	0	10.2
13 Aug. 2007	Ph/C - Appoint. Cancelled/Rescheduled - Boyle's Secretary	0.17	0	0
	Ph/C - Appoint. Rescheduling - Boyle's Secretary	0.17	0	0
15 Aug. 2007	Ph/C - Bonnie - Reeves' Secretary	0.17	0	0
	Ph/C - Reeves	0.17	0	0
16 Aug. 2007	Ph/C - Reeves	0.17	0	0
	Picked up Letter - Reeves' Office	0.83	0	10.2
	Ph/C - Appoint. Rescheduling - Boyle's Secretary	0.17	0	0
20 Aug. 2007	Computer Estate Entry Work	8	0	0
22 Aug. 2007	TM - The Appointment - Kerry to Kim	0.17	0	0
	TM - Unable to Make Appointment - Kim to Kerry	0.17	0	0
24 Aug. 2007	Ph/C - Appointment at Reeves' - Reeves' Secretary	0.17	0	0
28 Aug. 2007	Appointment at Reeves' Office	1.67	0	10.2
	Computer Estate Entry Work	3	0	0
<b>End of August</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		23.29	0	40.8
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$465.80		\$16.32
	<b>Total Amount Due For August 2007:</b>			
	\$482.12			
<b>Date:</b>	<b>Description:</b>	<b>Hours of P.R. Work:</b>	<b>Work Days Lost:</b>	<b>Miles Traveled:</b>
1 Sept. 2007	Cleaning Kitchen File Drawers - Papers Sorted	3	0	0
10 Sept. 2007	Ph/C - Review Papers - Reeves	0.17	0	0
11 Sept. 2007	Picked up Documents to Review - Reeves' Office	1	0	10.2
12 Sept. 2007	Received/Reviewed Letters in Mail	0.5	0	0
	Compared Inventory List to Tammy's Affidavit List	0.83	0	0
	Prepare Responses	4	0	0
	Ph/C - Reeves' Secretary	0.17	0	0
20 Sept. 2007	Clean/Sort/Inventory Dad's Room - Bonnie	3	0	2
	Clean/Sort/Inventory Dad's Room - Landon	2	0	1
	Clean/Sort/Inventory Dad's Room - Brittany	2	0	1
21 Sept. 2007	Sort/Inventory Dad's Room - Bonnie	6.5	0	0
	Sort/Inventory Dad's Room - Landon	3	0	0
	Sort/Inventory Dad's Room - Brittany	3	0	0
24 Sept. 2007	Ph/C - Reeves	0.17	0	0
27 Sept. 2007	Take Responses to Reeves' Office	1	0	10.2
	Took Day off - Evaluating Files & Inventory Work/Value Items - Kim	8	1	0
	Uploading Estate Pictures & Inventory Work- Bonnie	8	0	0
	Computer Estate Entry Work - Landon	4	0	0
	Cleaning & Inventory Work - Brittany	2.5	0	0
28 Sept. 2007	Computer Estate Entry Work - Landon	3	0	0
	Cleaning & Inventory Work - Brittany	2.5	0	0
<b>End of September</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		58.34	1	24.4
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$1,166.80		\$9.76



**Total Amount Due For September 2007:**

76.56

<b>Date:</b>	<b>Description:</b>	<b>Hours of P.R. Work:</b>	<b>Work Days Lost:</b>	<b>Miles Traveled:</b>
2 Oct. 2007	Ph/C - Kim - Reeves	0.17	0	0
	Received/Reviewed Letters in Mail	0.17	0	0
9 Oct. 2007	Computer Estate Entry Work - Kim	7	0	0
	Computer Estate Entry Work - Bonnie	7	0	0
13 Oct. 2007	Received/Reviewed Mail from Reeves	0.17	0	0
	Ph/C - Reeves	0.17	0	0
	First Trip to D.I.	0.5	0	6.2
	Second Trip to D.I.	0.5	0	6.2
	Went to Reeves' Office	1	0	10.2
15 Oct. 2007	Taking Apart Dad's Bed/Organizing Room - Bonnie	7	0	0
	Taking Apart Dad's Bed/Organizing Room - Landon	6	0	0
	Taking Apart Dad's Bed/Organizing Room - Brittany	6	0	0
16 Oct. 2007	Unloading Papers from Drawers to Boxes - Bonnie	5	0	0
	Unloading Papers from Drawers to Boxes - Brittany	3.5	0	0
	Computer Estate Entry Work	5	0	0
20 Oct. 2007	Computer Estate Entry Work - Kim	7	0	0
	Computer Estate Entry Work - Bonnie	6	0	0
	Computer Estate Entry Work - Landon	4.5	0	0
	Computer Estate Entry Work - Brittany	3.5	0	0
21 Oct. 2007	Computer Estate Entry Work	5	0	0
24 Oct. 2007	Computer Estate Entry Work	4	0	0
	Inventory of Dad's Room - Bonnie	5	0	0
	Inventory of Dad's Room - Landon	2	0	0
	Inventory of Dad's Room - Brittany	2	0	0
27 Oct. 2007	Computer Estate Entry Work - Kim	6	0	0
	Computer Estate Entry Work - Landon	4	0	0
	Inventory Work - Bonnie	2	0	0
	Inventory of Living Room Bookshelf - Brittany	4.5	0	0
	Inventory Work/Cleaning - Brittany	2.5	0	0
29 Oct. 2007	Ph/C - Kyle's Affidavit - Reeves' Secretary	0.17	0	0
	Picked up Kyle's Affidavit to Review - Reeves' Office	1	0	10.2
	Organize Dad's Room - Kim	2	0	0
	Organize Dad's Room - Bonnie	3	0	0
	Organize Dad's Room - Landon	2	0	0
	Organize Dad's Room - Brittany	2	0	0
31 Oct. 2007	Prepare Response to Kyle's Affidavit	1.83	0	0
	Take Responses to Reeves' Office	1	0	10.2
<b>End of October</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		120.18	0	43
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$2,403.60		\$17.20
	<b>Total Amount Due For October 2007:</b>			
	\$2,420.80			

<b>Date:</b>	<b>Description:</b>	<b>Hours of P.R. Work:</b>	<b>Work Days Lost:</b>	<b>Miles Traveled:</b>
2 Nov. 2007	Received/Reviewed Official Draft Response to Affidavit	0.17	0	0
3 Nov. 2007	Computer Estate Entry Work	4	0	0
	Search for Values of Inventory Items - Bonnie	4	0	0
7 Nov. 2007	Computer Estate Entry Work	2	0	0
	Went to Wal-Mart	0.75	0	5.4
	Received/Reviewed P.R.'s Motion to Strike/Boyle's Objections	0.5	0	0
10 Nov. 2007	Computer Estate Entry Work - Kim	3	0	0
	Computer Estate Entry Work - Landon	2	0	0
	Search for Values of Inventory Items - Bonnie	4	0	0
	Inventory Work - Brittany	3	0	0
14 Nov. 2007	VM - Kerry to Kim	0.17	0	0
	Ph/C -VM - Reeves'	0.17	0	10.2
19 Nov. 2007	Went to Inform of upcoming Absence - Reeves' Office	1	0	10.2
20 Nov. 2007	Computer Estate Entry Work - Kim	3	0	0
	Organize/Inventory work Dad's Room/Kitchen - Bonnie	3.5	0	0
	Search for Values of Inventory Items - Bonnie	2	0	0
<b>End of November</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		33.26	0	25.8
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$665.20		\$10.32

<b>Total Amount Due For November 2007:</b>				
		75.52		
<b>Date:</b>	<b>Description:</b>	<b>Hours of Work:</b>	<b>Work Days Lost:</b>	<b>Miles Traveled:</b>
3 Dec. 2007	VM - Reeves to Kim - No Reception	0	0	0
4 Dec. 2007	VM - Reeves to Kim - No Reception	0	0	0
5 Dec. 2007	Review VM from Reeves	0.17	0	0
6 Dec. 2007	Sort / Inventory Dad's Christmas Ornaments & Lights - Bonnie	2	0	0
	Ph/C - Kim - Reeves	0.17	0	0
7 Dec. 2007	Received/Reviewed Reeves/Boyle Letters in Mail	0.75	0	0
	Decorations/Lights taken to D.I.	0.5	0	6.2
13 Dec. 2007	Went to Sign Papers - Reeves' Office	1.5	0	10.2
15 Dec. 2007	Computer Estate Entry Work	5	0	0
18 Dec. 2007	Computer Estate Entry Work	5	0	0
21 Dec. 2007	Received/Reviewed Mail from Reeves	0.25	0	0
28 Dec. 2007	Computer Estate Entry Work - Kim	2	0	0
	Computer Estate Entry Work - Landon	2.5	0	0
<b>End of December</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		19.84	0	16.4
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$396.80		\$6.56
	<b>Total Amount Due For December 2007:</b>			
	\$403.36			
<b>End of 2007</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		460.3	3	497.8
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$9,206.00		\$199.12
	<b>Total Amount Due For 2007:</b>			
	\$9,405.12			
<b>Date:</b>	<b>Description:</b>	<b>Hours of P.R. Work:</b>	<b>Work Days Lost:</b>	<b>Miles Traveled:</b>
1 Jan. 2008	Search for Values of Inventory Items - Bonnie	2	0	0
2 Jan. 2008	Search for Values of Inventory Items - Bonnie	2	0	0
	Ph/C - Reeves	0.17	0	0
4 Jan. 2008	Search for Values of Inventory Items - Bonnie	2	0	0
5 Jan. 2008	Computer Estate Entry Work	2	0	0
8 Jan. 2008	Drop off 3 Bags at D.I.	0.75	0	6.2
10 Jan. 2008	Search for Values of Inventory Items - Bonnie	1	0	0
11 Jan. 2008	Search for Values of Inventory Items - Bonnie	1	0	0
12 Jan. 2008	Search for Values of Inventory Items - Bonnie	2.5	0	0
15 Jan. 2008	Search for Values of Inventory Items - Bonnie	1.25	0	0
17 Jan. 2008	Went to State Farm/ Renewed Home Insurance Estate	1	0	5
	Requested Letter from Greg Dornfeld State Farm	0.5	0	0
	Took State Farm Letter to Reeves' Office	0.25	0	7.1
19 Jan. 2008	Search for Values of Inventory Items - Bonnie	3	0	0
20 Jan. 2008	Computer Estate Entry Work	3	0	0
23 Jan. 2008	Search for Values of Inventory Items - Bonnie	4	0	0
24 Jan. 2008	Computer Estate Entry Work	3	0	0
26 Jan. 2008	Search for Values of Inventory Items - Bonnie	1	0	0
27 Jan. 2008	Computer Estate Entry Work	3	0	0
30 Jan. 2008	Received/Reviewed Blue Cross Statement	0.17	0	0
<b>End of January</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		33.59	0	18.3
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$671.80		\$7.32
	<b>Total Amount Due For January 2008:</b>			
	\$679.12			
<b>Date:</b>	<b>Description:</b>	<b>Hours of P.R. Work:</b>	<b>Work Days Lost:</b>	<b>Miles Traveled:</b>
3 Feb. 2008	Took Day off for Inventory Work	5.25	1	0
5 Feb. 2008	Ph/C - Remind of Court Date - Reeves' Secretary	0.17	0	0
	Took Day off for Court	1.75	1	6
	Received/Reviewed Order By Judge Riddoch	0.38	0	0
	Received/Reviewed Motion for Temp. Orders	0.38	0	0
	Received/Reviewed Amended Petition	0.38	0	0
	Received/Reviewed Notice of Hearing	0.38	0	0
	Computer Estate Entry Work	2.5	0	0
6 Feb. 2008	Computer Estate Entry Work	1	0	0
7 Feb. 2008	Ph/C - Mediating on the 9 Feb. - Phil Jordan	0.17	0	0
	Ph/C - Mediating on the 9 Feb. - Brent Preece	0.17	0	0

	Computer Estate Entry Work	6.75	0	0
	W - Wal-Mart	0.75	0	5.4
8 Feb. 2008	Create Room Inventory Door Signs for Heirs	0.75	0	0
	Ph/C - 9 Feb. Council - Reeves	0.17	0	0
	Ph/C - Pick up Papers - Reeves' Secretary	0.17	0	0
	Pick up Papers at Reeves' Office	1	0	10.2
	Review Papers	0.33	0	0
9 Feb. 2008	Took Day off for Day of Inspection - Video Recorded	3.58	1	0
	Computer Estate Entry Work	2	0	0
11 Feb. 2008	Received/Reviewed Motion Temp. Orders Response Etc.	0.25	0	0
12 Feb. 2008	Search for Values of Inventory Items - Bonnie	2.25	0	0
13 Feb. 2008	Search for Values of Inventory Items - Bonnie	2	0	0
14 Feb. 2008	Search for Values of Inventory Items - Bonnie	2	0	0
	Ph/C - Reeves' Secretary	0.17	0	0
	Ph/C - Reeves' Secretary	0.17	0	0
	VM - Bonnie to Dwight Baker	0.17	0	0
15 Feb. 2008	Search for Values of Inventory Items - Bonnie	2	0	0
	Search for Values of Inventory Items - Kim	2	0	0
	Computer Estate Entry Work	2	0	0
	Compose/Attach Files/Send Email to Tammy/Kyle/Kerry	0.67	0	0
16 Feb. 2008	Computer Estate Entry Work	2.5	0	0
18 Feb. 2008	Uploading Picture Inventory to Computer	0.25	0	0
	Transfer 9 Feb. Inventory Video to VHS	2.33	0	0
	Inventory Work - Bonnie	5.42	0	0
	Computer Estate Entry Work	2.5	0	0
19 Feb. 2008	Ph/C - Life Care	0.17	0	0
	Ph/C - Creekside	0.17	0	0
	Ph/C - EIRMC	0.17	0	0
	Computer Estate Entry Work	3	0	0
20 Feb. 2008	Went to Creekside, Life Care, & EIRMC	1.25	0	11
	Review Documents & Papers Prep for Mediation	2	0	0
	Computer Estate Entry Work	2.75	0	0
	Reviewed Letter from Tammy Sipe to P. R.	0.17	0	0
21 Feb. 2008	Ph/C - Reeves	0.17	0	0
	Computer Estate Entry Work	1.5	0	0
22 Feb. 2008	Ph/C - Reeves	0.17	0	0
23 Feb. 2008	Computer Estate Entry Work	3	0	0
24 Feb. 2008	Ph/C - Reeves	0.17	0	0
	Computer Estate Entry Work	1.83	0	0
25 Feb. 2008	Personal Statements Drafted	4	0	0
	Take Personal Statements to Reeves' Office	1	0	10.2
26 Feb. 2008	Review Documents & Papers	0.25	0	0
	Received/Reviewed Witness Letter - Darla Barlow	0.17	0	0
27 Feb. 2008	Uploading Picture Inventory to Computer	0.25	0	0
	Computer Estate Entry Work	1.25	0	0
28 Feb. 2008	Ph/C - Reeves	0.17	0	0
	Review Documents & Papers	0.33	0	0
29 Feb. 2008	Ph/C - Reeves	0.17	0	0
	Received/Reviewed Witness Letter - Megan K. Bailey	0.17	0	0
	Johnson Landscaping Tree Removal Quote Review	0.33	0	0
	Ph/C - Court Appearance - Witnesses	0.5	0	0
	Ph/C - Mediation - Dwight Baker's Secretary	0.17	0	0
<b>End of February</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		79.57	3	42.8
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$1,591.40		\$17.12
	<b>Total Amount Due For February 2008:</b>			
	\$1,608.52			

Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
1 March 2008	Review Documents from Jude Riddoch/Dwight Baker/Reeves	1	0	0
	Compose Estate Paper on Computer	2.5	0	0
2 March 2008	Computer Estate Entry Work	2	0	0
3 March 2008	Time Off Work - Prepare for Mediation	10	1	0
	Review/Organize & Prepare for Mediation - Bonnie	11.5	0	0
	Went to Reeves' Office	1	0	10.2
	Internet Search - Ips Beetle	0.17	0	0
	Ph/C - Documents - Reeves' Secretary	0.17	0	0

	Picked up Documents to Review - Reeves' Office	1	0	10.2
	Completed Estate Entry Work		0	0
4 March 2008	Time Off Work - Mediation Meeting		1	51.2
5 March 2008	Email to Petitioners from P. R. - Estate Property	0.25	0	0
6 March 2008	Picked up Documents to Review - Reeves' Office	1	0	10.2
	Reply Email from Kerry Bailey Reviewed	0.17	0	0
8 March 2008	Reviewed Email by Kerry Bailey - Rental Appraiser	0.17	0	0
	Reviewed Email by Kyle Bailey - Receipts	0.17	0	0
	Reviewed Email by Kerry Bailey - As an Heir	0.17	0	0
10 March 2008	Reply to Kerry Bailey	0.5	0	0
11 March 2008	Reviewed Email by Kyle Bailey - Re: Sorry	0.17	0	0
	Reeves Meeting at Office	1	0	10.2
12 March 2008	Review Letter Response to Baker from Reeves	0.17	0	0
	Mike Barid Rental Inspection & Report	0.5	0	0
	Petitioners Rental Inspection	0.17	0	0
13 March 2008	Delbert Lloyd initial Inspection	0.5	0	0
14 March 2008	Received/Reviewed Witness Letter - Rentmaster Prop. Management	0.17	0	0
	Reviewed Email by Tammy Sipe - Sorry for the Sorry	0.17	0	0
	Met with Brent & Phil to Discuss Security	1	0	0
16 March 2008	Received/Reviewed Witness Letter - Delbert Lloyd	0.17	0	0
17 March 2008	Went to Lowes to Buy Flood Lights	0.75	0	7
18 March 2008	Set Up Flood Lights	1.5	0	0
20 March 2008	Went to Wal-Mart for Security Supplies	1	0	5.4
	Set Up "No Trespassing" Signs & Sprayed Posts	2	0	0
	Set Up Security Surveillance Equipment	2	0	0
21 March 2008	Report to Sheriff - Upcoming Absence/No Trespassing	0.17	0	0
	Kerry/Kyle/Rachel Bailey Trespass	0.17	0	0
24 March 2008	Mailed in State Farm Payment	0.17	0	0
26 March 2008	Reviewed Riddoch Order Curtis Boam Appointed Estate Appraiser	0.17	0	0
<b>End of March</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		57.97	2	104.4
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$1,159.40		\$41.76
	<b>Total Amount Due For March 2008:</b>			
	\$1,201.16			
<b>Date:</b>	<b>Description:</b>	<b>Hours of P.R. Work:</b>	<b>Work Days Lost:</b>	<b>Miles Traveled:</b>
1 April 2008	Appraisal Done by Curtis Boam	0.17	0	0
	Received/Reviewed Baker & Horris Mediation Fee Bill	0.17	0	0
2 April 2008	Delbert Lloyd Final Analysis	0.5	0	0
9 April 2008	Received/Reviewed Appraisal Report	0.17	0	0
10 April 2008	Pick up Letter Pre-trial Memorandum from Reeves & Review	1.17	0	10.2
	Review Riddoch's Minute Entry Order Pre-trial Conference	0.17	0	0
	Review Notice of Compliance	0.17	0	0
	Review Boyle's Memorandum of Facts & Law	0.17	0	0
12 April 2008	Picked up Receipt from State Farm	1	0	10
14 April 2008	Reviewed Email by Kyle Bailey - Remind you	0.17	0	0
	Ph/C - Fire set in Back Yard - Sheriff	0.17	0	0
17 April 2008	Review Notice of Non-Compliance	0.17	0	0
	Ph/C - Reeves	0.17	0	0
	Review Notice of Objection	0.17	0	0
20 April 2008	Ph/C - Johnson's Landscaping's Acord Insurance Co.	0.17	0	0
21 April 2008	Hired Johnson Landscaping	0.33	0	0
22 April 2008	Prep for Court at Reeves' Office	1	0	10.2
23 April 2008	Dropped off Witness info at Reeves' Office	1	0	10.2
24 April 2008	Ph/C - Court Appearance - Witnesses	0.5	0	0
25 April 2008	Clipping Post Register Front Page News Article for Court	0.17	0	0
26 April 2008	Ph/C - Court Appearance - Witnesses	0.5	0	0
27 April 2008	Ph/C - Court Appearance - Witnesses	0.5	0	0
28 April 2008	Ph/C - Court Appearance - Witnesses	0.17	0	0
	Court Estate Trial	2.5	1	0
29 April 2008	Distributing Estate Property	4.5	0	0
30 April 2008	Distributing Estate Property	11	1	0
<b>End of April</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		26.88	2	40.6
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$537.60		\$16.24
	<b>Total Amount Due For April 2008:</b>			

\$553.84

Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
1 May 2008	Distributing Estate Property	1	1	0
2 May 2008	Distributing Estate Property	11	1	0
3 May 2008	Distributing Estate Property	2	0	0
13 May 2008	Reviewed Affidavit - Rent Letters	0.17	0	0
30 May 2008	Kerry Came to Rummage through Garage	2	0	0
31 May 2008	Kerry Picked up Vehicle Parts and Tires	1	0	0
<b>End of May</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		30.42	2	0
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$608.40		\$0.00
	<b>Total Amount Due For May 2008:</b>			
	\$608.40			

Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
1 June 2008	Prep for Estate Sale	8	0	0
2 June 2008	Prep for Estate Sale	8	0	0
	Went to Cal Ranch for parts.	0.75	0	6.8
3 June 2008	Prep for Estate Sale	8	0	0
4 June 2008	Prep for Estate Sale	8	0	0
5 June 2008	Prep for Estate Sale	8	0	0
6 June 2008	Estate Sale	8	0	0
	Reviewed Acknowledge of Cancellation Request from State Farm	0.17	0	0
	Lowes Purchase for Estate	1	0	7
7 June 2008	Estate Sale	8	1	0
	Clean up & Packing up for Next Estate Sale	2	0	0
10 June 2008	Payment to Baker Mediation Fee - Given to Reeves	1	0	10.2
	Computer Estate Entry Work	10.67	0	0
25 June 2008	Pick up Reeves' Letter to Riddoch	1.17	0	10.2
	Review Intrem Order	0.17	0	0
30 June 2008	Received/Reviewed Whyte for Boyle minute Entry	0.17	0	0
<b>End of June</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		73.1	1	34.2
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$1,462.00		\$13.68
	<b>Total Amount Due For June 2008:</b>			
	\$1,475.68			

Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
2 July 2008	Pick up Riddoch Order From Reeves Office	1	0	10.2
	Received Refund from Esate Ins. Cancellation from State Farm	0.17	0	0
	Review & Respond to Orders	0.5	0	0
	Ph/C - Set Appeal Appointment - Reeves	0.17	0	0
9 July 2008	Set Up for Estate Sale	6	0	0
10 July 2008	Estate Sale	7	0	0
11 July 2008	Estate Sale	8	0	0
12 July 2008	Estate Sale	7	0	0
	Remainder of Unsold Items Donated to D.I. Load 1	1.5	0	6.2
	Remainder of Unsold Items Donated to D.I. Load 2	1.5	0	6.2
16 July 2008	Picked up Alliance Title & Deed of Trust Checks from Reeves	1	0	10.2
	Copy Settlement Statement & Letter of Financing Closed to Whyte	0.33	0	0
	Attempted to Open Estate Account	0.33	0	0.5
17 July 2008	Received/Reviewed Letter Requirement Probate Account	0.17	0	0
	Reviewed Letter Notice of Appeal Fee Category	0.17	0	0
	Ph/C - Reeves	0.17	0	0
	Attempted to Open Estate Account	1	0	5.4
18 July 2008	Attempted to Open Estate Account	1	0	10.5
19 July 2008	Remainder of Unsold Items Donated to D.I. Load 3	1	0	6.2
21 July 2008	Went to Reeves' Office to Pay Fee	1	0	10.2
23 July 2008	Received/Reviewed Letter Notice of assigned Judge and Case #	0.17	0	0
	IRS Form 1041 EIN Assigned 26-6478156	0.33	0	0
24 July 2008	Open Estate Account	1.5	0	10.5
	Deposit Title Checks	0.17	0	0
31 July 2008	Picked up Est. of Transcript Cost from Reeves' Office	1	0	10.2
<b>End of July</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		42.18	0	86.3
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$843.60		\$34.52
	<b>Total Amount Due For July 2008:</b>			
	\$878.12			

565

Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
1 Aug. 2008	Review e: Transcript on Appeal		0	0
4 Aug. 2008	Write check R. for Partial Reimbursement		0	0
6 Aug. 2008	Reviewed/Respond Letters Reeves to Whyte, Whyte to Reeves	0.33	0	0
12 Aug. 2008	Paid Reeves for Probate Account from Estate Account	1.17	0	10.3
	Paid T & T Reporting from Estate Account	0.17	0	0
14 Aug. 2008	Reviewed Petition for Distribution Whyte	0.17	0	0
	Reviewed Reeves Response to Petition for Distribution	0.17	0	0
	Ph/C - Reeves	0.17	0	0
19 Aug. 2008	Computer Estate Entry Work	7	0	0
20 Aug. 2008	Computer Estate Entry Work	12	0	0
21 Aug. 2008	Computer Estate Entry Work	3	0	0
<b>End of August</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		24.52	0	10.3
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$490.40		\$4.12
	<b>Total Amount Due For August 2008:</b>			
	\$494.52			
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
12 Sept. 2008	Reviewed Court Reporter Motion for Ext. of Time to Lodge Transcript	0.33	0	0
18 Sept. 2008	Reviewed Notice of Hearing on Oct. 9th	0.17	0	0
20 Sept. 2008	Reviewed Notice of Hearing/Motion to Strike	0.17	0	0
<b>End of September</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		0.67	0	0
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$13.40		\$0.00
	<b>Total Amount Due For September 2008:</b>			
	\$13.40			
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
9 Oct. 2008	Court Date w/ Judge Tingey	0.57	1	6
10 Oct. 2008	Reviewed Transcripts	6	0	0
21 Oct. 2008	Reviewed Minute Entry	0.33	0	0
22 Oct. 2008	Reviewed Letter from Reeves to Mr. Whyte	0.17	0	0
29 Oct. 2008	Reviewed Another Letter from Reeves to Mr. Whyte	0.17	0	0
<b>End of October</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		7.24	1	6
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$144.80		\$2.40
	<b>Total Amount Due For October 2008:</b>			
	\$147.20			
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
12 Dec. 2008	Go to US Bank to Pay for Safety Boxes	0.5	0	5.4
18 Dec. 2008	Picked up Respondents Brief at Reeves' Office	1	0	10.2
<b>End of December</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		1.5	0	15.6
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$30.00		\$6.24
	<b>Total Amount Due For December 2008:</b>			
	\$36.24			
<b>End of 2008</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		377.64	11	358.5
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$7,552.80		\$143.40
	<b>Total Amount Due For 2008:</b>			
	\$7,696.20			
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
22 Jan. 2009	Reviewed Decision on Appeal	0.33	0	0
<b>End of January</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		0.33	0	0
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$6.60		\$0.00
	<b>Total Amount Due For January 2009:</b>			
	\$6.60			
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
10 Feb. 2009	Reviewed Supplemental Decision on Appeal	0.33	0	0
18 Feb. 2009	Picked up Documents to Review - Reeves' Office	1.17	0	10.2
24 Feb. 2009	Reviewed Order Denying motion to Disqualify and others	0.17	0	0
<b>End of February</b>		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		1.67	0	10.2

		Amount Due:	Amount Due:	
		\$33	\$4.08	
<b>Total Amount Due For February 2009:</b>				
\$37.48				
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
22 March 2009	Reviewed Order Amending Prior Order	0.17	0	0
27 March 2009	Ph/C - Expenses and Bills Update - Reeves	0.17	0	0
End of March		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		0.34	0	0
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$6.80		\$0.00
<b>Total Amount Due For March 2009:</b>				
\$6.80				
Date:	Description:	Hours of P.R. Work:	Work Days Lost:	Miles Traveled:
9 April 2009	Ph/C - Expenses and Bills Update - Reeves	0.17	0	0
	Computer Estate Entry Work Finalization of Expenses and Bills	3	0	0
10 April 2009	Take Documents to Reeves' Office	1	0	10.2
April So Far		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		4.17	0	10.2
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$83.40		\$4.08
<b>Total Amount Due For April 2009 So Far:</b>				
\$87.48				
2009 So Far		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		6.51	0	20.4
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$130.20		\$8.16
<b>Total Amount Due For 2009 So Far:</b>				
\$138.36				
Total So Far		<b>Total Hours:</b>	<b>Total Days:</b>	<b>Total Miles:</b>
		922.59	19	998.1
		<b>Amount Due:</b>		<b>Amount Due:</b>
		\$18,451.80		\$399.24
<b>Total Amount Due So Far:</b>				
\$18,851.04				

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MARCH 17, 2008



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-SALE-

SALES #: S1906RB1 13 03-17-08

283025 120W PAR 38 FLOOD 2PK	23.96
2 @ 11.98	
139800 180 MA 2PAR BRZ W/LFSS SE	46.98
203213 8 1/2" CLAMP LIGHT	6.95
<b>SUBTOTAL:</b>	<b>77.89</b>
<b>TAX:</b>	<b>4.68</b>
<b>INVOICE 10888 TOTAL:</b>	<b>82.57</b>

BALANCE DUE: 82.57

MERCH/GIFT CARDS : 14.82  
DEBIT: 67.75

MERCH/GIFT CARD 8781 AUTHCODE 000000

BEGIN BAL	TRANSACTION AMT	ENDING BAL
14.82	14.82	0.00

DEBIT:XXXXXXXXX 0453 AUTHCODE  
PURCHASE CASH BACK TOTAL DEBIT  
67.75 0.00 67.75

1906 TERMINAL: 10 03/17/08 20:49:43

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SEC CAM SYST 071506758205		49.94 X
SEC CAM SYST 071506758205		139.98 X
KDK 2GB SD 065059000005		19.97 X
<b>SUBTOTAL</b>		<b>209.89</b>

\*\* VOIDED ENTRY \*\*  
SEC CAM SYST 071506758205 49.94 X  
SEC CAM SYST 071506758205 49.94 X  
**SUBTOTAL** 209.89  
TAX 1 6.00 X 12.93  
**TOTAL** 216.08  
DEBIT AMOUNT 216.08  
CHANGE DUE 0.00

EFT DEBIT PAY FROM PRIMARY  
ACCOUNT : 0453  
216.08 TOTAL PURCHASE  
REF # 808000155907  
NETWORK ID. 0081 APPR CODE 435992  
03/20/08 14:40:03

# ITEMS SOLD 3

TC# 0642 2488 0189 8886 4559 3



New products. Latest rollbacks.  
Sign up for Walmart.com/email  
03/18 14:40:06

588



Timers, Paint, <sup>\*22.66</sup>  
 & Batteries for (incl tax)  
 security devices - March 20, 2008

# WALMART

Save money. Live better.™

WALMART  
 WE SELL FOR LESS  
 MANAGER SHANE DESPAIN  
 ( 208 ) 528 - 8735

ST# 5494 DP# 00001878 TE# 15 TR# 03462	
64Z DIETGRAP 003120020157 F	2.76 X
POWERADE 004900004523 F	0.88 X
POWERADE 004900004523 F	0.88 X
PEPSI CF 2LT 001200000492 F	1.33 X
DR P/ 7UP 007800005446 F	1.33 X
STW/BAN YGRT 007874236930 F	0.38 T
HSY MILK 003400007035 F	3.94 X
WRIG XTR PLE 002200000093 F	0.88 X
GUM 002200000091 F	0.88 X
★ SPRAY PAINT 072450403102	3.94 X
★ ANALOGTIMER 003920897091	4.47 X
★ ANALOGTIMER 003920897091	4.47 X
★ ROV AAB 001280046035	4.25 X
★ ROV AAB 001280046035	4.25 X
ELEC C BAG 002316911921	3.82 X
SWIRLS CHSE 004171684602 F	5.34 T
OAT TO GO 003000043833 F	2.76 X
GV WHITE BRD 007874228542 F	1.26 T
GV WHITE BRD 007874228540 F	0.86 T
BANANA 000000004011KF	
3.19 lb @ 1 lb /0.57	1.82 X
CLEMENTINES 003338314616 F	3.65 X
RIBBED 2FOR 061041063014	2.50 T
WAS 5.00 YOU SAVED 2.50	
WS LEGGING 078101322480	1.50 T
WAS 3.00 YOU SAVED 1.50	
AW L/S TEE 880633623814	2.50 T
WAS 5.00 YOU SAVED 2.50	
AW L/S TEE 880633623806	2.50 T
WAS 5.00 YOU SAVED 2.50	
NB WVN SHIRT 060535521126	1.50 T
WAS 3.00 YOU SAVED 1.50	
NB L/S TEE 070330444868	1.50 T
WAS 3.00 YOU SAVED 1.50	
SUBTOTAL	66.15
TAX 1 6.000 X	3.97
TOTAL	70.12
DEBIT TEND	70.12
CHANGE DUE	0.00

*22.66*  
*plus*  
*1.28*  
*22.66*

EFT DEBIT PAY FROM PRIMARY  
 ACCOUNT : 9120  
 70.12 TOTAL PURCHASE  
 REF # 808100029045  
 NETWORK ID. 0056 APPR CODE 810185  
 03/20/08 23:10:14

# ITEMS SOLD 27

TC# 3064 0849 0519 4321 7709



New products. Latest rollbacks.  
 Sign up at Walmart.com/email  
 03/20/08 23:10:17

Estate Supplies for <sup>27.11</sup>  
 Security - No TRESS-  
 PASSING

# WALMART

Save money. Live better.™

WALMART  
 WE SELL FOR LESS  
 MANAGER SHANE DESPAIN  
 ( 208 ) 528 - 8735

ST# 5494 DP# 00001542 TR# 65 TR# 08291	
SPRAY PAINT 072450403102	3.94 X
SPRAY PAINT 072450403102	3.94 X
SLEEPNPLAY 071604218051	2.50 T
WAS 5.00 YOU SAVED 2.50	
CREEPER 0/3 080366002031	2.88 X
LICS SET 075628184272	8.73 X
POSTED NO TR 004589935042	0.82 X
POSTED NO TR 004589935042	0.82 X
SIGN 004589938242	0.97 X
SIGN 004589938242	0.97 X
SUBTOTAL	25.57
TAX 1 6.000 X	1.54
TOTAL	27.11
DEBIT TEND	27.11
CHANGE DUE	0.00

EFT DEBIT PAY FROM PRIMARY  
 ACCOUNT : 9120

27.11 TOTAL PURCHASE  
 REF # 808000833253  
 NETWORK ID. 0056 APPR CODE 344116  
 03/20/08 14:42:42

MARCH 20, 2008 27.11  
 # ITEMS SOLD 9

TC# 3577 5317 5126 1939 4406



New products. Latest rollbacks.  
 Sign up at Walmart.com/email  
 03/20/08 14:42:45

# ESTATE SUPPLIES

## BIG/LOTS

Jubilee Market #01939  
1530 East 17th St.  
Idaho Falls, ID 83404

(208)523-2288 # 5.30

Feb 25/2008 4:06:14 PM MST  
02/25/2008 Store: 01939  
Trans.: 0340 Till: kaja  
Reg.: 002 Sales: 1400458  
Cashier: 1400458

SALE



01939002034020080225

REPORT COVER CLEAR 6CT	1.00 T	
520017907	1 @ 1.00	
SHEET PROTECTOR	1.00 T	
520017766	1 @ 1.00	
SHEET PROTECTOR	1.00 T	
520017766	1 @ 1.00	
SHEET PROTECTOR	1.00 T	
520017766	1 @ 1.00	
SHEET PROTECTOR	1.00 T	
520017766	1 @ 1.00	
<b>Sub-Total</b>		5.00
ID 6% Taxable	5.00	
ID 6% Tax	0.30	
<b>Total Sales Tax</b>		0.30
<b>Total</b>		5.30
Debit Card. (S)	5.30	
Account: 9120		
Expires: **/****		
Auth: U95185.90791660 (A)		
<b>Total Tender</b>		5.30
<b>Change Due</b>		0.00

Thank you for shopping at Big Lots!

Visit us on the web at  
[www.biglots.com](http://www.biglots.com)

Returns with original receipt  
within 30 days of purchase.

Customer Copy

Esta e  
en espanol en la p gina del Internet

THANK YOU

**WAL\*MART**  
**Self Check-Out**  
Fast! Easy! Fun!

*Estate Supplies (office)*

WE SELL FOR LESS  
MANAGER SHANE DESPAIN  
(208) 528 - 8735

ST# 5494 OP# 00009047 TE# 47 TR# 05275	
GV FF MILK 007874235189 F	3.08 T
CD 50PK SL 003470701965	2.96 X
T-120 TAB 002521595075	0.94 X
T-120 TAB 002521595075	0.94 X
LEX. 17 073464687899	21.27 X
SUPPORT WRAP 007467661831H	4.17 X
EQ ANTIDIARR 068113173145H	5.94 X
JET ALERT 002307480320	2.92 X
EQ TAMPON 060538850388	3.77 X
EQUATE MAXI 068113186487	3.34 X
	<b>SUBTOTAL</b> 49.33
TAX 1 6.000 %	2.96
	<b>TOTAL</b> 52.29
	DEBIT TEND 52.29
	DEBIT CASH BACK 20.00
	<b>TOTAL DEBIT PURCHASE</b> 72.29
	CHANGE DUE 20.00

EFT DEBIT PAY FROM PRIMARY *incl. tax*  
ACCOUNT : 9120  
52.29 PURCHASE  
20.00 CASH BACK  
72.29 TOTAL PURCHASE  
REF # 805700293027  
NETWORK ID. 0056 APPR CODE 742784  
02/25/08 17:21:17

# ITEMS SOLD 10

TC# 7874 0673 0799 4223 6739



Buy any electronics today?  
Rate them at [Walmart.com/ratings](http://Walmart.com/ratings).  
02/25/08 17:21:20

-570

Feb 27, 2008 # 297  
**WAL\*MART**

Save money. Live better.

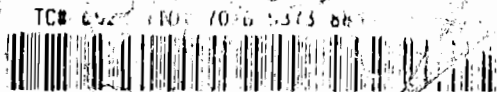
WAL\*MART  
 WE SELL FOR LESS  
 MANAGER JASON NEVILLE  
 (208) 523-0204  
 AMMON, IDAHO

ST# 1902 OP# 00065135 ITEM 31 TR# 02/27/08  
 DORITO NCHO 002840001065 F 3.00 X  
 LAY S 002840001063 F 3.50 X  
 COPY PAPER 003650009396 2.97 X  
 NYC HN LS FD 007417031178 5.73 X  
 FQ SKN CLNSR 030869740674 5.56 X  
 HIGHLIGHTER 079186052263 0.94 X  
 SL PINEAPPLE 007874223180 F 0.67 X  
 PW POPCORN 004166702605 F 2.87 X  
 BIOSALUDSTRA 007282001702 F 0.88 X  
 AH 5L 20PK 007114243352 F 3.88 X  
 GV HAMB BUNS 007874228551 F 1.19 X  
 SC HAMB BEER 007874222681 F 0.19 X  
 C GRAPE 007874222685 F 0.19 X  
 CBINB RG TB 004060022425 F 4.19 X  
 V VIT D MLK 007874235186 F 2.35 X  
 WAS 3.37 YOU SAVED 0.39

SUBTOTAL 45.73  
 TAX 1 6.00 X 45.73  
 JC CHECKOUT 003900010291 2.50 X  
 TAX 1 6.00 X 45.73  
 TOTAL 45.73  
 DEBIT TEND 45.73  
 DEBIT CASH BACK  
 TOTAL DEBIT PURCHASE  
 CHANGE DUE

NET DEBIT  
 ACCOUNT 9120  
 43.77 PURCHASE  
 40.00 CASH BACK  
 83.77  
 NETWORK ID 0058  
 02/27/08 16:56:08

# ITEMS SOLD 17



Buy any electronics today  
 rate them at Walmart.com/retail  
 02/27/08 16:56:08

**BIG!LOTS**

Jubilee Market #01939  
 1530 East 17th St.  
 Idaho Falls, ID 83404  
 (208)523-2288

02/27/2008 12:35:47 PM MST  
 Trans: 1833 Store: 01939  
 Reg.: 001 Till: VIRG  
 Cashier: 1290750 Sales: 1290750



SHEET PROTECTOR 1.00 T  
 520017766 1 @ 1.00  
 SHEET PROTECTOR 1.00 T  
 520017766 1 @ 1.00  
 REPORT COVER CLEAR 6CT 1.00 T  
 520017907 1 @ 1.00  
 Sub-Total 3.00  
 ID 6% Taxable 3.00  
 ID 6% Tax 0.18  
 Total Sales Tax 0.18

Total 3.18  
 Cash  
 Total Tender Feb 29/08 5.00  
 Change Due 3.18  
 -1.85

ESTATE SUPPLIES  
 Thank you for shopping at Big Lots!

Visit us on the web at  
 www.biglots.com

Returns with original receipt  
 within 30 days of purchase.

Customer Copy

# WACKERLI

## AUTO CENTER

1363 NORTH HOLMES AVE.  
 P.O. BOX 50857  
 IDAHO FALLS, IDAHO 83405

PHONE (208) 522-6060  
 (208) 524-4554  
 (208) 524-4701

PONTIAC • GMC • BUICK • CADILLAC

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS INVOICE.  
 NO RETURNS ON ELECTRICAL OR SPECIAL ORDER PARTS.  
 NO RETURNS AFTER 30 DAYS. 10% RE-STOCK CHARGE ON ALL RETURNED PARTS

### DISCLAIMER OF WARRANTIES

Any warranties on the product sold hereby are those made by the manufacturer. The seller hereby expressly disclaims all warranties, either express or implied, including any implied warranty of merchantability or fitness for a particular purpose, and the seller neither assumes nor authorizes any person to assume for it any liability in connection with the sale of said products.






DATE ENTERED	YOUR ORDER NO.	DATE SHIPPED	INVOICE DATE	INVOICE NUMBER
18 JUN 07		18 JUN 07	18 JUN 07	61887

S  
O  
L  
D  
T  
O  
CASH

ACCOUNT NO. 990

S  
H  
I  
P  
T  
O

PAGE 1 OF 1

SHIP VIA	SLSM.	B L NO	TERMS	F.O.B. POINT		
				IDAHO FALLS, ID		
QTY	QTY	QTY	DESCRIPTION	LIST	NET	AMOUNT
1	1	0	26049794 KEY	3.83	3.83	3.83
    						
*** THANKYOU FOR YOUR BUSINESS *** 242 = 242A = 687 = 300 =						3.83 0.00 0.23 <b>TOTAL \$4.06</b>
CUSTOMERS SIGNATURE						

572

Estate Photos  
Feb 08, 2007

**Smith's** 37.10  
Market-Fresh Every Day

Receipt #3

400 S. Woodruff  
208-529-5100  
YOUR CASHIER WAS Photo Lab

OP	PHOTO LAB	18.73	T
OP	PHOTO LAB	16.27	T
BO	\$30 ORDER FUEL REW	5	
RD OP	PHOTO REWARD PRINT	50	
FRESH VALUE CUSTOMER *****9171			
TAX		2.10	
**** BALANCE		37.10	
*****9120			
REF#: 000000			
PURCHASE: 37.10			
CASHBACK: 0.00			
TOTAL: 37.10			
Debit		37.10	
CHANGE		0.00	
TOTAL NUMBER OF ITEMS SOLD = 2			
2/08/07 01:15pm 121 78 6 71			

----- TEAR FUEL COUPON HERE! -----

CONGRATULATIONS!  
You have earned FUEL REWARDS!

**5 CENTS OFF/GALLON**  
At Smith's Fuel Center

Limit 1 coupon per fill-up  
Limit \$15 off per fill-up

Stationery  
Supplies  
(Notebooks)  
for Estate  
Inventory

Feb 8, 2007  
BIG LOTS  
STORE #1939  
IDAHO FALLS ID

2:01PM FEB 8/07  
10-1939 001 CSHR14  
#46525

Stationery  
for Estate  
Inventory  
#1825200104999 6.34  
STATIONERY \$2.99  
#1065600140157  
HBC \$1.00  
#1061200668540  
HBC \$1.99

#1031101105744	
FOOD SNACK	\$1.00
#1031100803943	
FOOD SNACK	\$1.00
MDSE	\$7.98
ID06000X	\$0.48
*TTL	\$8.46
CASH	\$10.00
CHANGE	\$1.54

PLEASE COME AGAIN!  
STORE #1939  
PHONE 208-523-2288

VISIT US ON THE WEB  
WWW.BIGLOTS.COM

Receipt #4

date 10 17 2006 No. 067778

received from Kim Bailey 250.00

amount Two hundred fifty & 00/100

for payment of Retainer, Partial

cash  money order  credit card  check # 6969

amount due			from <u>R</u> to _____
amount paid			signature <u>P. Perkins</u>
balance			

Reginald R. Reeves, Esq.  
Cambridge Law Center  
Idaho Falls, ID 83403

Dear Mr. Reeves:

Confirming our conversation of October 4, 2006, when I consulted you in your office, I hereby engage you to act on my behalf in the matter of Estates of Carol Bailey and Francis A. Bailey.

~~\$250~~ Paid herewith is a non-refundable retainer in the amount of \$1,000.00, which retainer will be deemed earned, and will be kept regardless of the outcome of the case, or time involved therein.

It is recognized that by accepting my case, you might be precluded from accepting other cases, due to the persons involved, or the time and effort required.

I understand that you will keep me informed of the progress of my case, by forwarding copies of documents and correspondence sent and received.

You are to use your best efforts on my behalf, for which I will pay all expenses incurred, together with a fee to be determined by you, based upon what you believe the services to be reasonably worth, and not based upon an hourly basis.

You have allowed me 24 hours to consider whether to engage you, upon these terms, and you have informed me that I have the right to seek independent legal advice as to whether I should sign.

Thank you for agreeing to assist me.

Very truly yours,

P. Perkins  
Witnessed at Idaho Falls, Idaho  
this October 17, 2006.

Kim Bailey  
Kim Bailey

7191

Kim or Bonnie J Bailey  
245 So. Water #1  
Idaho Falls, ID 83402  
208-552-5588

Date June 1, 2008

Pay to the Order of Quight Baker \$ 1000.00  
One Thousand Dollars

EAST IDAHO CREDIT UNION  
PO BOX 51446  
IDAHO FALLS, ID 83405

For Bailey Estate Mediation  
PR KIM L BAILEY

Kim & Bonnie Bailey MP

⑆ 3 2 4 1 7 3 0 8 2 ⑆ 1 0 0 0 1 0 0 9 1 ⑆ 0 9 0 ⑆

CheckWorks 1 (800) 971-4223

Dolphinc ©2005 Laura Regan

MEMO

TO THE ORDER OF

PAY Jack Fuller \$ 1450.00

Four hundred fifty

East Idaho CREDIT UNION 865 S. Woodruff Ave Idaho Falls, ID 83401

450 DOLLARS

ESTATE OF FRANCIS A BAILEY  
4673 S 15TH W  
IDAHO FALLS, ID 83402  
208-522-5588

Date 9/4/08

92-7308/3241

903

⑆ 3 2 4 1 7 3 0 8 2 ⑆ 1 0 0 0 1 0 0 9 1 ⑆ 0 9 0 ⑆

©2003 LIBERTY BERNISES @ INC.

Denman and Reeves  
Attorneys and Counsellors

Alvin Denman (1895 - 1983)

Reginald R. Reeves

In reply, please refer to:

16338

Cambridge Law Center • 690 Cambridge Drive

Post Office Box 1841

Idaho Falls, Idaho 83403-1841

(208) 522-2513 Fax (208) 522-2516

July 17, 2008

Mr. Bailey's  
copies

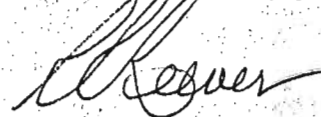
Mr. Kim Bailey  
4673 S. 15<sup>th</sup> W  
Idaho Falls ID 83402

Dear Mr. Bailey:

Enclosed is a copy of the notice of appeal which is being filed.

Please send a check for \$2,500, to apply on the probate account.

Very truly yours,



Enclosure  
a/s

date 8/12/08 No. 067305

received from Kim Bailey 2500.00

amount 2500

for payment of \_\_\_\_\_

cash  money order  credit card  check # 901

amount due	<u>2500</u>
amount paid	<u>2500.00</u>
balance	

signature MRB 42SWS

date 7/21/08 No. 067294

received from Kim Bailey 53.00

amount 53.00

for payment of Clerk

cash  money order  credit card  check # \_\_\_\_\_

amount due	
amount paid	<u>53.00</u>
balance	<u>0</u>

signature MRB 576 42SWS



ESTATE OF FRANCIS A BAILEY 92-7308/3241  
4673 S 15TH W  
IDAHO FALLS, ID 83402  
208-522-5588

905

Date May 6, 2009

PAY TO THE ORDER OF Reginald Reeves \$ 16,252.00

Sixteen Thousand - Two Hundred Fifty Two /100 DOLLARS

EAST IDAHO CREDIT UNION 865 S. Woodruff Ave. Idaho Falls, ID 83401

Memo Balance Appeal Francis A Bailey MP  
⑆324173082⑆ 100010091⑆ 0905

©2003 LIBERTY ENTERPRISES, INC

ESTATE OF FRANCIS A BAILEY 92-7308/3241  
4673 S 15TH W  
IDAHO FALLS, ID 83402  
208-522-5588

906

Date May 6, 2009

PAY TO THE ORDER OF Joseph J. Brown \$ 500.00

Five Hundred /100 DOLLARS

EAST IDAHO CREDIT UNION 865 S. Woodruff Ave. Idaho Falls, ID 83401

Memo Swyers Research/Appeal Francis A Bailey MP  
⑆324173082⑆ 100010091⑆ 0906

©2003 LIBERTY ENTERPRISES, INC

# EXHIBIT 6

SH12 - RELEASE 9.3  
LOCATION: 0003630

SAFE BOX ACCOUNTING (SBA) SYSTEM  
CUSTOMER FINANCIAL INQUIRY  
BASE DATE: 11/21/07

2008-04-25 16:37  
BANK: 0916

BOX NO: 0000801

LAST MAINT DATE: 02/07/08

OWNER: ESTATE OF FRANCIS A BAILEY

(O) OPEN: 12/22/06

NDD: 12/22/08

LAST 11/21/07

LAST

(N)

BILL 11/21/07

PAID 12/21/07

(O) AUTO 1

C

KEY

AMOUNT

(N) DEBIT

DEP

LST PD

	RENT	DSCT	TAX	L/C	DEBIT	PAID	CREDIT	BAL DUE	PST DUE
BASE AMTS	100.00	60.00						40.00	0.00
NEW AMTS:									
12/21/07						40.00		0.00	
12/22/07						-40.00		40.00	
01/22/08				10.00				50.00	0.00
02/07/08				-10.00		40.00		0.00	
02/07/08									

ACTION: N

P-PREV PAGE,R-RETURN TO SELECT,E-BACK TO MENU,X- EXIT SBH  
NO MORE HISTORY FOR THIS BOX

**usbank**  
Five Star Service Guaranteed  
Member FDIC

**Official Receipt**

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL.  
*Dec 22, 2007*

Checks and other items received for deposit are subject to the terms and conditions of this bank's rules and regulations governing bank accounts, "Customer Agreement," as they may be amended from time to time. All items accepted for deposit are subject to later count and verification.

Save time and money with Free Internet Bill Pay, available with any new or existing personal checking account.  
usbank.com

*3 Safety Deposit Box Payment*

*120.00*

20133 (2/04)

SH12 - RELEASE 9.3  
LOCATION: 0003630

SAFE BOX ACCOUNTING (SBA) SYSTEM  
CUSTOMER FINANCIAL INQUIRY  
BASE DATE: 11/21/07

2008-04-25 16:38  
BANK: 0916

BOX NO: 0000788

LAST MAINT DATE: 12/27/07

OWNER: ESTATE OF FRANCIS A BAILEY

(O) OPEN: 12/22/06

NDD: 12/22/08

LAST 11/21/07

LAST

(N)

BILL 11/21/07

PAID 12/26/07

(O) AUTO 1

C

KEY

AMOUNT

(N) DEBIT

DEP

LST PD

	RENT	DSCT	TAX	L/C	DEBIT	PAID	CREDIT	BAL DUE	PST DUE
BASE AMTS	100.00	60.00						40.00	0.00
NEW AMTS:									
12/21/07						40.00		0.00	
12/22/07						-40.00		40.00	
12/27/07						40.00		0.00	

ACTION: N

P-PREV PAGE,R-RETURN TO SELECT,E-BACK TO MENU,X- EXIT SBH  
NO MORE HISTORY FOR THIS BOX

SH12 - RELEASE 9.3  
LOCATION: 0003630

SAFE BOX ACCOUNTING (SBA) SYSTEM  
CUSTOMER FINANCIAL INQUIRY  
BASE DATE: 11/21/07

2008-04-25 16:  
BANK: 0916

BOX NO: 0000714

LAST MAINT DATE: 12/27/07

OWNER: ESTATE OF FRANCIS A BAILEY

(O) OPEN: 12/22/06 NDD: 12/22/08 LAST 11/21/07 LAST  
(N) BILL 11/21/07 PAID 12/26/07

(O) AUTO 1  
(N) DEBIT

C

KEY  
DEP

AMOUNT  
LST PD

	RENT	DSCT	TAX	L/C	DEBIT	PAID	CREDIT	BAL DUE	PST D
BASE AMTS	100.00	60.00						40.00	0.00
NEW AMTS:									
12/21/07						40.00		0.00	
12/22/07						-40.00		40.00	
12/27/07						40.00		0.00	

ACTION: N

P-PREV PAGE,R-RETURN TO SELECT,E-BACK TO MENU,X- EXIT SBH  
NO MORE HISTORY FOR THIS BOX

SH12 - RELEASE 9.3  
LOCATION: 0003630

SAFE BOX ACCOUNTING (SBA) SYSTEM  
CUSTOMER FINANCIAL INQUIRY  
BASE DATE: 12/22/06

2008-04-25 16:32  
BANK: 0916

BOX NO: 0000801  
OWNER: ESTATE OF FRANCIS A BAILEY  
LAST MAINT DATE: 03/02/07

(O) OPEN: 12/22/06 NDD: 12/22/07 LAST 12/22/06 LAST  
(N) BILL 12/22/06 PAID 12/27/06

(O) AUTO 1 C KEY AMOUNT  
(N) DEBIT C DEP LST PD

	RENT	DSCT	TAX	L/C	DEBIT	PAID	CREDIT	BAL DUE	PST DUE
BASE AMTS	100.00	60.00	0.00	0.00	0.00		0.00	40.00	0.00
NEW AMTS:									
12/28/06						22.00		18.00	
01/22/07				5.00				23.00	0.00
02/20/07				10.00				33.00	0.00
03/02/07				-15.00		18.00		0.00	
03/02/07									

P-PREV PAGE,N-NEXT PAGE,R-RETURN TO SELECT,E-BACK TO MENU X- EXIT SBH  
MORE HISTORY FOR THIS BOX

ACTION: -

SH12 - RELEASE 9.3  
LOCATION: 0003630

SAFE BOX ACCOUNTING (SBA) SYSTEM  
CUSTOMER FINANCIAL INQUIRY  
BASE DATE: 12/22/06

2008-04-25 16:31  
BANK: 0916

BOX NO: 0000788

LAST MAINT DATE: 03/02/07

OWNER: ESTATE OF FRANCIS A BAILEY

(O) OPEN: 12/22/06

NDD: 12/22/07

LAST 12/22/06

LAST

(N)

BILL 12/22/06

PAID 12/27/06

(O) AUTO 1

C

KEY

AMOUNT

(N) DEBIT

C

DEP

LST PD

	RENT	DSCT	TAX	L/C	DEBIT	PAID	CREDIT	BAL DUE	PST DUE
BASE AMTS	100.00	60.00	0.00	0.00	0.00		0.00	40.00	0.00
NEW AMTS:									
12/28/06						22.00		18.00	
01/22/07				5.00				23.00	0.00
02/20/07				10.00				33.00	0.00
03/02/07				-15.00		18.00		0.00	
03/02/07									

ACTION: -

P-PREV PAGE,N-NEXT PAGE,R-RETURN TO SELECT,E-BACK TO MENU X- EXIT SBH  
MORE HISTORY FOR THIS BOX

0916  
3630

U.S. BANK  
IDAHO FALLS ID-3630  
PO BOX 1800  
ST. PAUL MN 551019705

SAFE DEPOSIT BOX  
RENTAL INVOICE

SAFE BOX ACCT NUMBER: [REDACTED]  
BOX SIZE : 10 X 10  
INVOICE DATE : 11/21/08  
RENTAL PERIOD: 12/22/08 - 12/21/0

EST OF FRANCIS A BAILEY  
F KIM BAILEY PERSONAL REP  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882

RENTAL RATE: 100.00  
\*TOT DISCOUNTS: 50.00  
INVOICE FEE: 10.00

BALANCE DUE: 60.00

\*CONTINUOUS % 50.00

IMPORTANT CUSTOMER INFORMATION



Official Receipt

DEPOSITS MAY NOT BE AVAILABLE  
FOR IMMEDIATE WITHDRAWAL.

Checks and other items received for deposit are subject to the terms and conditions of this bank's rules and regulations governing bank accounts, "Customer Agreement," as they may be amended from time to time. All items accepted for deposit are subject to later count and verification.

You pick the car. Let us close the deal.  
Call 1-888-444-BANK and ask  
about our great rates on new  
and refinanced auto loans.

usbank.com

20133 (2/04)

00097 03630 0021 12/17/2008 04:23 USB  
BOX PAY [REDACTED] 04642H  
\$60.00  
EST OF FRANCIS A BAILEY

IP WITH U.S. BANK.

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AVE YOUR PAYMENT  
ACCOUNT.  
USED ENVELOPE  
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NEW PAYMENT OPTION  
ARANTEED!

PLEASE DETACH AND RETURN WITH PAYMENT

SAFE DEPOSIT BOX  
IDAHO FALLS PD-ID-3630

EST OF FRANCIS A BAILEY  
SAFE BOX ACCT NUMBER: [REDACTED]

DATE DUE	AMOUNT DUE	AMOUNT ENCLOSED
12/21/08	60.00	

U.S. BANK  
SAFEBOX DEPARTMENT  
BOX 952203  
ST LOUIS, MO 63195-2203



0916  
3630

U.S. BANK  
IDAHO FALLS PD ID-3630  
PO BOX 1800  
ST. PAUL MN 551019705

SAFE DEPOSIT BOX  
RENTAL INVOICE

SAFE BOX ACCT NUMBER: [REDACTED]  
BOX SIZE : 10 X 10  
INVOICE DATE : 11/21/08  
RENTAL PERIOD: 12/22/08 - 12/21/09

EST OF FRANCIS A BAILEY  
F KIM BAILEY PERSONAL REP  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882

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BALANCE DUE: 60.00

\*CONTINUOUS % 50.00

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You pick the car. Let us close the deal.  
Call 1-800-44-BANK and ask  
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and refinanced auto loans.

usbank.com

20133 (2/04)

00098 03630 0001 12/17/2008 04:24 USE  
BOX PAY [REDACTED] 04643H  
\$60.00  
EST OF FRANCIS A BAILEY

IP WITH U.S. BANK.

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AVE YOUR PAYMENT  
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USED ENVELOPE

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NEW PAYMENT OPTION  
ARANTEED!

PLEASE DETACH AND RETURN WITH PAYMENT

SAFE DEPOSIT BOX  
IDAHO FALLS PD-ID-3630

EST OF FRANCIS A BAILEY  
SAFE BOX ACCT NUMBER: [REDACTED]

DATE DUE	AMOUNT DUE	AMOUNT ENCLOSED
12/21/08	60.00	

U.S. BANK  
SAFEBOX DEPARTMENT  
BOX 952203  
ST LOUIS, MO 63195-2203

585

0916  
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U.S. BANK  
IDAHO FALLS PD-ID-3630  
PO BOX 1800  
ST. PAUL MN 551019705

SAFE DEPOSIT BOX  
RENTAL INVOICE

SAFE BOX ACCT NUMBER: [REDACTED]  
BOX SIZE : 10 X 10  
INVOICE DATE : 11/21/08  
RENTAL PERIOD: 12/22/08 - 12/21/09

EST OF FRANCIS A BAILEY  
F KIM BAILEY PERSONAL REP  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882

RENTAL RATE: 100.00  
\*TOT DISCOUNTS: 50.00  
INVOICE FEE: 10.00

BALANCE DUE: 60.00

\*CONTINUOUS % 50.00

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You pick the car. Let us close the deal.  
Call 1-888-444-BANK and ask  
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and refinanced auto loans.

usbank.com

20133 (2/04)

00096 03630 0021 12/17/2008 04:22 USB  
BOX PAY [REDACTED] 04641H  
\$60.00  
EST OF FRANCIS A BAILEY

P WITH U.S. BANK.

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NEW PAYMENT OPTION

THE ONLY BANK WITH FIVE STAR SERVICE...GUARANTEED!

PLEASE DETACH AND RETURN WITH PAYMENT

SAFE DEPOSIT BOX  
IDAHO FALLS PD-ID-3630

EST OF FRANCIS A BAILEY  
SAFE BOX ACCT NUMBER: [REDACTED]

DATE DUE	AMOUNT DUE	AMOUNT ENCLOSED
12/21/08	60.00	

U.S. BANK  
SAFEBOX DEPARTMENT  
BOX 952203  
ST LOUIS, MO 63195-2203

583

Jeff Osgood

Branch Manager

Idaho Falls Main Office

PD-ID-3630

330 Shoup Avenue

Idaho Falls, ID 83402

(208) 525-1633 direct

(208) 525-8091 fax

jeffrey.osgood@usbank.com

usbank.com

ESTATE OF FRANCIS A BAILEY  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882

SAFE DEPOSIT BOX  
LATE PAYMENT NOTICE

SAFE BOX ACCT NUMBER: [REDACTED]  
BOX SIZE : 10 X 10  
NOTICE DATE : 01/22/07  
RENTAL PERIOD: 12/22/06 - 12/21/07

RENTAL RATE: 100.00  
\*TOT DISCOUNTS: 60.00

LATE CHARGE: 5.00  
PREV. PAY/CR: 22.00-

BALANCE DUE: 23.00

\*CONTINUOUS % 50.00

IMPORTANT CUSTOMER INFORMATION

THANK YOU FOR YOUR BUSINESS AND ONGOING RELATIONSHIP WITH U.S. BANK.

OUR RECORDS INDICATE THE RENTAL PAYMENT ON YOUR  
SAFE DEPOSIT BOX ACCOUNT IS PAST DUE.

PLEASE REMIT PAYMENT IMMEDIATELY USING THE PAYMENT COUPON BELOW  
IF YOU HAVE ALREADY MAILED YOUR PAYMENT, PLEASE DISREGARD THIS  
SECOND NOTICE OF PAYMENT DUE.

IF YOU HAVE ANY QUESTIONS REGARDING YOUR SAFE DEPOSIT BOX  
PLEASE CONTACT YOUR LOCAL U.S. BANK BRANCH OR RELATIONSHIP MANAGER.  
THE ONLY BANK WITH FIVE STAR SERVICE...GUARANTEED!

PLEASE DETACH AND RETURN WITH PAYMENT

SAFE DEPOSIT BOX  
IDAHO FALLS PD-ID-3630

ESTATE OF FRANCIS A BAILEY  
SAFE BOX ACCT NUMBER: [REDACTED]

YES! I WANT TO RECEIVE THE 10% DISCOUNT  
EACH YEAR ON MY SAFE DEPOSIT BOX RENT.

PLEASE, DIRECT CHARGE MY U.S. BANK ACCOUNT # \_\_\_\_\_.

X \_\_\_\_\_

(SIGNATURE REQUIRED)

DATE DUE	AMOUNT DUE	AMOUNT ENCLOSED
PAST DUE	23.00	

U.S. BANK  
SAFEBOX DEPARTMENT  
BOX 952203  
ST LOUIS, MO 63195-2203

00916 55320000

587

U.S. BANK  
IDAHO FALLS -ID-3630  
PO BOX 1800  
ST. PAUL MN 551019705

SAFE DEPOSIT BOX  
LATE PAYMENT NOTICE

SAFE BOX ACCT NUMBER: [REDACTED]  
BOX SIZE : 10 X 10  
NOTICE DATE : 02/20/07  
RENTAL PERIOD: 12/22/06 - 12/21/07

ESTATE OF FRANCIS A BAILEY  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882

RENTAL RATE: 100.00  
\*TOT DISCOUNTS: 60.00  
LATE CHARGE: 15.00  
PREV. PAY/CR: 22.00-

BALANCE DUE: 33.00

\*CONTINUOUS % 50.00

IMPORTANT CUSTOMER INFORMATION

IMPORTANT INFORMATION CONCERNING YOUR PAST DUE ACCOUNT.

OUR RECORDS INDICATE THAT YOUR ACCOUNT IS SERIOUSLY PAST DUE.  
PLEASE REMIT PAYMENT IMMEDIATELY USING THE PAYMENT COUPON BELOW.

AS STATED IN THE "SAFE DEPOSIT BOX LEASE AGREEMENT", FAILURE TO REMIT  
PAYMENT MAY RESULT IN U.S. BANK AUTOMATICALLY DEBITING AN EXISTING  
CHECKING/SAVING ACCOUNT HELD WITH US TO SATISFY YOUR RENT OBLIGATIONS.

SHOULD YOU CONTINUE TO BE PAST DUE, WE WILL EXERCISE THIS RIGHT  
30 DAYS FROM THIS NOTICE DATE.

IF YOU HAVE ANY QUESTIONS REGARDING YOUR SAFE DEPOSIT BOX  
PLEASE CONTACT YOUR LOCAL U.S. BANK BRANCH OR RELATIONSHIP MANAGER.

PLEASE DETACH AND RETURN WITH PAYMENT

SAFE DEPOSIT BOX  
IDAHO FALLS PD-ID-3630

ESTATE OF FRANCIS A BAILEY  
SAFE BOX ACCT NUMBER: [REDACTED]

YES! I WANT TO RECEIVE THE 10% DISCOUNT  
EACH YEAR ON MY SAFE DEPOSIT BOX RENT.

PLEASE, DIRECT CHARGE MY U.S. BANK ACCOUNT # \_\_\_\_\_

X \_\_\_\_\_

(SIGNATURE REQUIRED)

U.S. BANK  
SAFEBOX DEPARTMENT  
BOX 952203  
ST LOUIS, MO 63195-2203

IDAHO FALLS PD-ID-3630  
PO BOX 1800  
ST. PAUL MN 5519705

SAFE DEPOSIT BOX  
LATE PAYMENT NOTICE

SAFE BOX ACCT NUMBER: [REDACTED]  
BOX SIZE : 10 X 10  
NOTICE DATE : 02/20/07  
RENTAL PERIOD: 12/22/06 - 12/21/07

ESTATE OF FRANCIS A BAILEY  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882

RENTAL RATE: 100.00  
\*TOT DISCOUNTS: 60.00  
LATE CHARGE: 15.00  
PREV. PAY/CR: 22.00-

BALANCE DUE: 33.00

\*CONTINUOUS % 50.00

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PAYMENT MAY RESULT IN U.S. BANK AUTOMATICALLY DEBITING AN EXISTING  
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30 DAYS FROM THIS NOTICE DATE.

IF YOU HAVE ANY QUESTIONS REGARDING YOUR SAFE DEPOSIT BOX  
PLEASE CONTACT YOUR LOCAL U.S. BANK BRANCH OR RELATIONSHIP MANAGER.

PLEASE DETACH AND RETURN WITH PAYMENT

SAFE DEPOSIT BOX  
IDAHO FALLS PD-ID-3630

STATE OF FRANCIS A BAILEY  
SAFE BOX ACCT NUMBER: [REDACTED]

I WANT TO RECEIVE THE 10% DISCOUNT  
EAR ON MY SAFE DEPOSIT BOX RENT.  
, DIRECT CHARGE MY U.S. BANK ACCOUNT # \_\_\_\_\_

DATE DUE	AMOUNT DUE	AMOUNT ENCLOSED
PAST DUE	33.00	

(SIGNATURE REQUIRED)

U.S. BANK  
SAFEBOX DEPARTMENT  
BOX 952203  
ST LOUIS, MO 63195-2203

U.S. BANK  
IDAHO FALLS PD-ID-3630  
PO BOX 1800  
ST. PAUL MN 551019705

SAFE DEPOSIT BOX  
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SAFE BOX ACCT NUMBER: [REDACTED]  
BOX SIZE : 10 X 10  
NOTICE DATE : 01/22/07  
RENTAL PERIOD: 12/22/06 - 12/21/07

ESTATE OF FRANCIS A BAILEY  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882

RENTAL RATE: 100.00  
\*TOT DISCOUNTS: 60.00  
LATE CHARGE: 5.00  
PREV. PAY/CR: 22.00-

BALANCE DUE: 23.00

\*CONTINUOUS % 50.00

IMPORTANT CUSTOMER INFORMATION

THANK YOU FOR YOUR BUSINESS AND ONGOING RELATIONSHIP WITH U.S. BANK.

OUR RECORDS INDICATE THE RENTAL PAYMENT ON YOUR  
SAFE DEPOSIT BOX ACCOUNT IS PAST DUE.

PLEASE REMIT PAYMENT IMMEDIATELY USING THE PAYMENT COUPON BELOW  
IF YOU HAVE ALREADY MAILED YOUR PAYMENT, PLEASE DISREGARD THIS  
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IF YOU HAVE ANY QUESTIONS REGARDING YOUR SAFE DEPOSIT BOX  
PLEASE CONTACT YOUR LOCAL U.S. BANK BRANCH OR RELATIONSHIP MANAGER.  
THE ONLY BANK WITH FIVE STAR SERVICE...GUARANTEED!

PLEASE DETACH AND RETURN WITH PAYMENT

SAFE DEPOSIT BOX  
IDAHO FALLS PD-ID-3630

ESTATE OF FRANCIS A BAILEY  
SAFE BOX ACCT NUMBER: [REDACTED]

YES! I WANT TO RECEIVE THE 10% DISCOUNT  
EACH YEAR ON MY SAFE DEPOSIT BOX RENT.

PLEASE, DIRECT CHARGE MY U.S. BANK ACCOUNT # \_\_\_\_\_.

X \_\_\_\_\_

(SIGNATURE REQUIRED)

DATE DUE	AMOUNT DUE	AMOUNT ENCLOSED
PAST DUE	23.00	

U.S. BANK  
SAFEBOX DEPARTMENT  
BOX 952203  
ST LOUIS, MO 63195-2203

U.S. BANK  
IDAHO FALLS PD-3630  
PO BOX 1800  
ST. PAUL MN 551019705

SAFE DEPOSIT BOX  
NOTICE OF DIRECT CHARGE

SAFE BOX ACCT NUMBER: [REDACTED]  
BOX SIZE : 10 X 10  
NOTICE DATE : 11/21/07  
RENTAL PERIOD: 12/22/07 - 12/21/08

ESTATE OF FRANCIS A BAILEY  
4673 S 15TH W  
IDAHO FALLS ID 83402-5882

RENTAL RATE: 100.00  
\*TOT DISCOUNTS: 60.00

BALANCE DUE: 40.00

\*CONTINUOUS % 50.00

IMPORTANT CUSTOMER INFORMATION

THANK YOU FOR SIGNING UP FOR AUTO PAY. THIS CONFIRMS YOUR ACCOUNT HAS BEEN SET UP TO AUTOMATICALLY DEDUCT YOUR PAYMENT ON THE DATE AND FROM THE ACCOUNT LISTED BELOW.

THANK YOU FOR YOUR BUSINESS AND ONGOING RELATIONSHIP WITH U.S. BANK.

IF YOU HAVE ANY QUESTIONS REGARDING YOUR SAFE DEPOSIT BOX PLEASE CONTACT YOUR LOCAL U.S. BANK BRANCH OR RELATIONSHIP MANAGER.

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SAFE DEPOSIT BOX  
IDAHO FALLS PD-ID-3630

ESTATE OF FRANCIS A BAILEY  
SAFE BOX ACCT NUMBER: [REDACTED]

UR CHECKING ACCOUNT 1

WILL BE CHARGED FOR NET RENTAL AMOUNT

DATE DUE	AMOUNT DUE	AMOUNT ENCLOSED
12/21/07	40.00	DO NOT PAY

U.S. BANK  
SAFEBOX DEPARTMENT  
BOX 952203  
ST LOUIS, MO 63195-2203

U.S. BANK  
IDAHO FALLS PD-ID-3630  
PO BOX 1800  
ST. PAUL MN 551019705

SAFE DEPOSIT BOX  
NOTICE OF DIRECT CHARGE

SAFE BOX ACCT NUMBER: [REDACTED]  
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ESTATE OF FRANCIS A BAILEY  
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SAFE DEPOSIT BOX  
IDAHO FALLS PD-ID-3630

ESTATE OF FRANCIS A BAILEY  
SAFE BOX ACCT NUMBER: [REDACTED]

DATE DUE	AMOUNT DUE	AMOUNT ENCLOSED
12/21/07	40.00	DO NOT PAY

YOUR CHECKING ACCOUNT 1

WILL BE CHARGED FOR NET RENTAL AMOUNT

U.S. BANK  
SAFEBOX DEPARTMENT  
BOX 952203  
ST LOUIS, MO 63195-2203



DENMAN & REEVES  
 ATTORNEYS AND COUNSELLORS  
 CAMBRIDGE LAW CENTER  
 BOX 1841  
 IDAHO FALLS ID 83403  
 TELEPHONE 522-2513  
 FAX 522-2516  
 IDAHO STATE BAR NO. 712

BONNEVILLE COUNTY  
 ID

2010 JAN 26 PM 12:55

Attorneys for      Personal Representative  
 By                    REGINALD R. REEVES, ESQ.  
 Our File            16338

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
 OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

///

In the Matter of the Estates of	}	Civil No. CV-06-6496
	}	
CAROL BAILEY and	}	NOTICE OF APPEAL
FRANCIS ANDREW BAILEY,	}	[§17-201(7) I.C., IRCP 83(a)(4),
	}	83(e) & (f) & IAR 11(b)]
	}	
	}	FEE CATEGORY: L(2)
Deceased.	}	FEE: \$53

PLEASE TAKE NOTICE That personal representative hereby  
 appeals, as follows:

1. From the Magistrate Division of the District Court of the  
 Seventh Judicial District of the State of Idaho, in and for Bonneville County.
2. To such district court.
3. From the Orders entered herein on November 19, 2009 and  
 December 16, 2009.

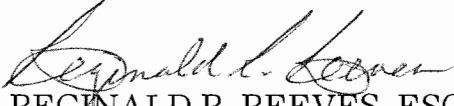
4. The appeal is taken upon matters of law and fact.

5. The testimony and proceedings of the original hearing were recorded electronically, and the tape thereof is in the possession of the Deputy Clerk of the Magistrate Court.

6. The issues intended to be asserted in this appeal are whether the trial court erred as follows:

- a. IN RULING THAT THE FIRST AND FINAL ACCOUNTING WAS INADEQUATE.
- b. IN DETERMINING THAT THE MEMORANDUM OF COSTS WAS INSUFFICIENT.
- c. IN RULING THAT THE MEMORANDUM OF COSTS WAS INSUFFICIENT, PARTICULARLY WHERE, ON SEPTEMBER 17, 2009, IT HAD DENIED PETITIONER'S REQUEST FOR FURTHER ACCOUNTING OF THE ATTORNEY'S FEES.
- d. IN FAILING TO CONCLUDE THAT THE MEMORANDUM OF COSTS SHOULD HAVE BEEN CONSIDERED WITH REGARD TO IRCP 54(e)(3)(L).
- f. IN DENYING THE MOTION FOR RECONSIDERATION.
- g. IN RULING THAT TIME SHEETS MUST BE PROVIDED, WHEN NONE WERE MAINTAINED, IN KEEPING WITH THE RETAINER AGREEMENT.

- h. IN FAILING TO DETERMINE THAT THE RETAINER AGREEMENT WAS A CONTRACT; THAT THE BILLING WAS IN COMPLIANCE THEREWITH; AND THAT THE BILLING WAS NOT OBJECTED THERETO BY THE OBLIGATED PARTY -- THE PERSONAL REPRESENTATIVE.
- i. IN FAILING TO DETERMINE THAT THE FEES CLAIMED WERE REASONABLE, IN VIEW OF THE DOCUMENTATION PROVIDED.
- j. IN DENYING THE REQUEST FOR FEES.

  
REGINALD R. REEVES, ESQ.  
Personal Representative's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

CERTIFICATE OF SERVICE

[IRCP 5(f)]

I HEREBY CERTIFY That on this day I served the foregoing upon the designated parties, by faxing copies as follows:

PETITIONERS

MICHAEL J. WHYTE, ESQ.  
Fax 522-1277

January 26, 2010

  
M. BIRD

COURT

Hon. L. MARK RIDDOCH  
Fax 522-1300



TABLE OF CONTENTS

	PAGE
Table of Contents	i
Table of Cases & Authorities	ii
Statement of the Case	1
(i) Nature	1
(ii) Course of Proceedings in the Trial Court	1
(iii) Statement of Facts	3
Issues Presented on Appeal	4
Argument	4
Conclusion	7

TABLE OF CASES & AUTHORITIES

CASES

Zenner v. Holcomb (Idaho 2009), 147 Idaho 444.....4,5

STATUTES

§15-3-720 I.C.....2, 6

Rule 8.4(c) Idaho Rules of Professional Conduct.....6, 7

Rule 54(e) Idaho Rules of Civil Procedure.....2, 4, 5, 6, 7

## STATEMENT OF THE CASE

## i. Nature of the Case

This is an appeal from ORDER DENYING MOTION FOR RECONSIDERATION entered herein on December 16, 2009.

## ii. Course of the Proceedings.

(a) On June 23, 2009, Respondents filed a Petition for Accounting and Separation of Personal Representative's Attorney Fees From Estate Attorney Fees. This petition was supported by Affidavit of Counsel filed by Respondents' counsel, Michael J. Whyte, Esq., on June 23, 2009.

(b) Appellant answered Respondents' motion by filing Personal Representative's Responding Affidavit on Petitioners' Affidavit of Counsel and Response to Petition for Accounting.

(c) The Court heard arguments regarding the Petition for Accounting on August 31, 2009. The Court "denied the part of the petition which requires or asks that the Personal Representative and Counsel attempt to separate out that which was for the estate and that which was personal." Pet. for Accounting Hrg. Transcr. 22:7-10 (August 31, 2009) The Court ordered the Personal Representative to file a "memorandum of fees and costs in support of any fees which are requested under the statute." *Id* at 22:24-25.

(d) On September 17, 2009, the Court signed Order on the Petition for Accounting. The Order commands the Personal Representative to file a final accounting indicating all property, income and expenses to date as well as a memorandum of fees and costs reflecting the work provided for the Personal Representative.

(e) On September 16, 2009, Personal Representative's counsel filed a Memorandum of Costs.

(f) On September 29, 2009, Respondents filed an objection to memorandum of costs.

(g) On October 21, 2009, the Court held arguments with respect to Respondents' Request for additional Detail and Account and Objection to Memorandum of Costs. On November 19, 2009, the Court issued its Order Re: Request for Additional Detail on Final Accounting and Objection to Memorandum of Costs. The Court found Appellant's Memorandum of Cost to be insufficient under Idaho Rules of Civil Procedure 54(e)(3) for the Court to determine whether the requested fees are reasonable. It ordered the Personal Representative to provide information for subcategory "Personal Representative Fees" with a cost of \$10,040.27 and ordered that the memorandum of costs filed by personal representative's attorney be resubmitted to comport with Idaho Rule of Civil Procedure 54(e)(3) to specifically outline the basis for the claimed fees and specific information regarding the value of particular services provided.

(h) On December 1, 2009, Personal Representative filed a Motion for Reconsideration of the November 19, 2009 order. Personal Representative stated that no time records were maintained for legal services, although details confirming the performance of each service had already been submitted to the court. Personal Representative asked a determination be made pursuant to IRCP 54(e)(3)(J) and (L).

(h) On December 16, 2009, the Court issued its Order Denying Motion for Reconsideration. The Court ordered that pursuant to § 15-3-720, counsel must show time



records for the work performed in order for the Court to determine if the claimed attorney's fees are reasonable and that without such records the court could not grant the request for such fees.

iii. STATEMENT OF FACTS

(a) On October 17, 2006, Personal Representative, Kim Bailey, and Reginald R. Reeves, Esq. entered into an attorney-client contract.

(b) The contract stated, "You (Reginald Reeves) will use your best efforts on my behalf, for which I (Kim Bailey) will pay all expenses incurred, together with a fee to be determined by you, based upon what you believe the services to be reasonably worth, and not based upon an hourly basis."

(c) In accordance with contract, Mr. Reeves billed on the reasonable worth of his legal services to the estate, not on an hourly basis. No time records were kept.

## ISSUES PRESENTED ON APPEAL

## I.

WHETHER THE COURT ERRED IN DETERMINING THAT TIME RECORDS FOR WORK PERFORMED ARE REQUIRED TO ESTABLISH WHETHER ATTORNEY'S FEES ARE REASONABLE.

## II.

WHETHER THE COURT ERRED IN DETERMINING THAT IT CANNOT DETERMINE IF ATTORNEY'S FEES ARE REASONABLE WITHOUT TIME RECORDS FOR WORK PERFORMED.

## III.

WHETHER THE COURT ERRED IN ORDERING PERSONAL REPRESENTATIVE'S COUNSEL TO SUBMIT TIME RECORDS FOR WORK PERFORMED DESPITE TERMS OF ATTORNEY-CLIENT CONTRACT WHICH DID NOT BASE FEES ON HOURLY BASIS.

## ARGUMENT

## I.

The Court erred when it determined that the contract between the Personal Representative and his attorney is subject to Idaho Rules of Civil Procedure 54(e)(A). Under I.R.C.P. 54(e)(1), a court may award reasonable attorney fees...when provided for by...contract." Under I.R.C.P. 54(e)(3)(A), "The time and labor required" is one factor used to determine the amount of attorney's fees granted to a party in a civil action. However, the Idaho Supreme Court has placed limits of applicability of I.R.C.P. 54(e) to attorney fee determination. "I.R.C.P. 54(e)(8) states: 'The provisions of this Rule 54(e) relating to attorney fees shall be applicable...to any claim for attorney fees made pursuant...to any contract, to the extent that the application of this Rule 54(e) to such a claim for attorney fees would not be inconsistent with such other...contract.'" *Zenner v. Holcomb*, 147 Idaho 444, 451 (Idaho 1972). In *Zenner*, the Idaho

Supreme Court ruled the factors listed in I.R.C.P. 54(e)(3) are not applicable if “considering the factors in I.R.C.P. 54(e)(3) would be contrary to the language of the contract and, therefore, contrary to I.R.C.P. 54(e)(8). Due to this inconsistency, I.R.C.P. 54(e) is not applicable. The contract provision does not contemplate the court’s involvement in determining whether the fee is reasonable.” *Id.*

In this case, application of the I.R.C.P. 54(e)(3)(A) “The time and labor required” factor is contrary to the language of the attorney-client contract between the Personal Representative and his attorney. The Personal Representative signed a contract with such attorney for legal representation in this action on October 4, 2006. Under the terms of the contract, the Personal Representative agreed to “pay all expenses incurred, together with a fee to be determined by you (Mr. Reeves), based upon what you believe the services to be reasonably worth, and not based upon an hourly basis.” In accordance with the attorney-client contract of October 4, 2006, Mr. Reeves billed the estate according to the reasonable worth of each service, not upon an hourly basis.

The Court and Respondents have not challenged the validity of the contract Personal Representative’s authority to enter into the contract with Mr. Reginald Reeves on behalf of the estate nor counsel’s right to form agreements with his clients based on the reasonable value of his legal services (not on an hourly basis).

As in *Zenner*, the contract provision governing attorney compensation does not contemplate the Court’s involvement in determining whether the fee is reasonable. In addition, the “reasonably worth” criterion is in direct contradiction with “the time and labor required” factor of I.R.C.P. 54(e)(3)(A). The application of I.R.C.P. 54(e)(3)(A) violates the attorney-client contract and, therefore, is contrary to I.R.C.P. 54(e)(8).

In order to determine the reasonableness of attorney's fees as required by § 15-3-720, Appellant requests Court to accept the accounting given concerning attorney's fees contained in the Memorandum of Costs submitted to the trial court on September 16, 2009 and use the factors listed in I.R.C.P. 54(e)(3) which do not violate provisions of the attorney-client contract and I.R.C.P. 54(e)(8).

## II.

The Court erred in its determination that it cannot determine reasonableness of attorney's fees without time records of work performed. In its Order Denying Motion for Reconsideration issued December 16, 2009, the Court mistakenly ruled, "Absent compliance with the Court's order, requiring time records for the work performed, the Court cannot determine if the claimed attorney's fees are reasonable and cannot grant the request for such fees." Under I.R.C.P. 54(e)(3), "(A) The time and labor required" is only one factor used to decide the amount to grant in attorney's fees. The rule provides many other factors from (B) to (L) including "(J) Awards in similar cases" and "(L) Any other factor which the court deems appropriate in the particular case." "The time and labor required" factor cannot be used in this case as argued in ¶¶ I and III.

Therefore, Appellant requests the Court use factors (B) to (L) along with the previously submitted accounting contained in the Memorandum of Costs to determine the reasonableness of attorney's fees.

## III.

The Court erred in ordering the Personal Representative's Counsel to submit time records for work performed. Under the Idaho Rules of Professional Conduct 8.4(c), "it is professional misconduct for a lawyer to engage in conduct involving dishonesty, fraud, deceit or misrepresentation."

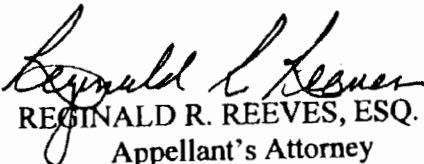
In this case, the Personal Representative provided the Court with a copy of the attorney-client contract, with the provision that billing would be based on the "reasonable worth" of the legal service, not on an hourly basis. On November 19, 2009, the Court issued its Order Re: Request for Additional Detail on Final Accounting and Objection to Memorandum of Costs and commanded that the memorandum of costs filed by personal representative's attorney be resubmitted, to comport with Idaho Rule of Civil Procedure 54(e)(3), to specifically outline the basis for the claimed fees and specific information regarding the value of particular services provided. On December 1, 2009, Personal Representative reminded the Court in the Motion for Reconsideration that "no time records were maintained."

To comply with the Court's order to produce time records, Appellant's Counsel would have to guess at and fabricate his claimed hours. The fraudulent time records would constitute a deceitful submission the Court in violation of I.R.P.C. 8.4(c), therefore, Personal Representative and his attorney cannot comply with the Court's order.

#### CONCLUSION

The trial court improperly abused its discretion and failed to follow the directive of Idaho statutory and case law regarding the granting of attorney's fees. The matter should be remanded, with a directive to rely upon the contract, and settle the fees as requested pursuant to I.R.C.P. 54(e)(3) (J) and (L), with fees on appeal to appellant.

Respectfully submitted, this May 11, 2010.

  
REGINALD R. REEVES, ESQ.  
Appellant's Attorney  
Cambridge Law Center  
Idaho Falls, Idaho

CERTIFICATE OF SERVICE  
[IRCP 5(f)]

I HEREBY CERTIFY that on this day I served the foregoing upon the designated parties,  
by faxing a copy to their attorney, as follows:

RESPONDENTS

MICHAEL J. WHYTE, ESQ.  
FAX 522-1277

May ~~14~~, 2010

  
M. Bird