

**POCATELLO DEVELOPMENT AUTHORITY  
Board of Commissioners Meeting**

**July 25, 2007**

**11:00 a.m.**

**City Hall  
911 North 7<sup>th</sup> Avenue**

**11:00 a.m. Council Chambers**

Call to Order – Chairman Brown

Acknowledge Guests of Board, if any

Disclosure of Conflicts of Interest, if any

Agenda - Add or Delete Action or Discussion Items

**Action and Discussion Items:**

Minutes for June 20, 2007 – Motion to Approve and/or Amend

Financial Report: June Income and Expenses

Consider Approval of 2<sup>nd</sup> Quarter Admin

Central Corridor

Update on South Valley Connector Project

North Yellowstone

North Yellowstone Update

Consider Approval of Pay Request 36

Consider Approval of Pay Request 37

Consider Approval of Pay Request 38

Miscellaneous Items/Questions from Commissioners

PVIP Request for Funding

Project Updates

**Executive Session if Required**

	<u>Current Month</u>	<u>YTD Actual</u>	<u>Budget</u>	<u>Variance</u>
<b>Beginning Balance</b>		<b>\$680,166.84</b>	<b>\$680,166.84</b>	
<b>SOURCES OF FUNDS</b>				
Kress District	\$0.00	\$2,305.63	\$5,748.75	\$3,443.12
Newtown District	\$0.00	\$20,331.20	\$56,230.27	\$35,899.07
Al Ricken Drive District	\$0.00	\$0.00	\$833,352.13	\$833,352.13
Old Town District	\$1,972.83	\$9,447.58	\$275,437.12	\$265,989.54
North Main District	\$0.00	\$36,596.39	\$105,500.68	\$68,904.29
Roosevelt District	\$0.00	\$0.00	\$0.00	\$0.00
Central Corridor District	\$3,916.02	\$141,713.65	\$488,069.77	\$346,356.12
North Yellowstone District	\$35,662.40	\$210,801.55	\$368,864.08	\$158,062.53
General Funds	\$0.00	\$0.00	\$0.00	\$0.00
Board Disc.*	\$18,950.00	\$18,950.00	\$15,000.00	-\$3,950.00
Interest Income	\$424.45	\$3,321.19	\$3,600.00	\$278.81
<b>TOTAL</b>	<b>\$60,925.70</b>	<b>\$443,467.19</b>	<b>\$2,151,802.80</b>	<b>\$1,708,335.61</b>

**CASH AVAILABLE** **\$1,123,634.03** **\$2,831,969.64**

**APPLICATION OF FUNDS**

Kress District	\$0.00	\$0.00	\$5,748.75	\$5,748.75
Newtown District	\$0.00	\$20,331.20	\$56,230.27	\$35,899.07
Al Ricken Drive District	\$0.00	\$0.00	\$833,352.13	\$833,352.13
Old Town District	\$0.00	\$11,298.73	\$275,437.12	\$264,138.39
North Main District	\$0.00	\$85,279.77	\$105,500.68	\$20,220.91
Roosevelt District	\$0.00	\$196,208.64	\$196,208.64	\$0.00
Central Corridor	\$0.00	\$129,870.24	\$488,069.77	\$358,199.53
North Yellowstone District	\$0.00	\$153,688.12	\$368,864.08	\$215,175.96
Board Disc.	\$0.00	\$31,876.48	\$375,000.00	\$343,123.52
General Funds	\$289.35	\$7,014.53	\$17,200.00	\$10,185.47
Bank Charges	\$0.00	\$34.00	\$600.00	\$566.00
<b>TOTAL</b>	<b>\$289.35</b>	<b>\$635,601.71</b>	<b>\$2,722,211.44</b>	<b>\$2,086,609.73</b>

**ENDING BALANCE** **\$488,032.32** **\$109,758.20**

**POCATELLO DEVELOPMENT AUTHORITY**

**June 2007**

**INCOME:**

Old Town	\$1,972.83 Taxes
Central Corridor	\$3,916.02 Taxes
North Yellowstone	\$35,662.40 Taxes
Board Discretionary	\$18,950.00 Kasaris Property
Interest Income:	\$424.45

**EXPENSES:**

General Fund	\$31.88 Idaho State Journal for notice of 2006 audit
	\$135.59 Food For Thought for May Lunch
	\$121.88 Food For Thought for Jun Lunch

**DISTRICT ENDING BALANCES**  
**June 30, 2007**

<b>Bank Balance</b>		<b>\$488,032.32</b>
General Fund	12,436.72	
Discretionary Funds	400,648.35	
Kress Project	2,342.74	
Newtown District	0.00	
Alvin Ricken District	0.00	
Old Town District	2,361.87	
North Main District	0.00	
Roosevelt District	0.00	
Central Corridor District	13,129.21	
North Yellowstone District	<u>57,113.43</u>	
<b>District Totals</b>		<b>\$488,032.32</b>

**POCATELLO DEVELOPMENT AUTHORITY**

**Administration Invoice  
April 2007- June 2007**

Administration/Clerical*: 2nd Quarter 2007 (4/07-6/07)	3,000.00
Postage/Copies: 2nd Quarter 2007 (4/07-6/07)	<u>125.00</u>
<b>INVOICE TOTAL:</b>	<b>\$3,125.00</b>

\* Timesheet breakdown attached.

PDA Hours--60 hours this past quarter April – June 2007.

This includes:

- Meeting and Prep for Meetings (April – June)
- Meet with Dave regarding how to address URD/TIF issues with legislature
- IEDA: Discussion at meeting regarding potential conflict with legislature about URD/TIF bills
- Hoku: TIF follow up meeting at Hoku offices
- Project RV: Site Visit
- Project Caterpillar: Conference Call regarding TIF/URD with Jason, Don and Dan John
- Hoku Partners (3): Site Visits ... Quick overview of Pocatello
- Project Oven: Site Visit
- Project Caterpillar: Site Visit for 4 days, several times the discussion was about URD/TIF
- URD/TIF Assessment for IEDA, BDC, AIC, etc regarding potential issues with legislature this coming session

I don't have them specifically tagged on my calendar, but all of these meetings/dates are on my calendar.

Thanks,

Gynii

*Gynii A Gilliam  
Executive Director  
Bannock Development Corporation  
1651 Alvin Ricken Drive  
Pocatello, Idaho 83201  
Phone: 1-208-233-3500*

**POCATELLO DEVELOPMENT AUTHORITY**  
**2nd Quarter 2007**

<b>DATE</b>	<b>TIME SPENT</b>	<b>TOTAL HOURS</b>	<b>TASK DESCRIPTION</b>
4/4/2007	2.00	2.00	General admin/clerical
4/9/2007	1.00	3.00	General admin/clerical
4/11/2007	6.00	9.00	General admin/clerical
4/16/2007	2.00	11.00	General admin/clerical
4/18/2007	6.00	17.00	General admin/clerical
4/25/2007	4.00	21.00	General admin/clerical
4/27/2007	2.50	23.50	General admin/clerical
5/3/2007	5.00	28.50	General admin/clerical
5/7/2007	2.00	30.50	General admin/clerical
5/9/2007	5.00	35.50	General admin/clerical
5/16/2007	6.00	41.50	General admin/clerical
5/21/2007	4.00	45.50	General admin/clerical
5/24/2007	2.50	48.00	General admin/clerical
6/4/2007	1.00	49.00	General admin/clerical
6/13/2007	4.00	53.00	General admin/clerical
6/20/2007	6.00	59.00	General admin/clerical
6/21/2007	4.00	63.00	General admin/clerical
<b>Total Hours</b>		<b>63</b>	

**POCATELLO DEVELOPMENT AUTHORITY  
CENTRAL CORRIDOR CASH FLOW PROJECTIONS**

<b>YEARS ENDED</b>	<b>Actual 2006</b>	<b>Actual 2007</b>	<b>2005 T. JGH 2010 Estimated 2007</b>	<b>2008</b>	<b>2009</b>	<b>2010</b>
<b>Previous Year Balance*:</b>	<b>\$1,698,816.51</b>	<b>\$1,319,773.12</b>	<b>\$1,474,557.35</b>	<b>\$374,354.02</b>	<b>\$332,672.12</b>	<b>\$1,041,796.79</b>
<b>INCOME:</b>						
Estimated Tax Revenues****:	1,868,042.64	154,784.23	1,603,805.74	1,685,554.67	1,685,554.67	1,685,554.67
South Cliffs Repayment:	85,000.00					200,000.00
City Advance:	325,600.00					
City Water Portion of OTP:	414,400.00					
Ross Park Pool Repayment:	200,000.00					
Total Projected Income:	2,893,042.64	154,784.23	1,603,805.74	1,685,554.67	1,685,554.67	1,885,554.67
<b>TOTAL AVAILABLE INCOME:</b>	<b>\$4,591,859.15</b>	<b>\$1,474,557.35</b>	<b>\$3,078,363.09</b>	<b>\$2,059,908.69</b>	<b>\$2,018,226.79</b>	<b>\$2,927,351.46</b>
<b>EXPENSE:</b>						
Current Year Debt Service*:	783,605.00		931,772.50	931,635.00	931,430.00	1,862,227.50
South Cliffs--Phase 1**:						
South Cliffs--Phase 2**:						
Old Town Revitalization:						
Old Town Reinvestment Phase 2***:	1,976,019.53		349,608.53			
Old Town Reinvestment Phase 3 (uncommitted):			76,055.14			
Old Town Building	130,000.00	0.00	0			
Engineering Expense (JUB)	121,367.60					
Old Town Engineering--Phase 2:						
Positron:						
Cheyenne Crossing**:	4,593.90		845,650.04			
Whitman/Yellowstone Hotel:	256,500.00		256,500.00			
Federal Express:						
Clark Street Overpass:			157,678.00			
City Advance Payback:			162,800.00	162,800.00		
Triangle:				632,801.57		
Myers Project:					45,000.00	
Total Projected Expense:	3,272,086.03	0.00	2,704,009.07	1,727,236.57	976,430.00	1,862,227.50
<b>CALCULATED ANNUAL BALANCE</b>	<b>\$1,319,773.12</b>	<b>\$1,474,557.35</b>	<b>\$374,354.02</b>	<b>\$332,672.12</b>	<b>\$1,041,796.79</b>	<b>\$1,065,123.96</b>

**Notes:**

\* Includes all Central Corridor Tax Districts--Newtown, Alvin Ricken, Old Town, North Main, Central Corridor

\*\* Project totals as of 1/1/06.

\*\*\* Anticipated final costs

Beginning balance 2006 is total revenues held by Trustee as of 1/1/06.

Repayments in 2010: \$400,000 from Positron, & \$200,000 from South Cliffs.

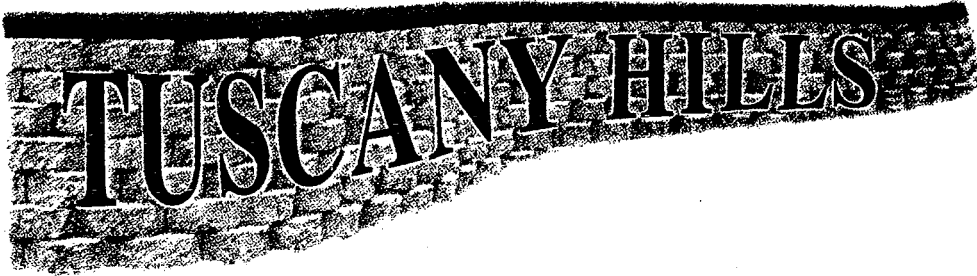
AMI repayment of \$1.2 million is due in 2012.

\*\*\*\* Change in tax revenues reflects change in Ballard Building: 100% land, 50% building, and no equipment

Updated 10/31/06.

pda/financials/ccprojections2004.xls





June 29, 2007

Mr. Steve Brown  
Chairman  
Pocatello Development Agency

Re: Collateral for South Cliffs loan

Dear Steve:

Would PDA release the deed of trust on a portion of the South Cliffs Development?

We propose that the deed of trust encumber the 6.31 acre portion shown on the enclosed map. The parcel is directly across Cliffs Drive from the BLM building adjacent to I-15.

The three acre parcel directly north was recently appraised for \$525,000.00, a copy of the appraisal is enclosed. The 6.31 acre parcel would have a value of \$1,100,000.00 which would provide ample security for the \$200,000.00 loan.

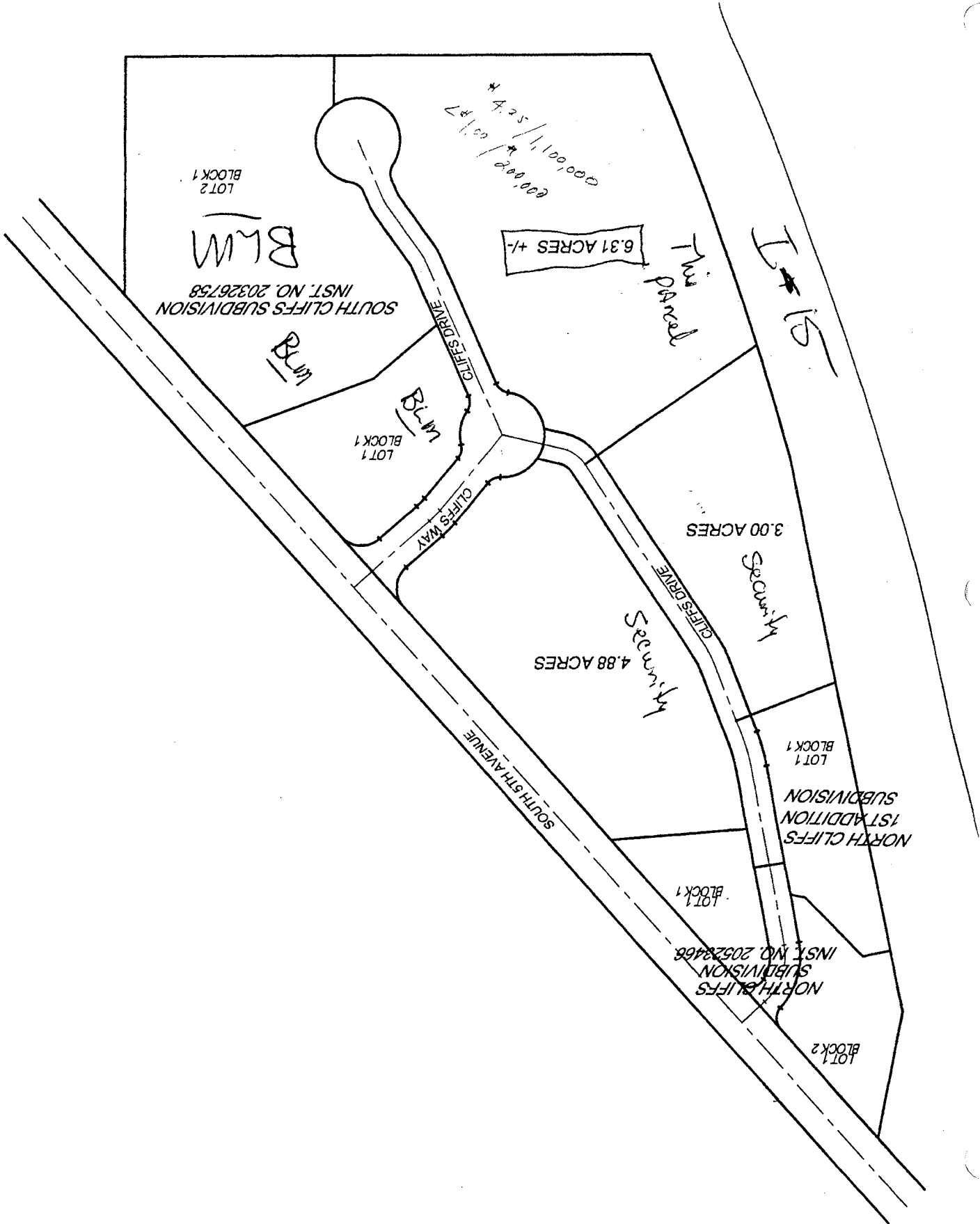
The other parcels have been pledged for a loan, the proceeds of which were used to purchase property for a hotel. They have not been sold.

Time is important, if this could be accomplished quickly it would be greatly appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read 'Billy B. Isley'. The signature is fluid and somewhat stylized, with the first and last names being more prominent.

Billy B. Isley  
BBAD Investments, LLC



SOUTH CLIFFS SUBDIVISION  
INST. NO. 20326758  
BLM

LOT 2  
BLOCK 1

BLM

LOT 1  
BLOCK 1  
BLM

CLIFFS DRIVE

CLIFFS WAY

SOUTH AVENUE

6.31 ACRES +/-

Mimosa

4.88 ACRES  
Security

3.00 ACRES  
Security

Mimosa

ISB

NORTH CLIFFS  
SUBDIVISION  
INST. NO. 20523466

LOT 1  
BLOCK 1

NORTH CLIFFS  
1ST ADDITION  
SUBDIVISION

LOT 1  
BLOCK 1

LOT 1  
BLOCK 2

600,000 / 110,000  
4.25 / 100,000  
600,000 / 200,000  
700,000 / 200,000

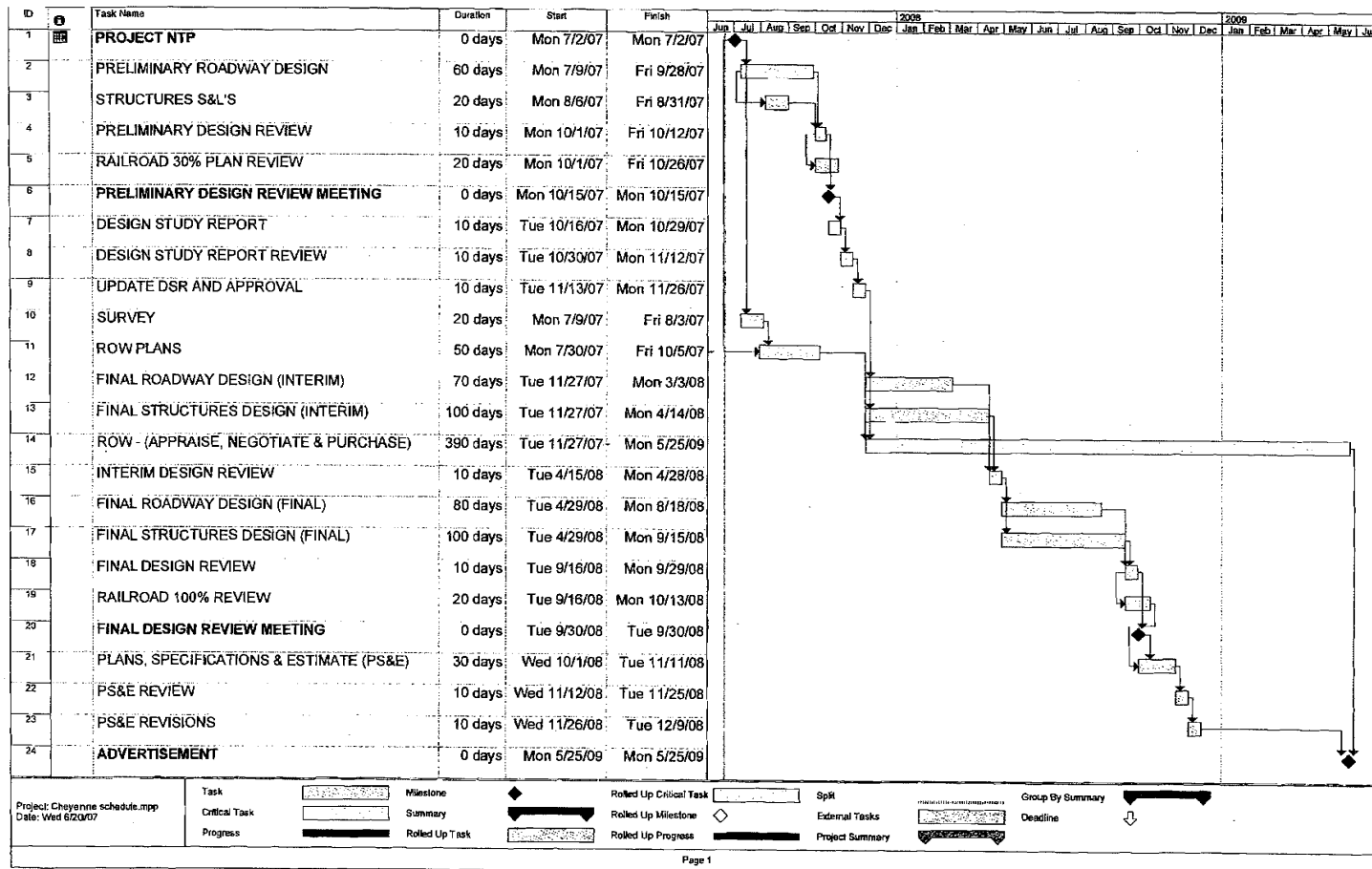
PDA AGENDA ITEM 7/18/2007

John Bittenob of HDR engineers will be present to update the board on the progress of the South Valley Connector Project. John will discuss scheduling and proposed contract cost increases.

**Cheyenne Overpass, Pocatello  
DHP-1564(001) Key No. 7508**

**Financial Status  
As of June 30, 2007**

Original Contract Amount	\$854,680.00
Costs to Date	<u>\$774,416.59</u>
Remaining Amount	\$80,263.41
Estimated Costs to Complete	\$189,177.85
HDR Engineering	\$131,535.03
Harper-Leavitt (Surveying & Right-of-way)	\$57,642.82
Additional Funds Needed to Complete	\$108,914.44



HDR STAFF-HOUR & LABOR COST SUMMARY  
 Oregon Division  
 Project No. (DRP-184609) / Key No. 7588

TASK NO.'S	TASK DESCRIPTION	Project	Project	Highway	Jr. Highway	Senior	Structural	Storm/Water	Water	CAED	CAED	Accountant	QA Reviewer	Admin.	HDR	DIRECT LABOR	Subcontract	Subcontract	Subcontract	Total		
		Principal	Manager	Engineer	Engineer	Structural	Resources	Resources	Engineer	Engineer	Engineer	Engineer	Engineer								Engineer	Hours
		John	Jill	Aaron	Rob	Michael	Ted	Terry	Craig	Jaron	Scott	Chuck	John	Kathy			Harper	Harper	Katherine	Walter	Total	
		Subeno	Simmons	Rasmussen	Lambert	Johnson	Bush/Mark	Wagner	Over	Greer	Williams	Greenland	Strawcamp	Jenkins			Leavitt	Leavitt	Heister	Heister	Hours	
		\$ 67.00	\$ 47.40	\$ 32.00	\$ 26.50	\$ 59.00	\$ 30.00	\$ 44.00	\$ 32.00	\$ 23.80	\$ 25.20	\$ 34.00	\$ 54.00	\$ 20.70								
MG-1	MANAGEMENT	4													10						10	
3.1	Preliminary Design and Plans		74	218	274	50	185	48	78	154	64	8	4		1078						1078	
3.2	Preliminary Design Review (coordinate, participate, write report)		26	12				12							44						44	
3.3	Utilities		2	10											32						32	
3.4	Permits																					
3.5	Right-of-Way Plans																					
3.6	Design Study Report		16	24	17			2	2					4	60						60	
SUBCONSULTANTS																						
TOTAL		4	144	278	302	60	108	70	70	164	24	8	4	18	1300						1300	
																Direct Labor	\$	43,176.80				
																184.74% Overhead	\$	59,430.57				
																Subtotal	\$	102,607.37				
																13.87% Bond Fee	\$	14,249.65				
																Direct Expenses	\$	8,657.91				
																CRD	\$	-				
																Logan Simpson	\$	-				
																TOTAL	\$	131,535.03				

DETAILED SUMMARY OF NBS STAFF-HOUR ESTIMATE																Total
Chyree Overpass																
Project No. DHP-1584(05); Key No. 1598																
TASK NO.'S	TASK DESCRIPTION	No. of Sheets	Project Principal	Project Manager	Highway Engineer	Jr. Highway Engineer	Senior Structural Engineer	Structural Engineer	Senior Water Resources Engineer	Water Resources Engineer	CADD	CAAD	Accountant	QA Reviewer	Admin.	
			John Butcher	Jeff Simons	Aaron Barmissas	Rob Lambert	Michael Johnson	Ted Bushnick	Terry Warner	Craigton Over	Jaron Greer	Scott Wallada	Chuck Greenleaf	John Blankenship	Kathy Jenkins	
<b>MGT. MANAGEMENT</b>																
	Review project goals		4	2	4											12
	Conduct monthly progress meetings			8	6					8						4
	Review / Prepare Reports			4										6		2
	Schedule			4												2
	Project Reviews		2	4												8
	Maintain Project Files/Systems			4												4
	QA Audit		2	4	8											8
<b>3.1 Preliminary Design and Plans</b>																1074
<b>3.1.1 Horizontal and Vertical Alignment</b>																882
	3.1.1.1 Templates			8	24	20										52
	3.1.1.2 Traffic Control			4	24	20										48
	3.1.1.3 Plans															
	1/8" Scale Sheet		1	2	4	6										10
	Overview Maps		2	2	10	6										20
	Typical Sections			2	10	20										32
	Plan (1/4")		13	20	60	40										160
	Profile		13	10	20	20										80
	1/2"=85'-0"			2	2											4
<b>3.1.2 Hydraulic and Hydrologic</b>																230
	Design Studies and Analysis			16						16						32
	Hydraulic Report Preparation									8						16
	Drainage Preliminary Plan Preparation									20						40
	Road Hydrology															4
<b>3.1.3 Pavement and Right of Way</b>																138
	Definition					4										4
	Signing (Signing and Pavement Marking Sheets combined)		13		2	6										21
	Signalization				2	4										8
	Pavement Markings (Signing and Pavement Marking Sheets combined)		13		10	18										41
	Traffic Control		4		6	18										24
	Intersections		3		2	12										18
<b>3.2 Preliminary Design Review (Coordinate, participate, write report)</b>																44
	3.2.1 Preliminary Design Review (Coordinate, participate, write report)			4	12	16										22
<b>3.4 Permits</b>																0
	3.4.1 Interstate Section 604 Permit (Discharge of Dredged or Fill Material)				6											6
	3.4.2 NPDES Permit															0
<b>3.5 Preliminary Right of Way Plans</b>																60
	3.5.1 Preliminary Right of Way Plans			16	26	10										42
	3.5.2 Design Study Report									2						4
<b>TOTAL</b>																1200

**Cheyenne Corridor Safety Improvement Project  
Summary of Costs  
Harper Leavitt**

**Phase 1 – Administration, Concept Design and Preliminary Design  
(Complete through Task 3)**

<u>Direct Labor</u> <u>Labor Classification</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
Professional Land Surveyor	314.5	\$ 33.82	10,636.39
Survey Crew Person	252	18.94	4,772.88
Design Technician	66.5	18.37	1,221.61
CADD Technician	187.5	25.04	4,695.00
Clerical	<u>18</u>	20.69	<u>372.42</u>
Subtotal	838.5		\$ 21,698.30
Overhead @ 132.84%			<u>28,824.02</u>
Direct Labor plus Overhead			50,522.31
Net Fee @ 13.5%			<u>6,820.51</u>
Total Labor Cost for Phase 1			<u>\$ 57,342.82</u>



**POCATELLO DEVELOPMENT AUTHORITY**  
**REVENUE ALLOCATION (TAX INCREMENT) BONDS, 2004 SERIES A**  
**REQUISITION PURSUANT TO BOND ORDINANCE**

Wells Fargo Bank  
MAC U1859-031  
999 Main Street, 3<sup>rd</sup> Floor  
Boise, Idaho 83702  
Attn: Corporate Trust Services

The undersigned, who is authorized to make such request under Section 11 of the Bond Ordinance, dated as of December 8, 2004, between First Security Bank, N.A. ("Trustee") and the Pocatello Development Authority (the "Agency"), hereby requests the above Trustee as follows:

1. Requisition Number: 36
2. Payment is due to: JB Parsons/Rail Crossings
3. The amount to be disbursed is: \$332,244.55
4. The obligation mentioned above for which payment is requested in this Requisition is due, is a proper charge against the Construction Fund and has not been previously paid from said Fund or from the proceeds of the Bonds.
5. All of this requested payment is for the items on the attached Schedule, which are costs of acquisition and construction or costs of issuing the Bonds.

Attachments: See Attached Schedule of Costs to Requisition

DATED: July 25, 2007

**POCATELLO DEVELOPMENT AUTHORITY**

\_\_\_\_\_  
Authorized Representative

**CITY OF POCATELLO**

\_\_\_\_\_  
Authorized Representative

Terms used herein shall be as defined in the Bond Ordinance.

**SCHEDULE OF COSTS TO REQUISITION  
CERTIFICATE NO. 36**

<u>Description of Costs</u>	<u>Pavee and Location</u>	<u>Amount</u>
Rail Crossings	Rail Crossings C/o PEG Development One East Center St. Ste 300 Provo, UT 84606	\$332,244.55

The above are to be paid upon receipt by Trustee of an invoice therefor.

**POCATELLO DEVELOPMENT AUTHORITY**  
**REVENUE ALLOCATION (TAX INCREMENT) BONDS, 2004 SERIES A**  
**REQUISITION PURSUANT TO BOND ORDINANCE**

Wells Fargo Bank  
MAC U1859-031  
999 Main Street, 3<sup>rd</sup> Floor  
Boise, Idaho 83702  
Attn: Corporate Trust Services

The undersigned, who is authorized to make such request under Section 11 of the Bond Ordinance, dated as of December 8, 2004, between First Security Bank, N.A. ("Trustee") and the Pocatello Development Authority (the "Agency"), hereby requests the above Trustee as follows:

1. Requisition Number: 37
2. Payment is due to: Rail Crossings
3. The amount to be disbursed is: \$8,878.70
4. The obligation mentioned above for which payment is requested in this Requisition is due, is a proper charge against the Construction Fund and has not been previously paid from said Fund or from the proceeds of the Bonds.
5. All of this requested payment is for the items on the attached Schedule, which are costs of acquisition and construction or costs of issuing the Bonds.

Attachments: See Attached Schedule of Costs to Requisition

DATED: July 25, 2007

**POCATELLO DEVELOPMENT AUTHORITY**

\_\_\_\_\_  
Authorized Representative

**CITY OF POCATELLO**

\_\_\_\_\_  
Authorized Representative

Terms used herein shall be as defined in the Bond Ordinance.

**SCHEDULE OF COSTS TO REQUISITION  
CERTIFICATE NO. 37**

<u>Description of Costs</u>	<u>Payee and Location</u>	<u>Amount</u>
Rail Crossings	Rail Crossings C/o PEG Development One East Center St. Ste 300 Provo, UT 84606	\$8,878.70

The above are to be paid upon receipt by Trustee of an invoice therefor.



# Letter of Transmittal

Date: July 10, 2007

To: Sari David  
Bannock Development  
1651 Alvin Rickin Dr.  
Pocatello, ID 83201

**RE: Pay Application Request**

Sent Via: USPS

Enclosed are the following items:

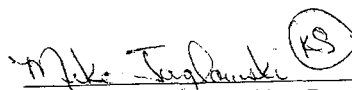
Date	Copies	Description
	1	Pay Application Request Number 6 Analysis & Summary

These are transmitted:

- For your files     
 For action specified above     
 For review and comment     
 For your use     
 As requested

Sincerely,

**KELLER ASSOCIATES, INC.**

  
\_\_\_\_\_  
Mike Jaglowski, P.E.

Enclosure(s)  
cc:



412 W. Center, Suite 330 • Pocatello, ID 83204  
208-238-2146 • Fax: 208-238-2162 • keller@kellerassociates.com

July 10, 2007

Greg Lanning, P.E.  
Public Works Director  
911 North 7<sup>th</sup> Avenue  
Pocatello, Idaho 83205

RE: Rail Crossings, LLC  
Yellowstone & Quinn Street improvements  
Pay Application Request Number 6 Analysis & Summary

Dear Mr. Lanning:

Keller Associates, Inc. has reviewed the attached Payment Application Request and finds this application to be complete as submitted. Please see the following payment summary:

<u>Contractor</u>	<u>Payment Request</u>
JB Parsons Companies	\$332,244.55
Wheeler Electric, Inc.	\$8,878.70
Keller Associates, Inc.	\$0
<b>Total Pay Request</b>	<b>\$341,123.25</b>

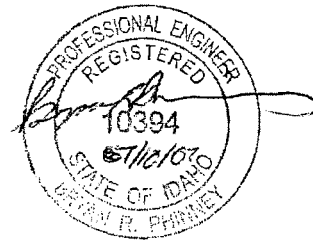
We recommend payment in full based on our review.

Additionally, throughout the progress of this project, Keller Associates, Inc. has observed the signalization and intersection geometric construction coordination efforts as provided by Wheeler Electric and Jack B. Parsons Companies with their associated subcontractors. We attended and conducted weekly on-site construction progress meetings attended by both all contractors and PEG Development as well as ITD and City of Pocatello representatives. During these meetings, we found as a project team that progressive efforts were made on all accounts to solve on-site issues and add to the continued success of the construction and future site efforts.

Keller Associates has available, upon request, the construction progress meeting minutes as well as our on-site observation reports.

Should you have any further questions please contact us.

Respectfully Submitted,  
KELLER ASSOCIATES, INC  
*Bryan R. Phinney P.E.*, for  
Michael R. Jaglowski, P.E.



Attachments:  
Pay Application Request Packet

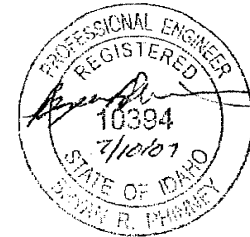
**PDA Draw Checklist**

- x 1. Invoice from PEG summarizing the costs for project monthly billing period.
- x 2. A notarized Application and Certificate of payment, signed by the Contractor, the Engineer, and the Developer Construction
- x 3. A schedule of values showing the percent completion of all of the items in the contract.
- x 4. Unconditional Partial Waiver and Release of Claims and Lien Rights, signed and notarized by the contractor.
- 5. A signed and Stamped Application for Payment by the Engineer.
- x 6. Signed Work change Orders including estimated quantities, unit costs, and total prices.
- n/a 7. Invoices for Materials stored
- 8. Material Testing Info.
- 9. Engineering Pay Estimate Analysis signed and Stamped by a professional engineer.
- x 10. Finally a budget spreadsheet that matches and tracks the costs in the project and is similar in format to the PDA budget sl

Yellowstone & Quinn Improvements  
PDA Project

PIEG Development  
One East Center Street Suite 300  
Provo, UT 84606

Special Instructions: Please make a joint check to J.B. Parsons



Date: 7/10/2007  
Draw Requestion #: 5

Budget Number	Description	Original Proj Budget	Budget Adjustment	Revised Proj Budget	Previous Amt Funded	Total Retention	Current Request	Current Retainage	Available To Be Disb	Disb %
Construction Costs										
	1 J.B. Parsons Street Work	524,082.00	12,090.00	536,172.00	82,576.90	4,346.10	\$ 332,244.55	17,486.66	89,518.90	81.44%
	2 Wheeler Electric Signal	233,560.00	22,045.00	255,605.00	233,946.05	12,312.95	8,878.70	467.30	0.00	100.00%
	3 Engineering Reimburse	26,493.00		26,493.00	26,493.00				-	100.00%
	4 Engineering Inspections &	16,352.00		16,352.00	8,620.00				7,732.00	52.72%
										100.00%
										100.00%
										100.00%
										100.00%
										100.00%
										100.00%
										100.00%
										100.00%
										100.00%
										100.00%
										100.00%
										100.00%
										100.00%
										100.00%
										100.00%
<b>Total Cost</b>		<b>800,487.00</b>	<b>34,135.00</b>	<b>834,622.00</b>	<b>351,834.95</b>			<b>341,123.26</b>	<b>141,863.81</b>	<b>83.06%</b>

Total this Draw: \$ 341,123.26  
Previous Total Drawn: \$ 351,834.95  
Total Drawn to Date: \$ 692,758.20



Yellowstone & Quinn Street Improvements  
 Draw 8  
 Date 7/9/2007

Budget #	Line Item	Vendor	Invoice	Description	Invoice Amt	Retainage	Amount Paid	Total Paid Vendor
<b>Wheeler Electric Draw 4</b>								\$ 8,878.70
	13			Traffic Control	\$9,346.00	\$467.30	\$ 8,878.70	
						\$0.00	\$ -	
<b>JB Parsons Draw 5</b>								\$332,244.56
	1			Curb and Sidewalk Removal	\$85.00	-\$3.25	\$ (01.75)	
	4			Saw Cutting	-\$1,215.50	-\$80.78	\$ (1,154.73)	
	5			Install Curb & Gutter	\$13,378.00	\$668.80	\$ 12,707.20	
	6			Sidewalk	\$17,115.00	\$85.75	\$ 16,269.25	
	7			Concrete Road	\$117,078.80	\$5,653.94	\$ 111,224.86	
	8			SDMH Over Existing 36" SD	\$12,900.00	\$545.00	\$ 12,255.00	
	9			Install New Catch Basin and Pipe	\$8,700.00	\$435.00	\$ 8,265.00	
	10			Adjust Existing Manholes to Grade	\$2,250.00	\$112.50	\$ 2,137.50	
	12			Protection Around Existing Storm	\$150.00	\$7.50	\$ 142.50	
	13			West Side Electrical	\$1,845.00	\$92.25	\$ 1,752.75	
	15			West Side Traffic Control	\$35,700.00	\$1,785.00	\$ 33,915.00	
	17			Mobilization	\$4,400.00	\$220.00	\$ 4,180.00	
	18			Relocate Fire Hydrant and Pipe	\$2,900.00	\$145.00	\$ 2,755.00	
	19			Place Solid Lids Over Inlets	\$3,600.00	\$180.00	\$ 3,420.00	
	20			Inlet Protection from Sediment	\$150.00	\$7.50	\$ 142.50	
	22			Curb and Sidewalk Removal	-\$165.00	-\$9.25	\$ (175.75)	
	23			Sub Excavation-Concrete Prep	\$845.00	\$32.25	\$ 812.75	
	24			Saw Cutting	-\$484.50	-\$24.23	\$ (480.28)	
	25			Install Curb & Gutter	\$8,297.10	\$464.86	\$ 8,632.25	
	26			Sidewalk	\$7,840.00	\$382.00	\$ 7,440.00	
	27			Concrete Road	\$55,294.20	\$2,784.71	\$ 52,529.49	
	28			Place Solid Lids Over Existing	\$1,300.00	\$65.00	\$ 1,235.00	
	29			Install New Drop Inlet Box	\$4,400.00	\$220.00	\$ 4,180.00	
	30			Provide Protection around	\$600.00	\$30.00	\$ 570.00	
	33			East Side Traffic Control	\$21,000.00	\$1,050.00	\$ 19,950.00	
	35			Mobilization	\$7,600.00	\$380.00	\$ 7,220.00	
	36			Rebuild Existing Driveway And	\$0,000.00	\$300.00	\$ 5,700.00	
	38			Inlet Protection from Sediment	\$900.00	\$30.00	\$ 870.00	
	40			Concrete Increase for Fly Ash	\$3,800.00	\$190.00	\$ 3,610.00	
	41			Blanket and Cover Labor to Take off and Put ON	\$1,050.00	\$52.50	\$ 997.50	
44	CO1			Raised Island	\$10,500.00	\$525.00	\$ 9,975.00	
53	CO4			Hand Set Curb and Gutter Commercial Tire Entrance	\$1,580.00	\$79.50	\$ 1,510.50	
						\$0.00	\$ -	
<b>Total Draw Request</b>					<b>\$359,077.10</b>	<b>\$ 17,963.86</b>	<b>\$ 341,123.25</b>	

Subcontractor's Lien Releases From Prior Draw Received?  *Wheeler Yes, Parsons No.*

Change Orders Received This Period  
 WE03 Wheeler Electric \$9,346.00  
 CO4 JB Parsons \$1,580.00

# APPLICATION AND CERTIFICATE FOR PAYMENT

Invoice #: 123522

To Owner: Rail Crossings LLC  
 PEG Development  
 1 E Center St., Ste 300  
 Provo, UT 84606

Project: 57G006. Rail Crossing

Application No.: 5

Period To: 6/30/2007

Distribution to:  
 Owner  
 Architect  
 Contractor

From Contractor: Jack B. Parson Companies  
 P.O. Box 4002  
 Pocatello, ID 83205

Via Architect: Great Basin Engineering

Project Nos:

Contract For: Rail Crossings

Contract Date: 1/1/2007

## CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet is attached.

1. Original Contract Sum	.....	\$570,972.20
2. Net Change By Change Order	.....	\$27,220.00
3. Contract Sum To Date	.....	\$598,192.20
4. Total Completed and Stored To Date	.....	<del>\$458,003.10</del>
5. Retainage:		
a. 5.00% of Completed Work	21,832.66 RA	\$22,800.45
b. 0.00% of Stored Material		\$0.00
Total Retainage		<del>\$22,800.45</del>
6. Total Earned Less Retainage		\$436,653.10 RA
7. Less Previous Certificates For Payments		<del>\$438,202.95</del>
8. Current Payment Due		414,870.45 RA
9. Balance To Finish, Plus Retainage		<del>\$359,027.05</del>
		332,244.55 RA

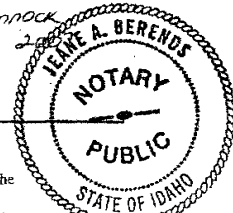
The undersigned Contractor certifies that to the best of the Contractor's knowledge, information, and belief, the work covered by this Application for Payment has been completed in accordance with the Contract Documents. That all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Jack B Parson Companies

By: Larry Robson Date: 6/29/07

State of Idaho  
 Subscribed and sworn to before me this 29th  
 Notary Public Liane A. Berends  
 My Commission expires 1-29-2013

County of Bannock  
 day of June, 2007



## ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information, and belief, the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED

AMOUNT CERTIFIED 332,244.55 RA  
~~\$359,027.05~~

Approved PEG, Inc.  
R. Alan Altmann  
 7/10/07

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT:

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

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment, and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CHANGE ORDER SUMMARY	Additions	Deductions
Total changes approved in previous months by Owner	\$0.00	\$0.00
Total Approved this Month	<del>-\$27,220.00</del>	<del>1,590.00 RA</del>
TOTALS	<del>-\$27,220.00</del>	<del>1,590.00 RA</del>
Net Changes By Change Order	<del>\$27,220.00</del>	<del>1,590.00 RA</del>

# CONTINUATION SHEET

Application and Certification for Payment containing Contractor's signed certification is attached.  
 In tabulations below, amounts are stated to the nearest dollar.  
 Use Column I on Contracts where variable retainage for line items may apply.

Application No. : 5  
 Application Date : 6/19/2007  
 To: 6/30/2007  
 Architect's Project No.:

Invoice #: 123522 Contract: 570006. Rail Crossing

A Item No.	B Description of Work	C Scheduled Value	D Work Completed		F Materials Presently Stored  (Not in D or E)	G Total Completed and Stored To Date  (D+E+F)	H % (C / C)	I Balance To Finish (C-G)	J Retainage
			From Previous Application (D+E)	This Period In Place					
1	Curb And Sidewalk Removal	5,025.00	5,025.00	-65.00	0.00	4,960.00	98.71%	65.00	248.00
2	All Sub Excavation-Concrete Prep As	12,000.00	11,400.00	0.00	0.00	11,400.00	95.00%	600.00	570.00
3	Remove Fence Where Required	6,000.00	0.00	0.00	0.00	0.00	0.00%	6,000.00	0.00
4	Saw Cutting	9,197.00	9,197.00	-1,215.50	0.00	7,981.50	86.78%	1,215.50	399.07
5	Install Curb And Gutter	25,630.00	0.00	13,376.00	0.00	13,376.00	52.19%	12,254.00	668.80
6	Sidewalk	23,225.00	0.00	17,115.00	0.00	17,115.00	73.69%	6,110.00	855.75
7	Concrete Road	155,138.40	0.00	117,078.80	0.00	117,078.80	75.47%	38,059.60	5,853.94
8	SDMH Over Existing 36" SD	12,900.00	0.00	12,900.00	0.00	12,900.00	100.00%	0.00	645.00
9	Install New Catch Basin And Pipe	8,700.00	0.00	8,700.00	0.00	8,700.00	100.00%	0.00	435.00
10	Adjust Existing Manholes To Grade	2,250.00	0.00	2,250.00	0.00	2,250.00	100.00%	0.00	112.50
11	Install New Drop Inlet	10,200.00	0.00	0.00	0.00	0.00	0.00%	10,200.00	0.00
12	Protection Around Existing Storm Drain	150.00	0.00	150.00	0.00	150.00	100.00%	0.00	7.50
13	West Side Electrical Work/Relocates	12,300.00	10,455.00	1,845.00	0.00	12,300.00	100.00%	0.00	615.00
14	Relocate All Signs As Required West	2,600.00	0.00	0.00	0.00	0.00	0.00%	2,600.00	0.00
15	West Side Traffic Control	51,000.00	10,200.00	35,700.00	0.00	45,900.00	90.00%	5,100.00	2,295.00
16	West Side Landscape	600.00	0.00	0.00	0.00	0.00	0.00%	600.00	0.00
17	Mobilization	11,000.00	5,500.00	4,400.00	0.00	9,900.00	90.00%	1,100.00	495.00
18	Relocate Fire Hydrant And Pipe	2,900.00	0.00	2,900.00	0.00	2,900.00	100.00%	0.00	145.00
19	Place Solid Lids Over Inlets (Existing)	3,600.00	0.00	3,600.00	0.00	3,600.00	100.00%	0.00	180.00
20	Inlet Protection From Sediment	150.00	0.00	150.00	0.00	150.00	100.00%	0.00	7.50
21	Asphalt Removal And Replace	1,760.00	0.00	0.00	0.00	0.00	0.00%	1,760.00	0.00
22	Curb And Sidewalk Removal	2,000.00	2,000.00	-185.00	0.00	1,815.00	90.75%	185.00	90.75
23	Sub Excavation-Concrete Prep	4,300.00	3,225.00	645.00	0.00	3,870.00	90.00%	430.00	193.50
24	Saw Cutting	3,570.00	3,570.00	-484.50	0.00	3,085.50	86.43%	484.50	154.27
25	Install Curb And Gutter	8,890.80	0.00	9,297.10	0.00	9,297.10	104.57%	-406.30	464.66
26	Sidewalk	7,791.00	0.00	7,840.00	0.00	7,840.00	100.63%	-49.00	392.00
27	Concrete Road	47,385.00	0.00	55,294.20	0.00	55,294.20	116.69%	-7,909.20	2,764.71
28	Place Solid Lids Over Existing Inlets	1,300.00	0.00	1,300.00	0.00	1,300.00	100.00%	0.00	65.00
29	Install New Drop Inlet Box And Requir	4,400.00	0.00	4,400.00	0.00	4,400.00	100.00%	0.00	220.00
30	Provide Protection Around Existing Str	600.00	0.00	600.00	0.00	600.00	100.00%	0.00	30.00
31	East Side Electrical Work/Relocates	5,500.00	5,500.00	0.00	0.00	5,500.00	100.00%	0.00	275.00
32	Relocate All Signs As Required East S	3,800.00	2,850.00	0.00	0.00	2,850.00	75.00%	950.00	142.50

# CONTINUATION SHEET

Application and Certification for Payment containing Contractor's signed certification is attached.  
 In tabulations below, amounts are stated to the nearest dollar.  
 Use Column I on Contracts where variable retainage for line items may apply.

Application No. : 5  
 Application Date : 6/19/2007  
 To: 6/30/2007  
 Architect's Project No.:

Invoice #: 123522 Contract: 370006. Rail Crossing

A Item No.	B Description of Work	C Scheduled Value	D Work Completed		F Materials Presently Stored  (Not in D or E)	G Total Completed and Stored To Date (D+E+F)	H % (G/C)	I Balance To Finish (C-G)	J Retainage
			From Previous Application (D+E)	This Period In Place					
33	East Side Traffic Control	30,000.00	6,000.00	21,000.00	0.00	27,000.00	90.00%	3,000.00	1,350.00
34	East Side Landscape	13,800.00	0.00	0.00	0.00	0.00	0.00%	13,800.00	0.00
35	Mobilization	19,000.00	9,500.00	7,600.00	0.00	17,100.00	90.00%	1,900.00	855.00
36	Rebuild Existing Driveway And Curb	6,000.00	0.00	6,000.00	0.00	6,000.00	100.00%	0.00	300.00
37	Relocate Existing Street Light East Sic	2,500.00	2,500.00	0.00	0.00	2,500.00	100.00%	0.00	125.00
38	Inlet Protection From Sediment	600.00	0.00	600.00	0.00	600.00	100.00%	0.00	30.00
39	Driveway Approach	2,520.00	0.00	0.00	0.00	0.00	0.00%	2,520.00	0.00
40	Concrete Increase For Fly Ash Chang	3,800.00	0.00	3,800.00	0.00	3,800.00	100.00%	0.00	190.00
41	Blanket And Cover Labor To Take Off	10,500.00	0.00	1,050.00	0.00	1,050.00	10.00%	9,450.00	52.50
42	Ground Heater For 2 Months	28,500.00	0.00	0.00	0.00	0.00	0.00%	28,500.00	0.00
43	Accelerator And Hot Water	6,300.00	0.00	0.00	0.00	0.00	0.00%	6,300.00	0.00
44	Raised Island	10,500.00	0.00	10,500.00	0.00	10,500.00	100.00%	0.00	525.00
45	CO #2 Rex Entrance Changes	13,960.00	0.00	<del>13,960.00</del>	RD 0.00	13,960.00	100.00%	0.00	698.00
46	CO #3 Handicap Ramps w/Ties	2,760.00	0.00	<del>5,399.00</del>	RD 0.00	5,390.00	195.29%	-2,630.00	269.50
53	CO #4 Hand Set Curb/Gutter	1,590.00	0.00	1,590.00	0.00	1,590.00	100.00%	0.00	79.50
Grand Totals		598,192.20	86,922.00	349,731.10	0.00	436,653.10	76.23%	142,189.10	22,800.15

Jack B. Parson Companies  
 10200 Batiste Road  
 Pocatello, ID 83205  
 208-232-5796

Invoice No: 123522  
 Invoice Date: 6/19/2007  
 Contract: 570006  
 CustomerNo: 607907  
 Terms: Net 30 Days  
 Due Date: 7/19/2007  
 Application: 5  
 Cust Ref: REVISED INVOICE

To: Rail Crossings LLC  
 PEG Development  
 1 E Center St., Ste 300  
 Provo, UT. 84606

Job Information:  
 Rail Crossing

Item - Description	Contract Amount	Contract Quantity	Quantity this Appl	Quantity JTD	U/M	Unit Price	Amount This Appl	Amount To-Date	% Comp
1 - Curb And Sidewalk Removal	5,025.00	1,005.00	-13.00	992.00	LF	5.00	-65.00	4,960.00	98.71%
2 - All Sub Excavation-Concrete Prep	12,000.00	0.00	0.00	0.00	LS	12,000.00	0.00	11,400.00	95.00%
3 - Remove Fence Where Required	6,000.00	0.00	0.00	0.00	LS	6,000.00	0.00	0.00	0.00%
4 - Saw Cutting	9,197.00	1,082.00	-143.00	939.00	LF	8.50	-1,215.50	7,981.50	86.78%
5 - Install Curb And Gutter	25,630.00	1,165.00	608.00	608.00	LF	22.00	13,376.00	13,376.00	52.19%
8 - Sidewalk	23,225.00	4,645.00	3,423.00	3,423.00	SF	5.00	17,115.00	17,115.00	73.69%
7 - Concrete Road	155,138.40	13,374.00	10,093.00	10,093.00	SF	11.60	117,078.80	117,078.80	75.47%
8 - SDMH Over Existing 36" SD	12,900.00	3.00	3.00	3.00	EA	4,300.00	12,900.00	12,900.00	100.00%
9 - Install New Catch Basin And Pipe	8,700.00	3.00	3.00	3.00	EA	2,900.00	8,700.00	8,700.00	100.00%
10 - Adjust Existing Manholes To	2,250.00	3.00	3.00	3.00	EA	750.00	2,250.00	2,250.00	100.00%
11 - Install New Drop Inlet	10,200.00	3.00	0.00	0.00	EA	3,400.00	0.00	0.00	0.00%
12 - Protection Around Existing Storm	150.00	0.00	0.00	0.00	LS	150.00	150.00	150.00	100.00%
13 - West Side Electrical	12,300.00	0.00	0.00	0.00	LS	12,300.00	1,845.00	12,300.00	100.00%
14 - Relocate All Signs As Required	2,800.00	0.00	0.00	0.00	LS	2,800.00	0.00	0.00	0.00%
15 - West Side Traffic Control	51,000.00	0.00	0.00	0.00	LS	51,000.00	35,700.00	45,900.00	90.00%
16 - West Side Landscape	600.00	0.00	0.00	0.00	LS	600.00	0.00	0.00	0.00%
17 - Mobilization	11,000.00	0.00	0.00	0.00	LS	11,000.00	4,400.00	9,900.00	90.00%
18 - Relocate Fire Hydrant And Pipe	2,900.00	1.00	1.00	1.00	EA	2,900.00	2,900.00	2,900.00	100.00%
19 - Place Solid Lids Over Inlets	3,600.00	3.00	3.00	3.00	EA	1,200.00	3,600.00	3,600.00	100.00%
20 - Inlet Protection From Sediment	150.00	0.00	0.00	0.00	LS	150.00	150.00	150.00	100.00%
21 - Asphalt Removal And Replace	1,760.00	440.00	0.00	0.00	SF	4.00	0.00	0.00	0.00%
22 - Curb And Sidewalk Removal	2,000.00	400.00	-37.00	363.00	LF	5.00	-185.00	1,815.00	90.75%
23 - Sub Excavation-Concrete Prep	4,300.00	0.00	0.00	0.00	LS	4,300.00	645.00	3,870.00	90.00%
24 - Saw Cutting	3,570.00	420.00	-57.00	363.00	LF	8.50	-484.50	3,085.50	86.43%
25 - Install Curb And Gutter	8,890.80	372.00	389.00	389.00	LF	23.90	9,297.10	9,297.10	104.57%
26 - Sidewalk	7,791.00	1,590.00	1,600.00	1,600.00	SF	4.90	7,840.00	7,840.00	100.63%
27 - Concrete Road	47,385.00	4,050.00	4,726.00	4,726.00	SF	11.70	55,294.20	55,294.20	116.89%
28 - Place Solid Lids Over Existing	1,300.00	1.00	1.00	1.00	EA	1,300.00	1,300.00	1,300.00	100.00%

Payment in full is due Net 30 days following invoice date. In the event payment is not made when due, reasonable collection fees, lien fees, and attorney fees with or without suit, together with 1 1/2% per month FINANCE CHARGE which is an ANNUAL PERCENTAGE RATE of 18%, will be assessed until paid.

Remit to: Jack B. Parson Companies  
 PO Box 4002  
 Pocatello, ID 83205

Customer Name: Rail Crossings LLC  
 Customer No: 607907  
 Invoice Number: 123522  
 Invoice Amount: 350,627.05      Amount Remitted: \_\_\_\_\_

Jack B. Parson Companies  
 10200 Batiste Road  
 Pocatello, ID 83205  
 208-232-5796

Invoice No: 123522  
 Invoice Date: 6/19/2007  
 Contract: 570006  
 CustomerNo: 607907  
 Terms: Net 30 Days  
 Due Date: 7/19/2007  
 Application: 5  
 Cust Ref: REVISED  
 INVOICE

To : Rail Crossings LLC  
 PEG Development  
 1 E Center St., Ste 300  
 Provo, UT. 84606

Job Information:  
 Rail Crossing

Item - Description	Contract Amount	Contract Quantity	Quantity this Appl	Quantity JTD	U/M	Unit Price	Amount This Appl	Amount To-Date	% Comp
29 - Install New Drop Inlet Box And	4,400.00	1.00	1.00	1.00	EA	4,400.00	4,400.00	4,400.00	100.00%
30 - Provide Protection Around	600.00	0.00	0.00	0.00	LS	600.00	600.00	600.00	100.00%
31 - East Side Electrical	5,500.00	0.00	0.00	0.00	LS	5,500.00	0.00	5,500.00	100.00%
32 - Relocate All Signs As Required	3,800.00	0.00	0.00	0.00	LS	3,800.00	0.00	2,850.00	75.00%
33 - East Side Traffic Control	30,000.00	0.00	0.00	0.00	LS	30,000.00	21,000.00	27,000.00	90.00%
34 - East Side Landscape	13,800.00	0.00	0.00	0.00	LS	13,800.00	0.00	0.00	0.00%
35 - Mobilization	19,000.00	0.00	0.00	0.00	LS	19,000.00	7,600.00	17,100.00	90.00%
36 - Rebuild Existing Driveway And	6,000.00	1.00	1.00	1.00	EA	6,000.00	6,000.00	6,000.00	100.00%
37 - Relocate Existing Street Light	2,500.00	1.00	0.00	1.00	EA	2,500.00	0.00	2,500.00	100.00%
38 - Inlet Protection From Sediment	600.00	0.00	0.00	0.00	LS	600.00	600.00	600.00	100.00%
39 - Driveway Approach	2,520.00	210.00	0.00	0.00	SF	12.00	0.00	0.00	0.00%
40 - Concrete Increase For Fly Ash	3,800.00	0.00	0.00	0.00	LS	3,800.00	3,800.00	3,800.00	100.00%
41 - Blanket And Cover Labor To Take	10,500.00	0.00	0.00	0.00	LS	10,500.00	1,050.00	1,050.00	10.00%
42 - Ground Heater For 2 Months	28,500.00	0.00	0.00	0.00	LS	28,500.00	0.00	0.00	0.00%
43 - Accelerator And Hot Water	6,300.00	0.00	0.00	0.00	LS	6,300.00	0.00	0.00	0.00%
44 - Raised Island	10,500.00	0.00	0.00	0.00	LS	10,500.00	10,500.00	10,500.00	100.00%
45 - CO #2 Rex Entrance Changes	13,960.00	0.00	0.00	0.00	LS	13,960.00	13,960.00	13,960.00	100.00%
46 - CO #3 Handicap Ramps w/Ties	2,760.00	3.00	5.86	5.86	EA	919.95	5,390.00	5,390.00	195.29%
53 - CO #4 Hand Set Curb/Gutter	1,590.00	53.00	53.00	53.00	EA	30.00	1,590.00	1,590.00	100.00%

If you have Questions regarding this billing, please contact Jeane Berends at (208) 232-5796

Payment in full is due Net 30 days following invoice date. In the event payment is not made when due, reasonable collection fees, lien fees, and attorney fees with or without suit, together with 1 1/2% per month FINANCE CHARGE which is an ANNUAL PERCENTAGE RATE of 18%, will be assessed until paid.

Remit to: Jack B. Parson Companies  
 PO Box 4002  
 Pocatello, ID 83205

Customer Name: Rail Crossings LLC  
 Customer No: 607907  
 Invoice Number: 123522  
 Invoice Amount: 350,627.05 Amount Remitted: \_\_\_\_\_

Jack B. Parson Companies  
 10200 Batiste Road  
 Pocatello, ID 83205  
 208-232-5796

Invoice No: 123522  
 Invoice Date: 6/19/2007  
 Contract: 570006.  
 CustomerNo: 607907  
 Terms: Net 30 Days  
 Due Date: 7/19/2007  
 Application: 5  
 Cust Ref: REVISED  
 INVOICE

To : Rail Crossings LLC  
 PEG Development  
 1 E Center St., Ste 300  
 Provo, UT. 84606

Job Information:  
 Rail Crossing

Item - Description	Contract Amount	Contract Quantity	Quantity this Appl	Quantity JTD	U/M	Unit Price	Amount This Appl	Amount To-Date	% Comp
--------------------	-----------------	-------------------	--------------------	--------------	-----	------------	------------------	----------------	--------

Total To Date:	456,003.10
Plus Sales Tax:	0.00
Less Retainage:	22,800.15
Less Previous Application:	82,575.90
<b>Total Due This Invoice:</b>	<b>350,627.05</b>

Payment in full is due Net 30 days following invoice date. In the event payment is not made when due, reasonable collection fees, lien fees, and attorney fees with or without suit, together with 1 1/2% per month FINANCE CHARGE which is an ANNUAL PERCENTAGE RATE of 9%, will be assessed until paid.

Remit to: Jack B. Parson Companies  
 PO Box 4002  
 Pocatello, ID 83205

Customer Name: Rail Crossings LLC  
 Customer No: 607907  
 Invoice Number: 123522  
 Invoice Amount: 350,627.05    Amount Remitted: \_\_\_\_\_

## APPLICATION AND CERTIFICATION FOR PAYMENT

AIA DOCUMENT

TO OWNER: RAIL CROSSINGS, LLC ONE EAST CENTER STREET SUITE 300 PROVO, UT 84606	PROJECT: YELLOWSTONE & FLANDRO SIGNAL  POCATELLO, ID	APPLICATION NO: 11679 9 Distribution to:
FROM CONTRACTOR: WHEELER ELECTRIC, INC 469 W 16TH STREET  IDAHO FALLS, ID 83402	VIA ARCHITECT:	PERIOD TO: 06/19/2007  PROJECT NO: 0000001326  CONTRACT DATE:

OWNER  
 ARCHITECT  
 CONTRACTOR

### CONTRACTOR'S APPLICATION FOR PAYMENT

1. ORIGINAL CONTRACT SUM	\$	233,560.00
2. Net change by Change Orders	\$	22,045.00
3. CONTRACT SUM TO DATE (Line 1 + 2)	\$	255,605.00
4. TOTAL COMPLETED AND STORED TO DATE	\$	255,605.00
5. RETAINAGE		
a. 5.0% of Completed Work	\$	12,780.25
b. Stored Material	\$	0.00
Total Retainage		
	\$	12,780.25
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)	\$	242,824.75
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT	\$	233,946.00
8. CURRENT PAYMENT DUE	\$	8,878.70
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$	12,780.25

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief, the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificate for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:

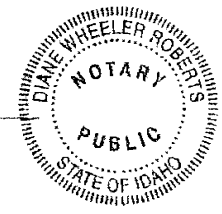
By: Steve Cobbley Date: 6/19/07

State of Idaho County of Bonn

Subscribed and sworn to before me this 19 day of June, 2007

Notary Public: Diane Wheeler Roberts

My Commission expires: 12-18-08



### ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

Approved:  
*PEG Development*  
*Robert Smith*

AMOUNT CERTIFIED \$ 8,878.70

*(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to confirm with the amount certified.)*

ARCHITECT:

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

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous periods by Owner	\$0.00	\$0.00
Total approved this Period (#9)	\$0.00	\$0.00
<b>TOTALS</b>	\$0.00	\$0.00
NET CHANGES by Change Order	\$0.00	\$0.00



Application: 0009

## WHEELER ELECTRIC, INC Progress Billing

Page: 1 of 1

From: 04/18/2007 To: 05/18/2007

Item Number	Change Order	Item	Contract Value	% Retention	% Complete	Progress To Date	Retention To Date	Previous Draw	Previous Retention	Prog to Date Inc SM	Stored Material	Current Draw	Current Retention	Net Draw	Outstanding
<b>000001326 YELLOWSTONE &amp; FLANDRO SIGNAL</b>															
000001	00000	MOBILIZE	20,000.00	5.00	100.00	20,000.00	1,000.00	20,000.00	1,000.00	20,000.00	0.00	0.00	0.00	0.00	0.00
000002	00000	POLE FOUNDATIONS	25,000.00	5.00	100.00	25,000.00	1,250.00	25,000.00	1,250.00	25,000.00	0.00	0.00	0.00	0.00	0.00
000003	00000	BORE CONDUIT	13,280.00	5.00	100.00	13,280.00	664.00	13,280.00	664.00	13,280.00	0.00	0.00	0.00	0.00	0.00
000004	00000	TRENCH CONDUIT	13,280.00	5.00	100.00	13,280.00	664.00	13,280.00	664.00	13,280.00	0.00	0.00	0.00	0.00	0.00
000005	00000	SET BOXES	3,000.00	5.00	100.00	3,000.00	150.00	3,000.00	150.00	3,000.00	0.00	0.00	0.00	0.00	0.00
000006	00000	PULL WIRE	5,000.00	6.00	100.00	5,000.00	260.00	5,000.00	260.00	5,000.00	0.00	0.00	0.00	0.00	0.00
000007	00000	CHANGE POWER PEDISTAL	4,000.00	5.00	100.00	4,000.00	200.00	4,000.00	200.00	4,000.00	0.00	0.00	0.00	0.00	0.00
000008	00000	INSTALL VIDEO EQUIPMENT	20,000.00	5.00	100.00	20,000.00	1,000.00	20,000.00	1,000.00	20,000.00	0.00	0.00	0.00	0.00	0.00
000009	00000	BUILD POLES	100,000.00	6.00	100.00	100,000.00	5,000.00	100,000.00	5,000.00	100,000.00	0.00	0.00	0.00	0.00	0.00
000010	00000	SET POLES	30,000.00	6.00	100.00	30,000.00	1,600.00	30,000.00	1,600.00	30,000.00	0.00	0.00	0.00	0.00	0.00
000011	00001	WED1 SURVEY & STAKING	1,303.00	5.00	100.00	1,303.00	65.15	1,303.00	65.15	1,303.00	0.00	0.00	0.00	0.00	0.00
000012	00001	WED2 INTERNAL THERMAL COMP	2,449.00	5.00	100.00	2,449.00	122.45	2,449.00	122.45	2,449.00	0.00	0.00	0.00	0.00	0.00
000013	00001	WED3 TRAFFIC CONTROL	9,346.00	5.00	100.00	9,346.00	467.30	0.00	0.00	9,346.00	0.00	9,346.00	467.30	8,878.70	0.00
000014	00001	WED4 TRAFICON VIDEO DETECTION	3,728.00	5.00	100.00	3,728.00	186.40	3,728.00	186.40	3,728.00	0.00	0.00	0.00	0.00	0.00
000016	00001	WED5 WINTER HEATING-EQUIP	5,219.00	5.00	100.00	5,219.00	260.95	5,219.00	260.95	5,219.00	0.00	0.00	0.00	0.00	0.00
<b>Grand Total :</b>			<b>255,005.00</b>			<b>255,605.00</b>	<b>12,761.25</b>	<b>246,259.00</b>	<b>12,312.06</b>	<b>255,605.00</b>	<b>0.00</b>	<b>9,346.00</b>	<b>467.30</b>	<b>8,878.70</b>	<b>0.00</b>

**Final Total : 8,878.70**

PROGRESS RELEASE

(Mechanic's Lien, Stop Notice, Equitable Lien, Labor and Material Bond Release)

FROM: Wheeler Electric, Inc.

PO Box 2173

Idaho Falls, ID 83403

TELEPHONE: 208/522-1906

TO: Peg Development

One East Center Street

FAX: 208/522-5927

Provo, Ut 84606

PROJECT#: Yellowstone & Flandro Signal

CONDITIONAL RELEASE

The undersigned does hereby acknowledge that upon receipt by the undersigned of a check from Peg Development in the sum of \$ 8,878.70 payable to Wheeler Electric, Inc. and when the check has been properly endorsed and has been paid by the bank upon which it was drawn, this document shall become effective to release pro tanto any mechanic's lien, stop notice or bond right the undersigned has on the above referenced job to the following extent. This release covers a progress payment for labor, services, equipment and materials furnished through 6/19/07 only and does not cover any retention or items furnished after said date. Before any recipient of this document relies on it, said party should verify evidence of payment to the undersigned.

UNCONDITIONAL RELEASE

The undersigned does hereby acknowledge that the undersigned has been paid and has received progress payments in the sum of \$ 227,750.15 for labor, services, equipment, and materials furnished to the above referenced job and does hereby release pro tanto any mechanic's lien, stop notice, and bond right that the undersigned has on the referenced job to the following extent. This release covers a progress payment for labor, services, equipment, and materials furnished to the above referenced job through only and does not cover any retention or items furnished after that date.

NOTICE: THIS DOCUMENT WAIVES RIGHTS UNCONDITIONALLY AND STATES THAT YOU HAVE BEEN PAID FOR GIVING UP THOSE RIGHTS. THIS DOCUMENT IS ENFORCEABLE AGAINST YOU IF YOU SIGN IT EVEN IF YOU HAVE NOT BEEN PAID. IF YOU HAVE NOT BEEN PAID USE A CONDITIONAL RELEASE FORM.

Firm Name: Wheeler Electric Inc
By: Douglas P. Wheeler
Date: 7/19/07

Firm Name: Wheeler Electric Inc
By: Douglas P. Wheeler
Date: 7/19/07

NOTARY - CORPORATE/PARTNERSHIP

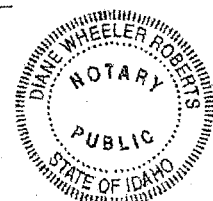
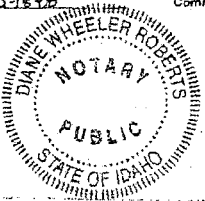
NOTARY - INDIVIDUAL

STATE OF IDAHO )
) ss.
COUNTY OF BONN. )

STATE OF IDAHO )
) ss.
COUNTY OF BONN. )

On this 10 day of July, 2007 before me, Diane Wheeler Roberts a Notary Public in and for said State, personally appeared Douglas P. Wheeler, known or identified to me to be the person whose name is attached to the foregoing Release, and acknowledged to me that (he/she) executed the same. IN WITNESS WHEREOF, I have hereunto placed my official hand and seal the day and year in this Certificate first above written. Diane Wheeler Roberts Notary Public for Wheeler Electric Residing At Idaho, Idaho Commission Expires: 12-18-08

On this 10 day of July, 2007 before me, Diane Wheeler Roberts a Notary Public in and for said State, personally appeared Douglas P. Wheeler, known or identified to me to be the person whose name is attached to the foregoing Release, and acknowledged to me that (he/she) executed the same. IN WITNESS WHEREOF, I have hereunto placed my official hand and seal the day and year in this Certificate first above written. Diane Wheeler Roberts Notary Public for Wheeler Electric Residing At Idaho, Idaho Commission Expires: 12-18-08



**Wheeler Electric Inc.**  
 469 W. 18th St. / P.O. Box 2173  
 Idaho Falls, Idaho 83403  
 (208) 522-1906

Contractors License  
 No. C-1950 ID  
 No. C-318 WY  
 No. 269655 UT  
 No. 0027892 NV  
 No. 583 MT

**Change Order Proposal**

PROPOSAL SUBMITTED TO Peg Development	PHONE (801) 655-1998	DATE June 18, 2007
STREET One East Center Street	JOB Yellowstone/Flandro Signal	
CITY, STATE, AND ZIP CODE Provo UT 84606	JOB LOCATION Pocatello, Idaho	

We hereby submit specifications and estimates  
 Supply Traffic Control (By Amengo, Inc.).

**We propose**

hereby to furnish material and labor, complete in accordance with above specifications, for the sum of

Nine Thousand Three Hundred Forty Six dollars ( \$9,346.00 )

Payment to be made as follows:

Authorized Signature: S. Colby

Note: This proposal may be withdrawn if not accepted within 15 days.

**Acceptance of Proposal**

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as stated above.

Date of acceptance 7/16/07

Signature \_\_\_\_\_

Signature [Signature]

**\*NOTICE\***

"Under the Mechanics' Lien Law, any contractor, subcontractor, laborer, supplier or other person who helps to improve your property but is not paid for his work or supplies, has a right to enforce a claim against your property. This means that, after a court hearing, your property could be sold by a court officer and the proceeds of the sale used to satisfy the indebtedness. This can happen even if you have paid your own contractor in full, if the subcontractor, laborer or supplier remains unpaid."

"Under the law, you may protect yourself against such claims by filing, before commencing such work of improvement, an original contract for the work of improvement or a modification thereof, in the office of the county recorder of the county where the property is situated and requiring that a contractor's payment bond be recorded in such office. Said bond shall be in an amount not less than fifty percent (50%) of the contract price and shall, in addition to any conditions for the performance of the contract, be conditioned for the payment in full of the claims of all persons furnishing labor, services, equipment or materials for the work described in said contract."

# Wheeler Electric, Inc.

Job No.

FO No. WE. No. 3 Other. Traffic Control By Amerigo

**1) Material Cost & Labor Breakdown:**

Material Description	Unit Of Measure	Quantity	Unit Cost	Material Cost	Manhour Unit	Man hours
Invoice #1124-1	Lot	1	\$225.00	\$225		0
Invoice #1124-2	Lot	1	\$5766.30	\$5766		0
Invoice #1124-3	Lot	1	\$780.00	\$780		0
Light tower (Safety)	Lot	1	\$752.00	\$752		0
<b>Subtotal Material Cost</b>	=			\$7523		
<b>Material Tax @</b>	% =			\$0		
<b>Total Material Cost</b>	=			\$7523		
<b>Total Labor Manhours</b>	=					0

**2) Equipment Breakdown:**

Equipment Description	Usage	Rate	Eqpt Cost
<b>Total Equipment Cost</b>	=		

**3) Labor Cost Breakdown:**

Craft	Manhours	Rate	Labor Cost
Foreman	12	\$46.00	\$552
<b>Total Mhrs =</b>	12		<b>Total Labor Cost \$552</b>

<b>4) Total Material Cost:</b>		\$7523
<b>5) Total Equipment Cost:</b>		
<b>6) Total Labor Cost :</b>		\$552
<b>7) Consumables, Small Tools @</b>	3 % of Labor:	\$17
<b>8) Misc Costs</b>		
<b>9) Direct Cost:</b>		\$8092
<b>10) Overhead @</b>	10 %	\$809
<b>11) Subtotal:</b>		\$8901
<b>12) Profit @</b>	5 %	\$445
<b>13) Sub Subtotal:</b>		\$9346
<b>14) Lower-Tier Subcontractor(s):</b>		
<b>15) Subtotal Subcontractors</b>		
<b>16) Commission on Subcontractor(s) @</b>	%	
<b>17) C.O. Subtotal:</b>		\$9346
<b>18) Bond @</b>	%	\$0
<b>19) Total Proposed Amount:</b>		<b>\$9346</b>

20) Time Extension Proposed: \_\_\_\_\_ Calendar Days

AMERIGO, INC.

P.O. BOX 4668  
735 S. 1st. Ave  
POCATELLO, ID 83205  
208-234-2181

RECEIVED JAN 13

# Invoice

DATE	INVOICE #
12/30/2006	1124-1

<b>BILL TO</b>
Wheeler Electric 469 W. 16th St Idaho Falls, ID 83402

P.O. NO.	TERMS	DUE DATE	PROJECT
1326	Net 15	1/14/2007	

QUANTITY	DESCRIPTION	RATE	AMOUNT
2	Flagging Services	28.00	56.00
1	Traffic Control Maintenance	30.00	30.00
6	Sign Type B	6.50	39.00
1	Traffic Control Plans	100.00	100.00
<b>Subtotal</b>			\$225.00

ENTERED JAN 22 2007

pd 12/30/06  
chk # 36493

All Items and Materials supplied must be in accordance with Idaho/Federal Standard Specifications. Certificates of Compliance and/or Mill Certifications must be provided as necessary.

A LATE PAYMENT CHARGE of 1 1/2% per month will be added on all Invoices/Accounts over the Invoice Due Date (or a minimum late payment charge of \$0.50)

<b>Sales Tax (6.0%)</b>	30.00
<b>Total</b>	\$225.00
<b>Balance Due</b>	\$225.00

AMERIGO, INC.

P.O. BOX 4668  
 735 S. 1st. Ave  
 POCATELLO, ID 83205  
 208-234-2181

RECEIVED APR 25

Invoice

DATE	INVOICE #
4/14/2007	11242

<b>BILL TO</b>
Wheeler Electric 469 W. 16th St Idaho Falls, ID 83402

*Steve  
OK?*

*1326  
Sub*

*put into  
pay 5/25*

P.O. NO.	TERMS	DUE DATE	PROJECT
flandro	<del>Net 15</del>	4/29/2007	

QUANTITY	DESCRIPTION	RATE	AMOUNT
30	Rent Construction signs, Class B	21.45	643.50
8	Rent Advanced Warning Arrow Panel Type C	45.00	360.00
7	Rent Drums Class B	13.50	94.50
1	Traffic Control Plans	125.00	125.00
103	Rent Candles	6.4835	667.80
30.25	Traffic Control Maintenance	30.00	907.50
106	Flagging Services	28.00	2,968.00
<i>This is Due upon Receipt.</i>			
<b>Subtotal</b>			\$5,766.30

All Items and Materials supplied must be in accordance with Idaho/Federal Standard Specifications. Certificates of Compliance and/or Mill Certifications must be provided as necessary.  
 A LATE PAYMENT CHARGE of 1 1/2% per month will be added on all Invoices/Accounts over the Invoice Due Date or a minimum late payment charge of \$0.50

<b>Sales Tax (6.0%)</b>	\$0.00
<b>Total</b>	\$5,766.30
<b>Balance Due</b>	\$5,766.30

AMERIGO, INC.

P.O. BOX 4668  
735 S. 1st Ave  
POCATELLO, ID 83205  
208-234-2181

### Invoice

DATE	INVOICE #
6/15/2007	1124-3

<b>BILL TO</b>
Wheeler Electric 469 W. 16th St Idaho Falls, ID 83402

*What jobs?  
OK to pay?*

P.O. NO.	TERMS	DUE DATE	PROJECT
1326 flandro	Net 15	6/30/2007	

QUANTITY	DESCRIPTION	RATE	AMOUNT
9	Traffic Control Maintenance	30.00	270.00
15	Flagging Services	28.00	420.00
2	Rent Advanced Warning Arrow Panel Type C	45.00	90.00
<b>Subtotal</b>			\$780.00

All Items and Materials supplied must be in accordance with Idaho/Federal Standard Specifications. Certificates of Compliance and/or Mill Certifications must be provided as necessary.

A LATE PAYMENT CHARGE of 1 1/2% per month will be added on all Invoices/Accounts over the Invoice Due Date (or a minimum late payment charge of \$0.50)

<b>Sales Tax (6.0%)</b>	\$0.00
<b>Total</b>	\$780.00
<b>Balance Due</b>	\$780.00

Meridian, ID 208-864-1500 Twin Falls, ID 208-735-2500 Idaho Falls, ID 208-733-7400 Pocatello, ID 208-233-0400 Missoula, MT 406-241-0300 Hayden, ID 208-763-6600  
 Jackson, WY 307-734-6856 Paeon, WA 509-343-2200 Spokane, WA 509-536-1320 Lewiston, ID 208-298-3300 Kootenai, MT 406-755-3100 Tell Twp 900-RENT CAT



**Historical Invoice**

Invoice Date 4/17/2007

Invoice Number 61V61002859

Bill to:  
 WHEELER ELECTRIC INC  
 PO BOX 2173

Deliver to:  
 Yellowstone & Flandro

RECEIVED

IDAHO FALLS, ID 83403-2173

Account Number 9533600  
 Contract Number 3994-0146  
 Delivery Method Western States Transport  
 Ordered By Kevin

Store POC  
 Salesperson DAN STODDARD  
 PO Number

Hour Meter Out: 1608.5

Hour Meter In: 1640.1

1326

Line	Qty	Item code Description	Rental period from to	ID no. MFR Serial no.	Amount in USD
Rental	1.0	4601040 LIGHT TOWER 4 LIGHTS DIESEL	4/6/2007 4/12/2007	R5420 0517PR004	\$ 350.00
Misc.	1.0	ENV Environmental Surcharge	4/16/2007		\$ 5.00

EX Rent

Type	Code	Description
1	61	6.0% IDAHO SALES TAX

Total Before Taxes:			\$ 355.00
Base Amount	Percentage	Tax Amount	
\$ 350.00	6	\$ 21.00	

Total Tax Amount: \$ 21.00  
 Total Amount Including Taxes: \$ 376.00

PLEASE REMIT PAYMENT TO:  
 WESTERN STATES EQUIPMENT  
 PO BOX 3805  
 SEATTLE, WA 98124-0805

Thank You for Your Business



Meridian, ID 208-884-1300 Twin Falls, ID 208-735-2300 Idaho Falls, ID 208-532-3400 Pocatello, ID 208-235-6400 Missoula, MT 406-541-8300 Hayden, ID 208-763-6600  
 Jackson, WY 307-734-6866 Pocatello, WA 509-243-2200 Spokane, WA 509-516-1520 Lewiston, ID 208-298-3300 Kalispell, MT 406-758-1300 Toll Free 800-RENT CAT

Western States



**Historical Invoice**

Invoice Date 4/17/2007

Invoice Number 61V61002860

Bill to:  
 WHEELER ELECTRIC INC  
 PO BOX 2173

Deliver to:  
 Yellowstone & Flandro

RECEIVED

IDAHO FALLS, ID 83403-2173

Account Number 9533600  
 Contract Number 3994:0147  
 Delivery Method Western States Transport  
 Ordered By Kevin

Store POC  
 Salesperson DAN STODDARD  
 PO Number

Hour Meter Out: 1160.8

Hour Meter In: 1195.2

B26

Line	Qty	Item code Description	Rental period from to	ID no. MFR Serial no.	Amount in USD
Rental	1.0	4601040 LIGHT TOWER 4 LIGHTS DIESEL	4/6/2007 4/12/2007	R5428 0544PRO04	\$ 350.00
Misc.	1.0	ENV Environmental Surcharge	4/16/2007		\$ 5.00

EA  
 Rent

ENTERED APR 14 2007

Type	Code	Description	Total Before Taxes:	Base Amount	Percentage	Tax Amount
	61	6.0% IDAHO SALES TAX	\$ 355.00	\$ 350.00	6	\$ 21.00

Total Tax Amount: \$ 21.00  
 Total Amount Including Taxes: \$ 376.00

PLEASE REMIT PAYMENT TO:  
 WESTERN STATES EQUIPMENT  
 PO BOX 3805  
 SEATTLE, WA 98124-3805

Thank You for Your Business

Rail Crossings Breakdown

Date	Requisition	Amount	Total Paid	Balance
7/19/2006				\$800,000.00
2/21/2007	27	\$5,842.50	\$5,842.50	\$794,157.50
2/21/2007	28	\$96,053.50	\$101,896.00	\$698,104.00
3/21/2007	29	\$6,195.90	\$108,091.90	\$691,908.10
4/18/2007	30	\$5,586.00	\$113,677.90	\$686,322.10
4/18/2007	31	\$119,055.65	\$232,733.55	\$567,266.45
5/16/2007	32	\$3,961.50	\$236,695.05	\$563,304.95
5/16/2007	33	\$42,579.00	\$279,274.05	\$520,725.95
6/20/2007	34	\$5,175.00	\$284,449.05	\$515,550.95
6/20/2007	35	\$67,185.90	\$351,634.95	\$448,365.05
7/25/2007	36	\$332,244.55	\$683,879.50	\$116,120.50
7/25/2007	37	\$8,878.70	\$692,758.20	\$107,241.80

**North Yellowstone  
2004 SERIES A  
ACTIVITY STATEMENT  
Pocatello Square Project**

DATE	DESCRIPTION	PAYMENT	TOTAL PAYMENTS	PROJECT BALANCE
	Total Project Commitment			\$6,000,000.00
12/23/2004	Requisition #2	\$415,423.17	\$415,423.17	\$5,584,576.83
1/19/2005	Requisition #3	\$115,048.13	\$530,471.30	\$5,469,528.70
1/19/2005	Requisition #4	\$252.00	\$530,723.30	\$5,469,276.70
1/19/2005	Requisition #5	\$358,538.64	\$889,261.94	\$5,110,738.06
1/19/2005	Requisition #6	\$11,778.71	\$901,040.65	\$5,098,959.35
2/16/2005	Requisition #7	\$2,005.00	\$903,045.65	\$5,096,954.35
2/16/2005	Requisition #8	\$146.40	\$903,192.05	\$5,096,807.95
2/16/2005	Requisition #9	\$71,500.00	\$974,692.05	\$5,025,307.95
2/16/2005	Requisition #10	\$8,944.42	\$983,636.47	\$5,016,363.53
2/16/2005	Requisition #11	\$36,668.87	\$1,020,305.34	\$4,979,694.66
3/16/2005	Requisition #12	\$648,367.44	\$1,668,672.78	\$4,331,327.22
4/20/2005	Requisition #13	\$381,459.32	\$2,050,132.10	\$3,949,867.90
5/18/2005	Requisition #14	\$258,580.75	\$2,308,712.85	\$3,691,287.15
6/15/2005	Requisition #15	\$237,289.67	\$2,546,002.52	\$3,453,997.48
	fees not included in project budget	-\$1,478.65	\$2,544,523.87	\$3,455,476.13
7/20/2005	Requisition #16	\$387,926.60	\$2,932,450.47	\$3,067,549.53
8/17/2005	Requisition #17	\$433,396.81	\$3,365,847.28	\$2,634,152.72
9/21/2005	Requisition #18	\$705,137.72	\$4,070,985.00	\$1,929,015.00
10/19/2005	Requisition #19	\$284,509.24	\$4,355,494.24	\$1,644,505.76
10/19/2005	Overhead correction	-\$10.00	\$4,355,484.24	\$1,644,515.76
11/16/2005	Requisition #20	\$263,443.38	\$4,618,927.62	\$1,381,072.38
11/16/2005	Requisition #21	\$4,397.00	\$4,623,324.62	\$1,376,675.38
12/21/2005	Requisition #22	\$26,992.04	\$4,650,316.66	\$1,349,683.34
1/18/2006	Requisition #23	\$200,572.71	\$4,850,889.37	\$1,149,110.63
3/15/2006	Requisition #24	\$3,816.00	\$4,854,705.37	\$1,145,294.63
7/17/2006	Refund from Hawkins	-\$60,583.00	\$4,794,122.37	\$1,205,877.63
10/18/2006	Requisition #25	\$480.00	\$4,794,602.37	\$1,205,397.63
12/20*06	Requisition #26	\$15,525.14	\$4,810,127.51	\$1,189,872.49
2/21/2007	Requisition #27	\$5,842.50	\$4,815,970.01	\$1,184,029.99
2/21/2007	Requisition #28	\$96,053.50	\$4,912,023.51	\$1,087,976.49
3/21/2007	Requisition #29	\$6,195.90	\$4,918,219.41	\$1,081,780.59
4/18/2007	Requisition #30	\$5,586.00	\$4,923,805.41	\$1,076,194.59
4/18/2007	Requisition #31	\$119,055.65	\$5,042,861.06	\$957,138.94

5/16/2007	Requisition #32	\$3,961.50	\$5,046,822.56	\$953,177.44
5/16/2007	Requisition #33	\$42,579.00	\$5,089,401.56	\$910,598.44
6/20/2007	Requisition #34	\$5,175.00	\$5,094,576.56	\$905,423.44
6/20/2007	Requisition #35	\$67,185.90	\$5,161,762.46	\$838,237.54
7/25/2007	Requisition #36	\$332,244.55	\$5,494,007.01	\$505,992.99
7/25/2007	Requisition #37	\$8,878.50	\$5,502,885.51	\$497,114.49
7/25/2007	Requisition #38	\$500.00	\$5,503,385.51	\$496,614.49

**POCATELLO DEVELOPMENT AUTHORITY**

**REVENUE ALLOCATION (TAX INCREMENT) BONDS, 2004 SERIES A**

**REQUISITION PURSUANT TO BOND ORDINANCE**

Wells Fargo Bank  
MAC U1859-031  
999 Main Street, 3<sup>rd</sup> Floor  
Boise, Idaho 83702  
Attn: Corporate Trust Services

The undersigned, who is authorized to make such request under Section 11 of the Bond Ordinance, dated as of December 8, 2004, between First Security Bank, N.A. ("Trustee") and the Pocatello Development Authority (the "Agency"), hereby requests the above Trustee as follows:

1. Requisition Number: 39
2. Payment is due to: Pocatello Development Authority
3. The amount to be disbursed is: \$107,241.80
4. The obligation mentioned above for which payment is requested in this Requisition is due, is a proper charge against the Construction Fund and has not been previously paid from said Fund or from the proceeds of the Bonds.
5. All of this requested payment is for the items on the attached Schedule, which are costs of acquisition and construction or costs of issuing the Bonds.

Attachments: See Attached Schedule of Costs to Requisition

DATED: July 25, 2007

**POCATELLO DEVELOPMENT AUTHORITY**

\_\_\_\_\_  
Authorized Representative

**CITY OF POCATELLO**

\_\_\_\_\_  
Authorized Representative

Terms used herein shall be as defined in the Bond Ordinance.

**SCHEDULE OF COSTS TO REQUISITION  
CERTIFICATE NO. 39**

<b><u>Description of Costs</u></b>	<b><u>Payee and Location</u></b>	<b><u>Amount</u></b>
Construction management, engineering oversight services, and infrastructure improvements at Rail Crossings site.	Pocatello Development Authority 1651 Alvin Ricken Dr Pocatello, ID 83201	\$107,241.80

The above are to be paid upon receipt by Trustee of an invoice therefor.

# INVOICE

**TO:** North Yellowstone Construction Fund

**DATE:** July 25, 2007

**FROM:** Pocatello Development Authority  
1651 Alvin Ricken Drive  
Pocatello, ID 83201

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**DESCRIPTION:**

Construction management, engineering oversight services, and infrastructure improvements at Rail Crossings site.

\$107,241.80

**TOTAL AMOUNT DUE:**

**\$107,241.80**

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Please make checks payable to: **POCATELLO DEVELOPMENT AUTHORITY**



#40

# INVOICE

**TO:** North Yellowstone Construction Fund      **DATE:** July 25, 2007

**FROM:** Pocatello Development Authority  
1651 Alvin Ricken Drive  
Pocatello, ID 83201

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**DESCRIPTION:**

Property acquisition of real property situated within the North Yellowstone Urban Renewal District, storm water drainage and detention, water line and water system upgrades, including fire suppression measures, sanitary sewer upgrades, site preparation work, clearing and grading, construction management and engineering oversight administration.

\$602,514.02 or remainder of the construction account

**TOTAL AMOUNT DUE:**      **\$602,514.02 or remainder  
of construction account**      *+ interest*

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Please make checks payable to: **POCATELLO DEVELOPMENT AUTHORITY**

**POCATELLO DEVELOPMENT AUTHORITY**  
**REVENUE ALLOCATION (TAX INCREMENT) BONDS, 2004 SERIES A**  
**REQUISITION PURSUANT TO BOND ORDINANCE**

Wells Fargo Bank  
MAC U1859-031  
999 Main Street, 3<sup>rd</sup> Floor  
Boise, Idaho 83702  
Attn: Corporate Trust Services

The undersigned, who is authorized to make such request under Section 11 of the Bond Ordinance, dated as of December 8, 2004, between First Security Bank, N.A. ("Trustee") and the Pocatello Development Authority (the "Agency"), hereby requests the above Trustee as follows:

1. Requisition Number: 40
2. Payment is due to: Pocatello Development Authority
3. The amount to be disbursed is: \$602,514.02 or remainder of construction account
4. The obligation mentioned above for which payment is requested in this Requisition is due, is a proper charge against the Construction Fund and has not been previously paid from said Fund or from the proceeds of the Bonds.
5. All of this requested payment is for the items on the attached Schedule, which are costs of acquisition and construction or costs of issuing the Bonds.

Attachments: See Attached Schedule of Costs to Requisition

DATED: July 25, 2007

**POCATELLO DEVELOPMENT AUTHORITY**

\_\_\_\_\_  
Authorized Representative

**CITY OF POCATELLO**

\_\_\_\_\_  
Authorized Representative

Terms used herein shall be as defined in the Bond Ordinance.

**SCHEDULE OF COSTS TO REQUISITION  
CERTIFICATE NO. 40**

<u>Description of Costs</u>	<u>Payee and Location</u>	<u>Amount</u>
Property acquisition of real property situated within the North Yellowstone Urban Renewal District, storm water drainage and detention, water line and water system upgrades, including fire suppression measures, sanitary sewer upgrades, site preparation work, clearing and grading, construction management and engineering oversight administration.	Pocatello Development Authority 1651 Alvin Ricken Dr Pocatello, ID 83201	\$602,514.02 or remainder of construction account

# INVOICE

**TO:** North Yellowstone Construction Fund

**DATE:** July 25, 2007

**FROM:** Pocatello Development Authority  
1651 Alvin Ricken Drive  
Pocatello, ID 83201

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**DESCRIPTION:**

Property acquisition of real property situated within the North Yellowstone Urban Renewal District, storm water drainage and detention, water line and water system upgrades, including fire suppression measures, sanitary sewer upgrades, site preparation work, clearing and grading, construction management and engineering oversight administration.

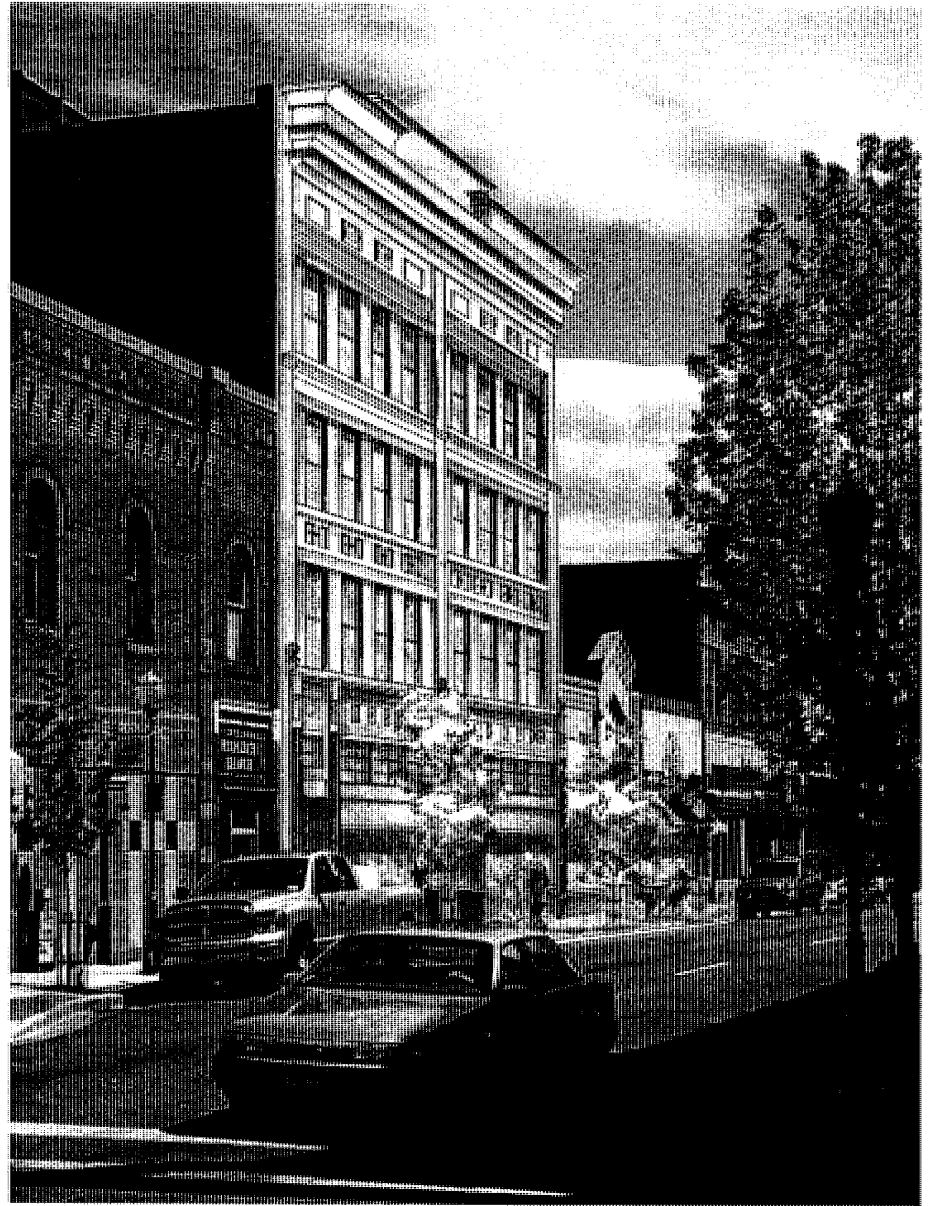
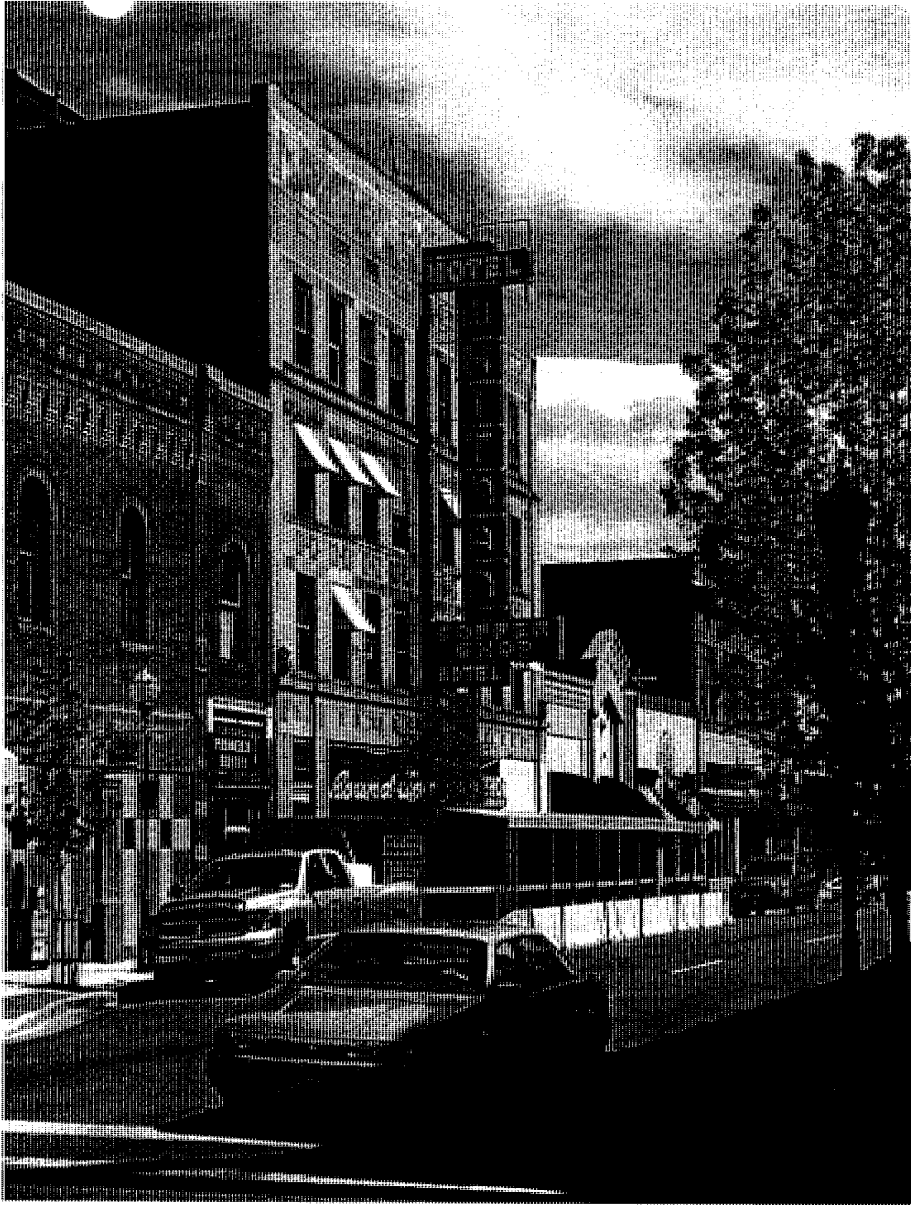
\$602,514.02 or remainder of the construction account

**TOTAL AMOUNT DUE:**

**\$602,514.02 or remainder  
of construction account**

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# The Whitman Multi-use Development

Myers ■ Anderson



*Portneuf Valley Investment Partners*

849 South 1<sup>st</sup> Avenue  
Pocatello, ID 83201  
208.478.6732

Tuesday, June 12, 2007

To: Gynii Gilliam  
Executive Director -- Bannock Development

From: Rob Myres  
Portneuf Valley Investment Partners

Hi Gynii,

Please find enclosed two receipts for major contract work that we have completed relative to our project on South 1<sup>st</sup> Avenue.

It is my impression from the minutes of the meeting of the Pocatello Development Authority Meeting that we were awarded \$40,000 to be available this year for this project, from the general fund.

Please contact me if we need to provide additional information or documentation.

Very best regards,

A handwritten signature in black ink, appearing to read "Rob Myres", is written over the typed name. The signature is fluid and cursive.





# John's Paint & Glass, Inc.

JOHN CHRISTNER

JASON HAMPTON

Auto Glass • Window Glass • Table Tops • Mirrors • Store Fronts

Desk Tops • Vinyl Windows • Patio Doors • Truck Accessories

1060 SOUTH MAIN ♦ P.O. BOX 72 ♦ POCATELLO, IDAHO 83204

Phone: (208) 233-1050 ♦ Toll Free: (800) 477-1053 ♦ Fax: (208) 233-0449

*Branch 5/7*

27069

*Portneuf Valley Investment Partners* JOB SITE

*849 S. 1<sup>st</sup>*

*Pocatello, Id.*

INSURANCE

NE

AGENT

CUSTOMERS	SOLD BY	CASH	CHARGE	CREDIT OK	DEDUCTIBLE	APPROVED CREDIT TERMS	WORK ORDER NO.
7	JH					NET 10th Unless otherwise stated.	

QUANTITY SHIPPED	DESCRIPTION	PRICE	NET EACH	DISC. %	NET TOTAL
	<i>Commercial windows &amp; doors as per bid</i>				<i>18,704.50</i>
	<i>Insulated unit - opening was modified</i>				<i>75.00</i>
	<i>Labor</i>				<i>6,400.00</i>

*PAID \$13,000 5/10/07 #1130*

INSTRUCTIONS: ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL.

SUB TOTAL	<i>25,179.50</i>
SALES TAX	<i>1126.77</i>
PLEASE PAY THIS AMOUNT	<i>26,306.27</i>

Payments are due the 10th of the month following purchases. A FINANCE CHARGE of 1-1/2% per month (ANNUAL PERCENTAGE RATE 18%) will be added to all accounts. John's Paint & Glass, Inc. agrees to sell and the purchaser agrees to buy, and acknowledges delivery, of all of the merchandise described above at the price herein stated. The title to said property shall remain with John's Paint & Glass, Inc. until the full purchase price is paid, but purchaser shall be liable for any loss, damage or injury to said property and no such loss, damage or injury shall relieve purchaser from liability to pay the full purchase price or to pay all costs including an attorney's fee in a reasonable amount, if this account is referred to an attorney for collection.

**NOTE TO INSURANCE COMPANIES, REPLACEMENT HAS BEEN MADE TO MY SATISFACTION AND I HEREBY AUTHORIZE MY INSURANCE COMPANY, OR AGENT TO PAY THE ABOVE NAMED REPAIR ORDER DIRECT IN FULL SETTLEMENT OF ITS OBLIGATIONS UNDER MY POLICY FOR SAID LOSS.**

ER