

#5

PROMISSORY NOTE

September 3, 2009
\$5,000.00

Kennewick, WA

SUMMIT VIEW WATER WORKS, LLC, referred to herein as "MAKER", agrees to pay to the Order of Kirk A. Rathbun, referred to herein as "HOLDER", or order, the sum of \$5,000.00, (five thousand & no/100 Dollars), at 8428 W Gage Blvd. Suite E, Kennewick, WA, with interest thereon at rate of 10% per annum, as simple interest ONLY for the first year, beginning January 1, 2010 and payable by December 31, 2010.

Thereafter, beginning January 1, 2011, said note shall be due, unless earlier accelerated, in 24 installments, payable every 30 days, in the amount of \$230.72, (two hundred thirty & 72/100 Dollars). All payments received shall be credited first to interest and then to principal. Should MAKER fail to pay any installment when due, then HOLDER shall have the option to accelerate the payment of the full principal sum and accrued interest payable. HOLDER shall have the right for commercially reasonable causes, including but not limited to, the institution of litigation, the filing of tax liens, or any other objective sign of incapacity of the MAKER to pay the principal or interest due, to accelerate the payment of the full principal sum and accrued interest payable.

This note is payable in U.S. Dollars. At any time the maximum rate of interest applicable to this transaction shall not exceed the legal maximum rate of interest for a note of this type. Any sums paid in excess of any lawful limitation shall be applied to principal.

After default herein, this note will bear interest at the highest legal rate for this type of note until paid in full. Upon any default, MAKER agrees to pay a reasonable attorney's fee for any and all services of an attorney, whether in or out of court, and for appeal and post-judgment collection legal services.

Dated:


MAKER