

RECEIVED
JAN 30 2020
Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that Lin McKay (Name of Claimant)

Mailing Address: 4888 East Bear Creek Road, Preston, Id. 83263

Telephone No: 208-251-5276 Email: linmckay61@gmail.com

claims a right to the diversion and beneficial use of surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) 1/1/1880
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Groundwater Spring tributary to Sinks

3. Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive) (MM/DD) (MM/DD)
Quantity <u>.04</u>	Use <u>Domestic</u>	Period of Use From <u>Jan 1</u> to <u>Dec 31</u>
Quantity _____	Use _____	Period of Use From _____ to _____
Quantity _____	Use _____	Period of Use From _____ to _____
Quantity _____	Use _____	Period of Use From _____ to _____

4. _____ TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is Southeast $\frac{1}{4}$ of Southwest $\frac{1}{4}$ of Southwest $\frac{1}{4}$, Govt. Lot _____
Sec. 14 Township 14 South Range 40 East B.M., Franklin County; additional points of diversion, if any: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.
Spring was developed and runs into a 1700 gallon plastic storage tank. it is pumped through a pipeline to the homesite for domestic use.

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.

D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	40E	14											D						

TOTAL ACRES _____

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific.

water is used for domestic use, yard water and household use.

NOTE: Include here the type and number of stock watered: _____

7. Remarks: _____

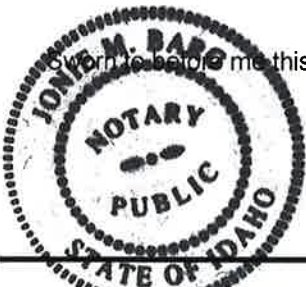
8. **Map** -- Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the place of use if available.

State of Idaho)
County of Bonneville) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the forgoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Di McKay
Claimant's Signature (and title if claim is for an organization)

Subscribed before me this 30TH day of January, 2020.



Notary Public

Residing at: Idaho Falls, Idaho

My commission expires: July 24, 2024

FOR DEPARTMENT USE ONLY

Received by JB Date 1/30/2020
Prelim. check by _____ Date _____
Fee \$100.- Receipt # E645601
Receipt prepared by JB Date 1/30/2020

Published in _____
Publication dates _____
Publication checked by _____ Date _____
Exceptions filed by _____

ULRICH AND CHRISTINA SCHWEIZER BURKHALTER

Ulrich Burkhalter was born August 6, 1815 in Hasle Bern, Switzerland, son of Michal and Elisabeth Grundenbacher Burkhalter.

Christina Schweizer was born April 30, 1818 in Hasle Bern, Switzerland, daughter of Andrew Schweizer and Christina Schweizer, who were cousins.

Ulrich and Christina were married August 5, 1843. He was a shoemaker by trade, and this he did to take care of his family. There was one daughter born to this couple, Elizabeth, born August 17, 1845. As she grew up, she was given the best education to be had for girls at that time.

Through an accident, Ulrich lost one of his eyes.

Elizabeth married Jakob Aeschbacher of Eggiuil Bern, Switzerland in 1864.

In about 1877, these two families came to America and settled in Providence, Utah. About 1880, Elizabeth married Peter Egli and moved to Mink Creek, Idaho. Her parents also moved at the same time. They had a small home above the spring on the farm now occupied by the Merlin McKay family. Here they had a lovely garden and Ulrich practiced his trade of shoe making. Clara Egley Keller said she wore many a shoe he made and he did good work.

Clara and her twin sister, Emma, would walk up to visit their grandparents, and grandmother always had a treat for them--bread and butter or a vegetable from the garden. Clara said one trip was very different. The spring run-off had the creek they had to cross very high, and she and Emma crawled across a log, getting very wet, and went to Grandmother. She was not her happy self to see them and had no treat, but taking each by a hand, marched them down the road to their mother as fast as their legs would go. Clara and Emma wondered why she was not happy to see them.

It was hard for Ulrich to get the leather for his trade, and because of the language barrier, making them different from their neighbors, they were unhappy in Mink Creek, and moved back to Providence where they settled on a small place and raised fruit trees.

Ulrich passed away in Providence June 13, 1900, and Christina on August 4, 1904.

Source:

Book of Remembrance

Mink Creek Idaho Ward 1871-1976

Viola Barlow Larsen

.05 ? 23 GPM

13-8045

instrument and thereupon she acknowledged to me that executed the same, and that she does not wish to retract such execution.

In Witness whereof, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

My commission expires June 8th, 1902, (Seal) A. H. Thompson, Notary Public

State of Idaho,
County of Oneida ss.

I hereby certify that this instrument was recorded at the request of A. H. Thompson at 9-3 o'clock A.M., this 30 day of Jan'y A. D. 1899.

D. J. Reynolds, Recorder, By E. E. Jones, Deputy

Reference: Book "N" of Deeds at page 117 Original Oneida County Records.

Ulrich Burkhalter and wife

to
Elizabeth Egli

This Indenture, made this twentieth day of January, in the year of our Lord one thousand eight hundred and ninety nine, between Ulrich Burkhalter and Christina S. Burkhalter his wife, of Providence County of Cache, State of Utah, the parties of the first part, and Elizabeth Egli of Mink Creek, County of Oneida, State of Idaho, party of the second part, Witnesseth, that the said parties of the first part, for and in consideration of the sum of Four Hundred dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, he granted, bargained and sold and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to her heirs and assigns forever, all the following described real estate situate in County of Oneida State of Idaho, to-wit:

1894 1214 1232
The south east quarter of the south east quarter of section fifteen (15) and the south west quarter of the south ^{west} quarter of section fourteen (14) and the north half of the north west quarter of section twenty three (23) all in township fourteen (14) south of range forty (40) east of the Boise Meridian, United States Surveys for Idaho, and containing one hundred and sixty (160) acres.

Together with all and singular tenements, hereditaments and appurtenances thereunto belonging, or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right title and interest in and to the said property, as well in law as in equity, of the said parties of the first part:

To have and to hold all and the singular, the above mentioned and described premises, together with appurtenances, unto the party of the second part, and to her heirs and assigns forever. And the said parties of the first part, and their heirs the said premises in the quiet and peaceable possession of the said party of the second part, her heirs and assigns, against the said parties of the first part and their heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

In Witness whereof, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in the presence of

A. H. Bissegger - J. Rudlelbor Jun.

State of Utah
County of Cache ss.

Ulrich Burkhalter (Seal)
Christina S. her x mark Burkhalter (Seal)

(I. R. Stamp 30cts canceled)

On this twentieth day of January 1899, before me W. V. Maughan a Notary Public in and for said county, personally appeared Ulrich Burkhalter and Christina S. Burkhalter his wife known to me to be the persons whose name are subscribed to the within instrument, and acknowledged to me that they executed the same; and on this twentieth day of January 1899 before me, the officer above described, personally appeared Christina S. Burkhalter known to me to

be the person whose name is subscribed to the within instrument, described as a married woman; and upon an examination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she acknowledged to me that she executed the same, and that she does not wish to retract such execution.

In Witness whereof, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(I.R. Stamp 10 cts canceled)

W. V. Maughan, Notary Public

State of Idaho,
County of Oneida ss.

I hereby certify that this instrument was recorded at the request of J. C. Greaves at 9 o'clock A. M., this 4th day of Feb. A. D. 1899.

D. J. Reynolds, Recorder, By B. E. Jones, Deputy

Reference: Book "N" of Deeds at page 129 Original Oneida County Records.

Hans Olsen

to
Martha R. Olsen

This Indenture, made this 23rd day of January, in the year of our Lord one thousand eight hundred and ninety nine, between Hans Olsen of Preston, County of Oneida, State of Idaho the party of the first part, and Martha R. Olsen of Preston, County of Oneida, State of Idaho, party of the second part,

Witnesseth, That the said part of the first part, for and in consideration of the sum of Five Hundred dollars, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to her heirs and assigns forever, all the following described real estate situate in County of Oneida State of Idaho, to-wit:

The west half of the north west quarter of section twenty (20) in township fifteen south of range forty (40) east of Boise Meridian in Idaho, containing eighty (80) acres.

Together with all and singular tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right title and interest in and to the said property, as well in law as in equity, of the said party of the first part:

To have and to hold all and the singular, the above mentioned and described premises, together with appurtenances, unto the party of the second part, and to her heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part, her heirs and assigns against the said party of the first part and his heirs and against all and every person and persons whomever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

In Witness whereof, the said party of the first part have hereunto set his hand and seal the day and year first above written.

Hans Olsen (Seal)

Signed, sealed and delivered in the presence of --- H. A. Pedersen- H. C. Hansen .

State of Utah,
County of Cache ss.

On this 23rd day of January 1899, before me H. A. Pedersen a Notary Public in and for said county, personally appeared Hans Olsen known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same; before me, the officer above described, personally appeared known to me to be the person whose name is subscribed to the within instrument, described as a married woman; and upon an examination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she acknowledged to me that she executed the same,

Yeppa Benson and Moromi Jensen at 9-4 o'clock A.M., this 21st day of Feb. A. D. 1899.
D. J. Reynolds, Recorder, By B. E. Jones, Deputy

Reference: Book "N" of Deeds at page 123 Original Oneida County Records.

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Elizabeth Egli and husband

to  
John C. Hanson

This Indenture, made this first day of February in the year of our Lord one thousand eight hundred and ninety nine, between Elizabeth Egli and Peter Egli her husband of Mink Creek, County of Oneida, State of Idaho the parties of the first part, and John C. Hanson of Mink Creek, County of Oneida, State of Idaho, party of the second part, Witnesseth, that the said parties of the first part, for and in consideration of the sum of seven hundred and fifty dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate situate in Oneida County State of Idaho, to-wit: The north half of the north west quarter of section twenty three (23) and the south west quarter of ~~the~~ south west quarter of section fourteen (14), and commencing at the south east corner of the south east quarter of the south east quarter of section fifteen (15), and running thence west sixty and one half ( $60\frac{1}{2}$ ) rods, thence north easterly along the county road sixty six (66) rods, to the east line of section fifteen (15) thence south thirty six and one half ( $36\frac{1}{2}$ ) rods to place of beginning, all in township fourteen (14) south of range forty (40) east of Boise Meridian, United States Survey for Idaho, and containing one hundred and twenty six ( $126$ ) and nine tenths ( $9/10$ ) acres. (I. R. Stamp \$1.00 canceled) Together with all and singular tenements, hereditaments and appurtenances thereunto belonging, or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right title and interest in and to the said property, as well in law as in equity, of the said parties of the first part: To have and to hold all and the singular, the above mentioned and described premises, together with appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns against the said parties of the first part and their heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

In Witness whereof, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in the presence of

Elizabeth Egli (Seal)  
Peter Egli (Seal)

John C. Greaves Jr. John C. Greaves.

State of Idaho  
County of Oneida ss.

On this first day of February 1899, before me John C. Greaves a Notary Public in and for said county, personally appeared Elizabeth Egli and Peter Egli her husband known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same; and on this first day of February 1899 before me, the officer above described, personally appeared Elizabeth Egli known to me to be the person whose name is subscribed to the within instrument, described as a married woman; and upon an examination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she acknowledged to me that she executed the same, and

that she does not wish to retract such execution.

In Witness whereof, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

My commission expires Feb. 9th, 1900 (Seal) John C. Greaves, Notary Public

State of Idaho,  
County of Oneida ss. I hereby certify that this instrument was recorded at the request of J. C. Greaves at 9-3 o'clock A.M., this 22nd day of February A. D. 1899.  
D. J. Reynolds, Recorder, By B. E. Jones, Deputy

Reference: Book "N" of Deeds at page 124 Original Oneida County Records.

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Elam Hollingsworth & wife

to  
Hyrum Monson

This Indenture, made this 23rd day of Feb. in the year of our Lord one thousand eight hundred and ninety nine, between Elam Hollingsworth and his wife Martha Hollingsworth of Preston, County of Oneida, State of Idaho the parties of the first part, and Hyrum Monson of Preston, County of Oneida, State of Idaho, party of the second part,

Witnesseth, That the said parties of the first part, for and in consideration of the sum of Two Hundred dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate situate in County of Oneida, State of Idaho, to-wit:

Commencing at a point twenty eight (28) rods west and sixty two (62) rods north from the south east corner of the south west quarter ( $\frac{1}{4}$ ) of section twenty three (23) in township fifteen (15) south of range thirty nine (39) east of Boise Meridian, and running thence north thirty (30) rods, thence east twenty two (22) rods, thence south thirty (30) rods, thence west twenty two (22) rods to the place of beginning and containing four (4) acres and twenty (20) rods. (I. R. Stamp 50 cts canceled)

Together with all and singular tenements, hereditaments and appurtenances thereunto belonging, or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right title and interest in and to the said property, as well in law as in equity, of the said parties of the first part:

To have and to hold, all and the singular, the above mentioned and described premises, together with appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns against the said parties of the first part and their heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

In Witness whereof, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in the presence of  
John C. Greaves - Emma Green

Elam Hollingsworth, (Seal)  
Martha her x mark Hollingsworth (Seal)

State of Idaho,  
County of Oneida ss.

On this 23rd day of Feb. 1899, before me John C. Greaves a Notary Public in and for said county, personally appeared Elam Hollingsworth and wife Martha Hollingsworth known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same; and on this 23rd day of Feb. 1899 before me, the officer above described, personally appeared Martha Hollingsworth known to me to be the person whose

said right of way to the end of said Company's Syphon . One; thence Northeasterly on a straight line Eleven Hundred Forty-three (1143) feet, more or less, to a point on the North line of Section Twenty-one (21), Township and Range aforesaid, Twenty-one (21) rods, more or less, West of the Northwest corner of said Section Twenty-two (22), thence East One Hundred Eighty-one (181) rods, more or less, to the place of beginning, containing One Hundred Five (105) acres, more or less; Excepting therefrom the County Road and the right of way of the Twin Lakes Canal Company.

Together with all water or water rights appurtenant to said lands, excepting a water right from the Twin Lakes Canal Company's Canal for Eight (8) acres of land, which is hereby reserved.

(\$3.50 U.S.I.R. Stamps attached and duly cancelled)

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and the rents, issues and profits thereof, and together with all ditch and water rights of every nature, however evidenced, used with said land or belonging to same.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said party of the second part, and to his heirs and assigns forever, and the said parties of the first part and their heirs, the said premises in a quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

IT WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in the presence of

E.R. Nielsen.

John C. Hansen (SEAL)

Ane C. Hansen (SEAL)

State of Idaho

County of Franklin--SS

On this 3rd day of May in the year 1921, before me E.R. Nielsen, a notary Public in and for said County and State personally appeared John C. Hansen and his wife, Ane C. Hansen, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

My commission expires September 29th, 1923. (SEAL)

E.R. Nielsen  
Notary Public  
Preston, Idaho.

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

I hereby certify that this instrument was filed for record at the request of Niels W. Hansen, at 1-10 P.M. June 19th, 1924.

Fees. \$1.40

*John A. H. H. H.*  
Ex-Officio Recorder.

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INST. NO. 22400

THIS INDENTURE, Made this 19th day of June, in the year of our Lord one thousand nine hundred and twenty-four between John C. Hansen of Mink Creek, County of Franklin, State of Idaho, the party of the first part, and Ane C. Hansen, wife of the first party, of Mink Creek, County of Franklin, State of Idaho, the party of the second part.

TNESSETH, That the said party of the first part, for and in consideration of the sum of One and no/100 Dollars, and love and affection lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to her heirs and assigns forever, all the following described real estate, situated in the County of Franklin, State of Idaho, to-wit:

North half of the Northwest quarter of Section 23, and the Southwest quarter of the Southwest quarter of Section 14, Township 14 South, Range 40 East of Boise Meridian.

Also: Beginning at the Southwest corner of Section 14, Township 14 South, Range 40 East of Boise Meridian, and running thence North 733 feet; thence South 72° 36' West 135 feet; thence South 67° 43' West 186 feet; thence South 30° 48' West 250 feet; thence South 80° 48' West 382 feet; thence South 67° 48' West 432 feet; thence East 1077 feet to the place of beginning, containing 128.57 acres.

Also: Northeast quarter of Southeast quarter of Section 34, and North half of the Southwest quarter, and the Southwest quarter of the Northwest quarter of Section 35, Township 14 South, Range 40 East of Boise Meridian, containing 160 acres.

Also: Beginning at a point 270 feet East of the Northwest corner of the Southwest quarter of the Southwest quarter of Section 14, Township 14 South, Range 40 East of Boise Meridian, running thence East 1038.5 feet; thence North 15 feet; thence South 89° 31' West 1039 feet; thence South 6 feet to the place of beginning.

Also: Beginning at the Southeast corner of the Southwest quarter of the Southwest quarter of Section 14, Township 14 South, Range 40 East of Boise Meridian, and running thence East 303 feet; thence North 65° 40' West 335 feet; thence South 140 feet to the place of beginning.

Also: Commencing at the Southwest corner of the Southeast quarter of the Northwest quarter of Section 34, Township 14 South, Range 40 East of Boise Meridian, thence running East 80 rods; thence North 80 rods; thence West 32 rods; thence Southwesterly to the place of beginning, containing 28 acres, Also: South half of the Northeast quarter; Northwest quarter of the Southeast quarter; Northeast quarter of the Southwest of Section 34, Township 14 South, Range 40 East of Boise Meridian.

Also: South half of the Northwest quarter; North half of the Southwest quarter, Section 23, Township 14 South, Range 40 East of Boise Meridian, containing 160 acres.

Also: Commencing at the Southeast corner of the Southwest quarter of Section 26, Township 14 South, Range 40 East of the Boise Meridian, thence running North 3423 feet; thence South 84° 22' West 1347 feet; thence South 67° 32' West 205 feet; thence South 8° 40' West 322 feet; thence West 47 feet; thence South 33° 50' West 1800 feet, more or less, to the West line of said Section 26; thence South 165 rods, more or less, to the Southwest corner of the North half of the Northwest quarter of Section 35, said Township and Range; thence East 740 feet; thence South 34° 32' East 1011 feet; thence South 487 feet; thence East 330 feet; thence South 21° 48' East 1422 feet; thence East 462 feet; thence North 240 rods to the place of beginning, containing 322.50 acres, more or less.

Less, the following described tract heretofore deeded to Peter E. Erickson, to-wit:

Beginning at the Northeast corner of the Southwest quarter of the Southwest quarter of Section 14, Township 14 South, Range 40 East of the Boise Meridian; thence running West 37 feet; thence South 1180 feet; thence East 37 feet; thence North 1180 feet to the place of beginning.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances

thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises together with the appurtenances, unto the party of the second part, and to her heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part, her heirs and assigns, against the said party of the first part, and his heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of

John C. Hansen (SEAL)

P. M. Condie

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

On this 19th day of June, in the year 1924, before me P. M. Condie, a Notary Public in and for said State, personally appeared John C. Hansen known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(SEAL)

P. M. Condie  
Notary Public Residing at Preston, Idaho.

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

I hereby certify that this instrument was filed for record at the request of John C. Hansen, at 3-15 P.M. June 19th, 1924.

Fees. \$1.80

Compared *gax*  
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*John A. R. Ford*  
Ex-Officio Recorder

INST. NO. 22402

QUIT CLAIM DEED

THIS INDENTURE, made this 4th day of June in the year A. D. one thousand nine hundred twenty-four, between Roger A. Beckstead and his wife, Priscilla K. Beckstead of the County of Franklin, State of Idaho, parties of the first part, and Samuel W. Parkinson, of the County of Franklin, State of Idaho, party of the second part.

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of One and No/100 Dollars lawful money of the United States of America, to them in hand paid, by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents demise, release, and forever Quitclaim unto the said party of the second part, and to his heirs and assigns forever, all that certain lot piece, or parcel of land, situated, lying and being in Franklin County, State of Idaho, and bounded and particularly described as follows, to-wit;

Commencing at the Southeast corner of the Northwest quarter of the Southwest quarter of Section Three (3), Township Sixteen (16), South, Range Thirty nine (39) East of the Boise Meridian, running thence North Forty (40) rods, thence West Twenty two (22) rods; thence South Forty (40) rods, thence East Twenty-two (22) rods to the place of beginning.

Together with all and singular, the tenements, water rights hereditaments, and appurtenances thereunto belonging, or in anywise appertaining, and the reversion, reversions,

To have and to hold all and singular the above described premises, together with the appurtenances unto the said party of the second part, and to his heirs and assigns forever.

In witness whereof, the said party of the first part has hereunto set her hand and seal the day and year first above written.

P. M. Condie  
Witness.

Erma Taylor (Seal)  
Administratrix of the Estate  
of Sylvia Wright, Deceased.

State of Idaho,  
County of Franklin. SS.

On this third day of September, 1963, before me P. M. Condie, a Notary Public for the State of Idaho, personally appeared Erma Taylor, to me personally known to be the person described in the above instrument, and the said Erma Taylor acknowledged to me that she is the administratrix of the estate of Sylvia Wright, deceased, and that as such administratrix she executed the same.

In witness whereof, I have hereunto affixed my hand and official seal the day and year in this certificate first above written.

Seal

P. M. Condie  
Notary Public, Preston, Idaho

STATE OF IDAHO,  
COUNTY OF FRANKLIN--ss.

Recorded at the request of Mildred Moore at 2:25 P. M., August 3, 1964.

Fee: \$1.80

C. L. Swenson: Ex-Officio Recorder

By Carol P. Davis Deputy

-- Compared --

Inst. No. 114589

WARRANTY DEED

THIS INDENTURE, Made this 1st day of November in the year of our Lord one thousand nine hundred and thirty-seven between Ane C. Hansen, a widow of Mink Creek County of Franklin State of Idaho the party of the first part, and Searen William Hansen of Mink Creek County of Franklin State of Idaho the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One Dollar and Natural Love and Affection DOLLARS, lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate, situated in Mink Creek, County of Franklin, State of Idaho, to-wit:

Beginning at the Southwest corner of the Northwest quarter of Section 23, Township 14 South, Range 40 East of the Boise Meridian, and running thence South 89°42' East 650 feet; thence North 34°25' East 692 feet; thence North 32°41' West 789 feet; thence North 38°00' East 319 feet; thence North 17°56' East 311 feet; thence North 41°03' East 260 feet; thence North 63°58' East 162 feet; thence North 658 feet; thence West 37 feet; thence North 1195 feet; thence South 89°31' West 1013 feet; thence South 6 feet; thence South 24°41' West 646 feet; thence South 72°30' West 135 feet; thence South 67°43' West 186 feet; thence South 30°48' West 250 feet; thence South 80°48' West 382 feet; thence South 67°48' West 432 feet; thence East 1077 feet; thence South 2640 feet to the place of beginning.

The land above described is given the grantee herein as his full share of the estate, and that the said grantee shall not be entitled to any more of the estate of said Grantor.  
(\$2.20 U. S. I. R. Stamp duly affixed and cancelled.)

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversion, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said party of the first part, and her heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said party of the first part, and her heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, the said party of the first part has hereunto set her hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Ane C Hansen (Seal)

STATE OF IDAHO,  
County of Franklin--ss.

On this 1st day of November in the year 1937, before me J. N. Larsen, a Notary Public in and for said State, personally appeared Ane C. Hansen, a widow known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Seal

J. N. Larsen

Notary Public, Residing at Preston, Idaho

STATE OF IDAHO,  
COUNTY OF FRANKLIN--ss.

Recorded at the request of Searen W. Hansen at 9:40 A. M., August 5, 1964

Fee: \$2.10

C. L. Swenson: Ex-Officio Recorder

By Carol P. Davis Deputy

-- Compared --

Inst. No. 114611

#### WARRANTY DEED

THIS INDENTURE, made this 27th day of April in the year of our Lord one thousand nine hundred and Fifty-six between Cloarence O. Cole, husband of Ethel J. Cole of Preston County of Franklin State of Idaho the party of the first part, and Ethel J. Cole wife of Cloarence O. Cole of Preston County of Franklin State of Idaho the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One dollar and natural love and affection lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to her heirs and assigns forever, all the following described real estate, situated in the County of Franklin, State of Idaho, to-wit:

Commencing at a point 89 rods West and 29 rods and 12 inches North from the Southeast corner of Section 22, Township 15 South Range 39 East of the Boise Meridian, and running thence West 10 rods; thence South 50 feet; thence East 10 rods; thence North 50 feet to the place of beginning.

Also, commencing at a point 89 rods West and 29 rods 1 foot North from the Southeast corner of Section 22, Township 15 South, Range 39 East of the Boise Meridian, thence running North 15½ feet; thence West 20 rods; thence South 15½ feet thence East 20 rods to the place of beginning.

Also, commencing at a point 89 rods West and 16 rods 6 inches North from the Southeast corner of Section 22, Township 15 South, Range 39 East of the Boise Meridian, and running thence North 10 rods 15 feet 6 inches; thence West 20 rods; thence South 10 rods 15 feet 6 inches; thence East 20 rods to the place of beginning.

the above described property is given to the party of the second part as her sole and separate estate.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to her heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part her heirs and assigns, against the said party of the first part, and his heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF  
STATE OF IDAHO )  
County of Franklin ) ss.

Cloarence O. Cole (SEAL)

On this 27th day of April in the year 1956, before me Ted Larsen a Notary Public in and for said State, personally appeared Cloarence O. Cole, husband of Ethel J. Cole known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Seal

Ted Larsen  
Notary Public, Residing at Preston, Idaho

THIS INDENTURE, made this 3rd day of August in the year of our Lord, One Thousand Nine Hundred and Sixty-Four, between Searan William Hansen, Single and unmarried of Preston, County of Franklin, State of Idaho the party of the first part, and Emma Geraldine West, daughter

of Chicago, County of [blank], State of Illinois the party of the second part:

WITNESSETH, That the said party of the first part, for and in consideration of the love and affection which he bears toward his beloved daughter, Emma Geraldine West, also for the better maintenance, support, protection and livelihood of Emma Geraldine West, do hereby by these presents, Grant, Give, Alien and Convey and Confirm unto said party of the second part, and to her heirs and assigns forever: All the certain lots, pieces or parcels of land situate, lying and being in the County of Franklin, State of Idaho, bounded and more particularly described as follows, to-wit:

Beginning at the Southwest corner of the Northwest quarter of Section 23, Township 14 South, Range 40 East of the Boise Meridian, and running thence South 89°42' East 650 feet; thence North 34°25' East 692 feet; thence North 32°41' West 789 feet; thence North 38°00' East 319 feet; thence North 1°55' East 311 feet; thence North 41°03' East 260 feet; thence North 63°58' East 162 feet; thence North 65°8' East 260 feet; thence South 1195 feet; thence South 89°31' West 1013 feet; thence South 3 feet; thence South 24°41' West 646 feet; thence South 72°30' West 135 feet; thence South 67°43' West 185 feet; thence South 30°48' West 250 feet; thence South 80°48' West 382 feet; thence South 67°48' West 432 feet; thence East 1077 feet; thence South 2640 feet to the place of beginning.

The southeast Quarter of the Southeast Quarter of Section 22 and the Southwest Quarter of the Southwest Quarter of Section 23, and the Northwest Quarter of the Northwest Quarter of Section 26, and the East Half of the Northeast Quarter of Section 27, all in Township 14 South, Range 40, East of the Boise Meridian;

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said party of the second part, and to her heirs and assigns forever and the said party of the first part, and his heirs and assigns warrant the said premises in the quiet and peaceable possession of the said party of the second part, her heirs and assigns against the said party of the first part, and his heirs and assigns against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Witness: *Kath Ann Merrill* } *Searan William Hansen* [SEAL]  
[SEAL]  
[SEAL]  
[SEAL]

Together with all the tenements, hereditaments, rights, privileges and appurtenances thereunto belonging, and all waters and water rights, and all watering and irrigating apparatus and fixtures which are appurtenant to or incident to the ownership of said premises; but nothing herein contained shall be construed as a warranty of any water right.

I hereby further, in consideration of love and affection which I bear toward my daughter, Emma Geraldine West, also for the better maintenance, support, protection and livelihood of said Emma Geraldine West, do further, by these presents, Grant, Give, Alien, and Convey and Confirm unto said party of the second part, and to her heirs and assigns forever, all other personal property, of every kind, wherever located and however held or owned by me at the time of my death.

I hereby certify that I was once married to one Evelyn C. Hansen. That, to-wit, on November 30, 1934, a divorce was granted in the District Court of Franklin County, State of Idaho, and Grantor has never remarried since the granting of said divorce, and has remained unmarried since the date of said divorce to the present time.

THE GRANTOR herein reserves unto himself a life estate in the above described property.

STATE OF IDAHO.

COUNTY OF Bannock

} ss:

On this 3rd day of August, in the year 1964, before me  
Roy L. Black, a Notary Public in and for said County and  
State, personally appeared Searen William Hansen

known to me to be the person whose name is  
subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year  
in this certificate first above written.

*Roy L. Black*  
Notary Public

Residence 425 W. Whitman  
Pocatello, Idaho

**WARRANTY DEED**

122808

*Searen William Hansen*

*Conveyed to  
Hansen 11/1/64*

Dated

19

STATE OF IDAHO,

COUNTY OF Bannock

I hereby certify that this instrument  
was filed for record at the request of  
*Searen William Hansen*

at \_\_\_\_\_ minutes past 11  
o'clock A. M. this 21st day of  
August, A. D. 1968  
at my office and duly recorded in Book

of Deeds at page \_\_\_\_\_

By *Searen William Hansen*  
Deputy Recorder

Fee \$2.42

RECEPTION

BOOK

## WARRANTY DEED

For Value Received EMMA GERALDINE WEST and OWEN D. WEST, JR.,  
wife and husband,

the grantors, do hereby grant, bargain, sell and convey unto

MERLIN R. McKAY and OPAL S. McKAY,  
husband and wife,

whose current address is Route #2  
Preston, Idaho 83263

the grantees, the following described premises, in Franklin County Idaho, to wit:

Township 14 South, Range 40 East of the Boise Meridian

Section 22: SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

Section 23: SW $\frac{1}{4}$ SW $\frac{1}{4}$ . ALSO, Beginning at the Southwest corner of the NW $\frac{1}{4}$  of Section 23, and running thence South 89°42' East 650 feet; thence North 34°25' East 692 feet; thence North 32°41' West 789 feet; thence North 38°00' East 319 feet; thence North 17°56' East 311 feet; thence North 41°03' East 260 feet; thence North 63°58' East 162 feet, more or less, to the West line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; thence North 658 feet; thence West 37 feet; thence North 1195 feet; thence South 89°31' West 1013 feet; thence South 6 feet; thence South 24°41' West 646 feet; thence South 72°30' West 135 feet; thence South 67°43' West 186 feet; thence South 30°48' West 250 feet; thence South 80°48' West 382 feet; thence South 67°48' West 432 feet; thence East 1077 feet; thence South 2640 feet to the place of beginning.

Section 26: NW $\frac{1}{4}$ NW $\frac{1}{4}$ .

Section 27: E $\frac{1}{2}$ NE $\frac{1}{4}$ .

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: July 22, 1983

*Emma Geraldine West*  
*Owen D. West Jr.*

STATE OF ~~ILLINOIS~~ COUNTY OF ~~SAVAGE~~  
On this 22ND day of JULY, 1983,  
before me, a notary public in and for said State, personally  
appeared EMMA GERALDINE WEST and  
OWEN D. WEST, JR., wife and  
husband,

known to me to be the person whose names are  
subscribed to the within instrument, and acknowledged to  
me that they executed the same.

Notary Public

Residing at 221 So. La Salle Chicago, Illinois  
Comm. Expires MY COMMISSION EXPIRES SEPT. 14, 1985

Extended at the request of

*American Land Title*

*155* JUL 29 1983 — P.M.

MICHAEL D. KUNZ, RECORDER

*By Lake & Johnson* Deputy  
FRANKLIN COUNTY, IDAHO

168485

## QUITCLAIM DEED

For Value Received

MERLIN R. MCKAY and OPAL S. MCKAY, husband and wife

do hereby convey, release, remise and forever quit claim unto  
 MERLIN R. MCKAY and OPAL S. MCKAY, Co-Trustees of THE MERLIN R. MCKAY FAMILY TRUST,  
 established by a Trust Agreement dated February 5, 1985

whose current address is Preston, Idaho

the following described premises, to-wit: Real Estate Property Located in Franklin County, ID:

Beginning at the Southwest corner of the Northwest quarter of Section 23,  
 and running thence South 89° 42' East 650 feet; thence North 34° 25' East  
 692 feet; thence North 32° 41' West 789 feet; thence North 38° East 319  
 feet; thence North 17° 56' East 311 feet; thence North 41° 03' East 260  
 feet; thence North 63° 58' East 162 feet; thence South 802 feet; thence  
 East 1320 feet; thence South 160 rods; thence West 160 rods; thence North  
 80 rods to the place of beginning;

ALSO: The Northeast quarter of Northwest quarter of Section 23;

ALSO: Beginning at Southeast corner of Southwest quarter of Southwest quar-  
 ter of Section 14, and running thence East 303 feet; thence North 65° 40'  
 West 335 feet; thence South 140 feet to the place of beginning;

ALSO: Commencing at the Southwest corner of the Southeast quarter of North-  
 west quarter of Section 34, and running thence East 80 rods; thence North 80  
 rods; thence West 32 rods; thence Southwesterly to the place of beginning,  
 containing 28 acres;

ALSO: South half of Northeast quarter, North half of Southeast quarter; and  
 Northeast quarter of Southwest quarter, all in Section 34;

ALSO: Commencing at Northwest corner of Southwest quarter of Northwest quarter  
 of Section 35, thence East 745 feet; thence South 34° 32' East 1011 feet; thence  
 South 497 feet; thence East 330 feet; thence South 21° 84' East 1422 feet; thence  
 West 2178 feet, to the Southwest corner of the Northeast quarter of Southwest  
 quarter of Section 35; thence North 160 rods to the place of beginning;

All of the above described property is situated in Township 14 South, Range  
 40 East of the Boise Meridian.

The Successor Trustee of the Trust are the following, successively in the order named:  
 The survivor of MERLIN R. MCKAY or OPAL S. MCKAY; PAUL MCKAY; and LIN MCKAY, the trans-  
 fer of Trusteeship may be evidenced by a Quitclaim Deed from the Trustee herein, or a  
 resignation to the first successor or a death certificate filed of record.

together with their appurtenances.

Dated: February 5, 1985

*Merlin R. McKay*  
 MERLIN R. MCKAY

*Opal S. McKay*  
 OPAL S. MCKAY

STATE OF IDAHO, COUNTY OF FRANKLIN,  
 On this 5<sup>th</sup> day of February, 1985,  
 before me, a notary public in and for said State, personally  
 appeared

MERLIN R. MCKAY and OPAL S. MCKAY,  
 husband and wife,

known to me to be the persons whose names are  
 subscribed to the within instrument, and acknowledged to  
 me that they executed the same.

*Hayden M. Kuehn*  
 Notary Public  
 Residing at Preston, Idaho  
 Comm. Expires Lifetime

Recorded at the request of

*Jay T. Phoenix*  
 a.m. FEB 5 1985 p.m.

CORRIE L. KELLER, RECORDER

By *Deborah* Deputy  
 FRANKLIN COUNTY, IDAHO

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

13-8045

168486

## QUITCLAIM DEED

For Value Received

MERLIN R. MCKAY and OPAL S. MCKAY, husband and wife

do hereby convey, release, remise and forever quit claim unto

MERLIN R. MCKAY and OPAL S. MCKAY, Co-Trustees of THE MERLIN R. MCKAY FAMILY TRUST, established by a Trust Agreement dated February 5, 1985.

whose current address is Preston, Idaho 83263

the following described premises, to-wit: Real Property Located in Franklin County, Idaho:

Township 14 South, Range 40 East of the Boise Meridian

Section 22: SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

Section 23: SW $\frac{1}{4}$ SW $\frac{1}{4}$ . ALSO, Beginning at the Southwest corner of the NW $\frac{1}{4}$  of Section 23, and running thence South 89°42' East 650 feet; thence North 34°25' East 692 feet; thence North 32°41' West 789 feet; thence North 38°00' East 319 feet; thence North 17°56' East 311 feet; thence North 41°03' East 260 feet; thence North 63°58' East 162 feet, more or less, to the West line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; thence North 658 feet; thence West 37 feet; thence North 1195 feet; thence South 89°31' West 1013 feet; thence South 6 feet; thence South 24°41' West 646 feet; thence South 72°30' West 135 feet; thence South 67°43' West 186 feet; thence South 30°48' West 250 feet; thence South 80°48' West 382 feet; thence South 67°48' West 432 feet; thence East 1077 feet; thence South 2640 feet to the place of beginning.

Section 26: NW $\frac{1}{4}$ NW $\frac{1}{4}$ .Section 27: E $\frac{1}{2}$ NE $\frac{1}{4}$ .

The Successor Trustee of the Trust are the following, successively in the order named: The survivor of MERLIN R. MCKAY or OPAL S. MCKAY; PAUL MCKAY; and LIN MCKAY; the transfer of Trusteeship may be evidenced by a Quitclaim Deed from the Trustee herein, or a resignation to the first successor or a death certificate filed of record.

together with their appurtenances.

Dated: February 5, 1985

MERLIN R. MCKAY

OPAL S. MCKAY

STATE OF IDAHO, COUNTY OF FRANKLIN,  
On this 5th day of February, 1985,  
before me, a notary public in and for said State, personally  
appeared

MERLIN R. MCKAY and OPAL S. MCKAY,  
husband and wife

known to me to be the persons whose names are  
subscribed to the within instrument, and acknowledged to  
me that they executed the same.

Residing at  
Comm. Expires

Notary Public  
Preston, Idaho  
Lifetime

Recorded at the request of

FEB 5 1985 2:45 p.m.

CORRIE L. KELLER, RECORDER  
By *[Signature]* Deputy  
FRANKLIN COUNTY, IDAHO

Furnished by the AMERICAN LAND TITLE CO., Portland, Idaho

13-8045

JAY MCKAY

SEP 29 1995 4:30 PM

194401

WILLIOTT LARSEN, RECORDER  
By: Willott Larsen Deputy  
FRANKLIN COUNTY, IDAHO

**QUITCLAIM DEED**

**FOR VALUE RECEIVED**

**LIN MCKAY and SHARLA MCKAY, husband and wife,**

do hereby convey, release, remise and forever quit claim unto

**MERLIN R. MCKAY and OPAL S. MCKAY, co-trustees, and their successors,  
in trust, of The Merlin R. McKay Family Trust dated February 5, 1985, as amended,**

whose current address is: 5104 East Bear Creek Road  
Preston, Idaho 83263

all right, title, and interest, if any, in and to certain real property and fixtures located in  
Franklin County, Idaho, and more particularly described as follows:

Township 14 South, Range 40 East of the Boise Meridian

Section 14: SW1/4SW1/4

together with their appurtenances.

DATED this 29th day of September, 1995.

LIN MCKAY  
LIN MCKAY  
SHARLA MCKAY  
SHARLA MCKAY

STATE OF IDAHO )  
COUNTY OF FRANKLIN ) ss.

On this 29th day of September, 1995, before me, a Notary Public in and for said State, personally appeared LIN MCKAY and SHARLA MCKAY, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Don R. McKusick  
NOTARY PUBLIC  
Residing at: Preston, Idaho  
My Commission Expires: 11-16-97



FEB 01 2012

**NOTICE OF DESIGNATION OF TRUSTEES OF**  
**THE MERLIN R. MCKAY FAMILY TRUST**

SHAUNA T GEDDES, RECORDER  
 BY Ruth Rawlings Deputy  
 FRANKLIN COUNTY IDAHO

COME NOW, MERLIN R. MCKAY and OPAL S. MCKAY, husband and wife, as grantors and as trustees of THE MERLIN R. MCKAY FAMILY TRUST, dated February 5, 1985, as amended, and do hereby designate the following as trustees of said trust: The initial trustees shall be MERLIN R. MCKAY of Preston, Idaho and OPAL S. MCKAY of Preston, Idaho, as co-trustees. In the event a vacancy exists, for any reason, in the office of trustee, the following persons shall act as substitute trustees, successively, in the order named: The survivor of MERLIN R. MCKAY and OPAL S. MCKAY, as sole trustee; PAUL MCKAY of Preston, Idaho; TERRIE MCKAY of Preston, Idaho; and such person as may be designated by grantors, or, the survivor of them, or if neither grantor is then living, by TERRIE MCKAY.

The surviving trustee and successor trustees have full rights to sell, transfer, or encumber real and personal property.

The transfer of trusteeship may be evidenced by a Notice of Designation of Trustees or a Quitclaim Deed from the existing trustee, or a designation or death certificate of the existing trustee filed of record.

DATED this 19th day of July, 1995.

Merlin R. McKay  
 MERLIN R. MCKAY, Grantor

Opal S. McKay  
 OPAL S. MCKAY, Grantor

Merlin R. McKay  
 MERLIN R. MCKAY, Trustee

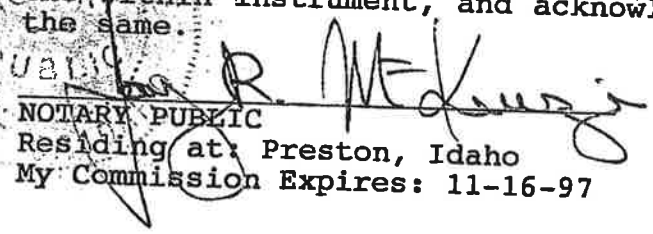
Opal S. McKay  
 OPAL S. MCKAY, Trustee

STATE OF IDAHO

COUNTY OF FRANKLIN

) ss.  
)

On this 19th day of July, 1995, before me, a Notary Public, personally appeared MERLIN R. MCKAY and OPAL S. MCKAY, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

  
 NOTARY PUBLIC

Residing at: Preston, Idaho

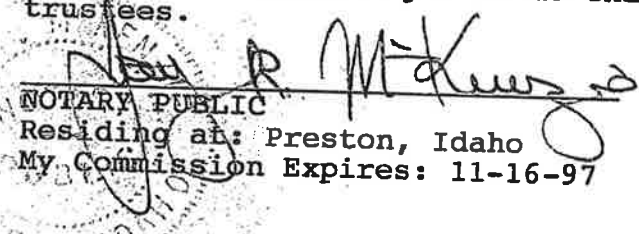
My Commission Expires: 11-16-97

STATE OF IDAHO

COUNTY OF FRANKLIN

) ss.  
)

On this 19th day of July, 1995, before me, a Notary Public, personally appeared MERLIN R. MCKAY and OPAL S. MCKAY, known or identified to me to be the person whose names are subscribed to the within instrument as the trustees of THE MERLIN R. MCKAY FAMILY TRUST, and acknowledged to me that they executed the same as such trustees.

  
 NOTARY PUBLIC

Residing at: Preston, Idaho

My Commission Expires: 11-16-97

253924 1-3

Recorded at the request of  
McKenzie + McKenzie  
Time 1:12

FEB 01 2012

SHAUNA T GEDDES, RECORDER  
BY Ruth Rauling Deputy  
FRANKLIN COUNTY IDAHO

**AFFIDAVIT OF DEATH**  
**MERLIN ROY MCKAY AND OPAL SMITH MCKAY**

STATE OF IDAHO            )  
                                  ) ss.  
COUNTY OF FRANKLIN    )

The undersigned affiant, son of the late MERLIN ROY MCKAY and OPAL SMITH MCKAY, hereby deposes and says:

1. I am a son of the above-named individuals, MERLIN ROY MCKAY and OPAL SMITH MCKAY, and the named successor trustee under THE MERLIN R. MCKAY FAMILY TRUST, dated February 5, 1985, as amended.

2. The said MERLIN ROY MCKAY died on the 2<sup>nd</sup> day of January, 2012, a resident of Franklin County, Idaho.

3. The said OPAL SMITH MCKAY died on the 14<sup>th</sup> day of December, 2010, a resident of Franklin County, Idaho.

4 Attached hereto are true and correct certified copies of the Certificates of Death for each decedent.

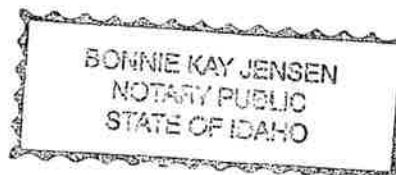
5. This affidavit is to confirm that pursuant to the terms of said Trust Agreement, PAUL MCKAY is the successor trustee of said Trust, and is authorized to act in behalf of and in the name of said Trust with full authority and all powers to convey property and to act as Trustee as set forth in said Trust Agreement.

DATED this 31 day of January, 2012.

Paul McKay  
PAUL MCKAY

SUBSCRIBED AND SWORN to before me this 31 day of January, 2012.

Bonnie Kay Jensen  
NOTARY PUBLIC  
Residing at: Preston, Idaho  
My Commission Expires: 7-7-2012



**STATE OF IDAHO**  
**CERTIFICATION OF VITAL RECORD**

**2539242-3 STATE OF IDAHO**

IDAHO DEPARTMENT OF HEALTH AND WELFARE  
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS

**CERTIFICATE OF DEATH**

Date Filed **JANUARY 06, 2012**

State File No. **2012-00046**

|                                                                                                                                       |                                                           |                                                                 |                                                                       |
|---------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|-----------------------------------------------------------------|-----------------------------------------------------------------------|
| <b>DECEDENT - LEGAL NAME</b><br><b>MERLIN ROY MCKAY</b>                                                                               |                                                           |                                                                 |                                                                       |
| <b>SEX</b><br><b>MALE</b>                                                                                                             | <b>SOCIAL SECURITY NUMBER</b><br>[REDACTED]               | <b>AGE</b><br><b>74 YEARS</b>                                   | <b>DATE OF BIRTH</b><br><b>JANUARY 24, 1937</b>                       |
| <b>BIRTHPLACE</b><br><b>LOGAN, UTAH</b>                                                                                               |                                                           | <b>PLACE OF RESIDENCE</b><br><b>PRESTON, IDAHO</b>              |                                                                       |
| <b>MARITAL STATUS AT TIME OF DEATH</b><br><b>WIDOWED</b>                                                                              |                                                           | <b>NAME OF SURVIVING SPOUSE (if wife, maiden name)</b>          | <b>WAS DECEDENT EVER IN U.S. ARMED FORCES?</b><br><b>YES</b>          |
| <b>FATHER - NAME</b><br><b>MELVIN WILLIAM MCKAY</b>                                                                                   |                                                           |                                                                 | <b>BIRTHPLACE</b><br><b>IDAHO</b>                                     |
| <b>MOTHER - MAIDEN NAME</b><br><b>EMMELINE CHATTERTON</b>                                                                             |                                                           |                                                                 | <b>BIRTHPLACE</b><br><b>IDAHO</b>                                     |
| <b>METHOD OF DISPOSITION</b><br><b>BURIAL</b>                                                                                         | <b>FUNERAL SERVICE LICENSEE</b><br><b>WEBB, JORDAN D</b>  |                                                                 |                                                                       |
| <b>NAME AND ADDRESS OF FUNERAL FACILITY</b><br><b>WEBB FUNERAL HOME, PRESTON, IDAHO</b>                                               |                                                           |                                                                 |                                                                       |
| <b>DATE OF DEATH</b><br><b>JAN. 02, 2012</b>                                                                                          | <b>TIME OF DEATH</b><br><b>10:40 A.M.</b>                 | <b>CITY, TOWN OR LOCATION OF DEATH</b><br><b>PRESTON, IDAHO</b> | <b>COUNTY OF DEATH</b><br><b>FRANKLIN</b>                             |
| <b>CAUSE OF DEATH (underlying cause last)</b><br><b>MYOCARDIAL INFARCTION</b>                                                         |                                                           |                                                                 | <b>Approximate Interval Between Onset and Death</b><br><b>MINUTES</b> |
| <b>DUE TO (or as a consequence of):</b><br>a.<br>b.<br>c.<br>d.                                                                       |                                                           |                                                                 |                                                                       |
| <b>OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above</b><br><b>NONE STATED</b> |                                                           |                                                                 |                                                                       |
| <b>MANNER OF DEATH</b><br><b>NATURAL</b>                                                                                              | <b>NAME OF CERTIFIER</b><br><b>LYNN P. ESKELSON, M.D.</b> | <b>TITLE</b><br><b>PHYSICIAN</b>                                |                                                                       |
| <b>CORONER SUBSEQUENT CERTIFICATION IF NECESSARY</b>                                                                                  |                                                           |                                                                 |                                                                       |
| <b>EXTERNAL CAUSES ONLY</b>                                                                                                           |                                                           |                                                                 |                                                                       |
| <b>DATE OF INJURY</b>                                                                                                                 | <b>TIME OF INJURY</b>                                     | <b>PLACE OF INJURY</b>                                          | <b>INJURY AT WORK?</b>                                                |
| <b>LOCATION WHERE INJURY OCCURRED</b>                                                                                                 |                                                           |                                                                 |                                                                       |
| <b>DESCRIPTION OF HOW INJURY OCCURRED</b>                                                                                             |                                                           |                                                                 |                                                                       |

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

**DATE ISSUED:** **JANUARY 06, 2012**

This copy not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

*James B. Aydelotte*  
**JAMES B. AYDELOTTE**  
**STATE REGISTRAR**

13-8045

STATE OF IDAHO  
CERTIFICATION OF VITAL RECORD

253924 STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE  
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS

CERTIFICATE OF DEATH

Date Filed DECEMBER 15, 2010

State File No. 2010-10578

DECEDENT - LEGAL NAME

OPAL SMITH, MCKAY

SEX

FEMALE

SOCIAL SECURITY NUMBER

AGE

74 YEARS

DATE OF BIRTH

DECEMBER 24, 1935

BIRTH-PLACE

RIVERDALE, IDAHO

PLACE OF RESIDENCE

PRESTON, IDAHO

MARITAL STATUS AT TIME OF DEATH

MARRIED

NAME OF SURVIVING SPOUSE (If wife, maiden name)

MERLIN ROY MCKAY

WAS DECEDENT EVER IN  
U.S. ARMED FORCES?

NO

FATHER - NAME

SAMUEL LINE SMITH

BIRTH-PLACE

IDAHO

MOTHER - MAIDEN NAME

MINNIE MATILDA HANSEN

BIRTH-PLACE

IDAHO

METHOD OF DISPOSITION

BURIAL

FUNERAL SERVICE LICENSEE

WEBB, JORDAN D

NAME AND ADDRESS OF FUNERAL FACILITY

WEBB FUNERAL HOME, PRESTON, IDAHO

DATE OF DEATH

DEC. 14, 2010

TIME OF DEATH

9:40 A.M.

CITY, TOWN OR LOCATION OF DEATH

PRESTON, IDAHO

COUNTY OF DEATH

FRANKLIN

CAUSE OF DEATH (underlying cause first)

a. CARDIAC ARREST

Approximate Interval Between  
Onset and Death

SUDDENLY

b. DUE TO (or as a consequence of):

c.

DUE TO (or as a consequence of):

d.

DUE TO (or as a consequence of):

d.

OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above

NONE STATED

WAS AN AUTOPSY  
PERFORMED?

NO

MANNER OF DEATH

NATURAL

NAME OF CERTIFIER

DAVID B. BECKSTEAD, M.D.

TITLE

PHYSICIAN

CORONER SUBSEQUENT CERTIFICATION IF NECESSARY

EXTERNAL CAUSES ONLY

DATE OF INJURY

TIME OF INJURY

PLACE OF INJURY

INJURY AT  
WORK?

LOCATION WHERE INJURY OCCURRED

DESCRIPTION OF HOW INJURY OCCURRED

This is a true and correct reproduction of the document officially registered and placed  
on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

DECEMBER 15, 2010

DATE ISSUED:

This copy is not valid unless prepared on engraved border  
displaying state seal and signature of the Registrar.

*Jane S. Smith*

JANE S. SMITH  
STATE REGISTRAR



13-8045

260061

Recorded at the request of  
McKenzie & McKenzie  
Time 2:07 P Amount \$ 13.00

NOV 15 2013

**CORRECTING QUITCLAIM DEED**

SHAUNA T. GEDDES, RECORDER  
By [Signature] Deputy  
Franklin County, Idaho

**FOR VALUE RECEIVED**

PAUL MCKAY, Successor Trustee of The Merlin R. McKay Family Trust, dated February 5, 1985, as amended, pursuant to the Notice of Designation of Trustees of The Merlin R. McKay Family Trust, dated July 19, 1995, and recorded February 1, 2012, as Instrument No. 253923, records of Franklin County, Idaho; the death of Merlin R. McKay and Opal S. McKay, as evidenced by the Affidavit of Death dated January 31, 2012, and recorded February 1, 2012, as Instrument No. 253924, records of Franklin County, Idaho,

does hereby convey, release, remise and forever quit claim unto

LIN MCKAY and SHARLA MCKAY, husband and wife,

whose current address is: 5874 East Bear Creek Road  
Preston, ID 83263

the following described premises, located in Franklin County, Idaho, to-wit:

**PARCEL 1**

A parcel of land located in Sections 14 and 15, Township 14 South, Range 40 East, Boise Meridian, and more particularly described as follows:

Beginning at the Southwest corner of said Section 14; thence East 1320 feet, more or less, to the Southeast corner of the Southwest Quarter of the Southwest Quarter of said Section 14, thence North 140 feet; thence West 37 feet; thence North 1195 feet; thence South 89°31' West 1013 feet; thence South 6 feet; thence South 24°41' West 646 feet; thence South 72°30' West 135 feet; thence South 67°43' West 186 feet; thence South 30°48' West 250 feet; thence South 80°48' West 382 feet; thence South 67°48' West 432 feet; thence East 1077 feet to the point of beginning.

TOGETHER WITH all water rights appurtenant thereto.

**PARCEL 2**

A parcel of land located in Section 35, Township 14 South, Range 40 East, Boise Meridian, and more particularly described as follows:

Commencing at the Northwest corner of Southwest Quarter of the Northwest Quarter of Section 35, thence East 745 feet; thence South 34°32' East 1011 feet; thence South 497 feet; thence East 330 feet; thence South 21°84' East 1422 feet; thence West 2178 feet, to the Southwest corner of the Northwest Quarter of the Southwest Quarter of Section 35; thence North 160 rods to the place of beginning.

TOGETHER WITH a right of way through an existing bull-dozed road, for purposes of ingress and egress, and for maintenance of the said existing road, through the adjoining real property of Paul McKay, located in the Northeast corner of the Southeast Quarter of the Northeast Quarter of Section 34.

This Correcting Quitclaim Deed is made and recorded to correct Quitclaim Deed recorded January 29, 2013, as Instrument No. 257292, records of Franklin County, Idaho, as to the legal description.

Deeds.  
122808 Geraldine  
163589 Parents  
168485 Trust  
168486  
194401  
253923  
253924

sect 14  
14 South Range 40 E

260061

DATED this 31<sup>st</sup> day of October, 2013.

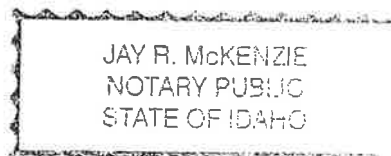
MERLIN R. MCKAY FAMILY TRUST

By: *Paul McKay*  
PAUL MCKAY, Successor Trustee

STATE OF IDAHO                    )  
                                          ) ss.  
COUNTY OF FRANKLIN        )

On this 31<sup>st</sup> day of October, 2013, before me, a Notary Public in and for said State, personally appeared PAUL MCKAY, known or identified to me to be the person whose name is subscribed to the within instrument as the Successor Trustee of The Merlin R. McKay Family Trust, and acknowledged to me that he executed the same as such Successor Trustee.

*Jay R. McKenzie*  
NOTARY PUBLIC  
Residing at: Preston, Idaho  
My Commission Expires: 11-21-2015



## QUITCLAIM DEED

For Value Received BOB L. ERICKSON and CLAUDIA B. ERICKSON,  
husband and wife,

do hereby convey, release, remise and forever quit claim unto

MERLIN R. McKAY and OPAL S. McKAY,  
husband and wife,

whose current address is Route #2  
Preston, Idaho 83263

the following described premises, to-wit:

Township 14 South, Range 40 East of the Boise Meridian,  
Franklin County, Idaho

Section 14: Beginning at Southeast corner of SW $\frac{1}{4}$ SW $\frac{1}{4}$  of  
Section 14, and running thence East 303 feet;  
thence North 65°40' West 335 feet; thence South  
140 feet to the place of beginning.

together with their appurtenances.

Dated: July 26th, 1983

*Bob L. Erickson*

*Claudia B. Erickson*

STATE OF IDAHO, COUNTY OF FRANKLIN

On this 26th day of July, 1983,  
before me, a notary public in and for said State, personally  
appeared

BOB L. ERICKSON and CLAUDIA B.  
ERICKSON, husband and wife,

known to me to be the persons whose names are  
subscribed to the within instrument, and acknowledged to  
me that they executed the same.

*Notary Public*  
Residing at Preston, Idaho  
Comm. Expires Lifetime

Recorded at the request of

*American Land Title*

11:25 a.m. JUL 29 1983 p.m.

MICHAEL D. KUNZ, RECORDER

By *John E. Johnson* Deputy  
FRANKLIN COUNTY, IDAHO

THIS INDENTURE, made this 3rd day of August in the year of our Lord, One Thousand Nine Hundred and Sixty-Four, between Searn William Hansen, Single and unmarried of Preston, County of Franklin, State of Idaho the party of the first part, and Emma Geraldine West, daughter of Chicago, County of [blank], State of Illinois the party of the second part:

WITNESSETH That the said party of the first part, for and in consideration of the love and affection which he bears toward his beloved daughter, Emma Geraldine West, also for the better maintenance, support, protection and livelihood of Emma Geraldine West, do hereby by these presents, Grant, Give, Ali- and Convey and Confirm unto said party of the second part, and to her heirs and assigns forever: All the certain lots, pieces or parcels of land situate, lying and being in the County of Franklin, State of Idaho, bounded and more particularly described as follows, to-wit:

Beginning at the Southwest corner of the Northwest quarter of Section 23, Township 14 South, Range 40 East of the Boise Meridian, and running thence South 89°42' East 650 feet; thence North 34°25' East 692 feet; thence North 32°41' West 789 feet; thence North 38°00' East 319 feet; thence North 1°55' East 311 feet; thence North 41°03' East 260 feet; thence North 63°53' East 162 feet; thence North 65° East 37 feet; thence North 1195 feet; thence South 89°31' West 1013 feet; thence South 0 feet; thence South 24°41' West 646 feet; thence South 72°30' West 135 feet; thence South 6°43' West 185 feet; thence South 30°48' West 250 feet; thence South 80°48' West 382 feet; thence South 67°48' West 432 feet; thence East 1077 feet; thence South 2640 feet to the place of beginning.

The southeast Quarter of the Southeast Quarter of Section 22 and the Southwest Quarter of the Southwest Quarter of Section 23, and the Northwest Quarter of the Northwest Quarter of Section 26, and the East Half of the Northeast Quarter of Section 27, all in Township 14 South, Range 40, East of the Boise Meridian;

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said party of the second part, and to her heirs and assigns forever and the said party of the first part and his heirs and assigns warrant the said premises in the quiet and peaceable possession of the said party of the second part, and assigns against the said party of the first part and his heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Witness: *Ruth Ann [unclear]*

*Searn William Hansen* [SEAL]

[SEAL]

[SEAL]

[SEAL]

Together with all the tenements, hereditaments, rights, privileges and appurtenances thereunto belonging, and all waters and water rights, and all watering and irrigating apparatus and fixtures which are appurtenant to or incident to the ownership of said premises; but nothing herein contained shall be construed as a warranty of any water right.

I hereby further, in consideration of love and affection which I bear toward my daughter, Emma Geraldine West, also for the better maintenance, support, protection and livelihood of said Emma Geraldine West, do further, by these presents, Grant, Give, Alien, and Convey and Confirm unto said party of the second part, and to her heirs and assigns forever, all other personal property, of every kind, wherever located and however held or owned by me at the time of my death.

I hereby certify that I was once married to one Evelyn C. Hansen. That, to-wit, on November 30, 1934, a divorce was granted in the District Court of Franklin County, State of Idaho, and Grantor has never remarried since the granting of said divorce, and has remained unmarried since the date of said divorce to the present time.

THE GRANTOR herein reserves unto himself a life estate in the above described property.

3M MICROFILM

13-8045x16A

STATE OF IDAHO.

COUNTY OF Bannock

} ss:

On this 3rd day of August, in the year 1964, before me  
Roy L. Black, a Notary Public in and for said County and  
State, personally appeared Searen William Hansen

known to me to be the person whose name is  
subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year  
in this certificate first above written.

*Roy L. Black*  
Notary Public

Residence 425 W. Whitman  
Pocatello, Idaho

**WARRANTY DEED**

122808

*Searen William Hansen*

*Known to me to be the person*

Dated

19

STATE OF IDAHO,

COUNTY OF Bannock

I hereby certify that this instrument  
was filed for record at the request of  
*Searen William Hansen*

at minutes past 11

o'clock A. M. this 31st day of

August, A. D. 1968

at my office and duly recorded in Book

of Deeds at page

*Searen William Hansen*

Deputy

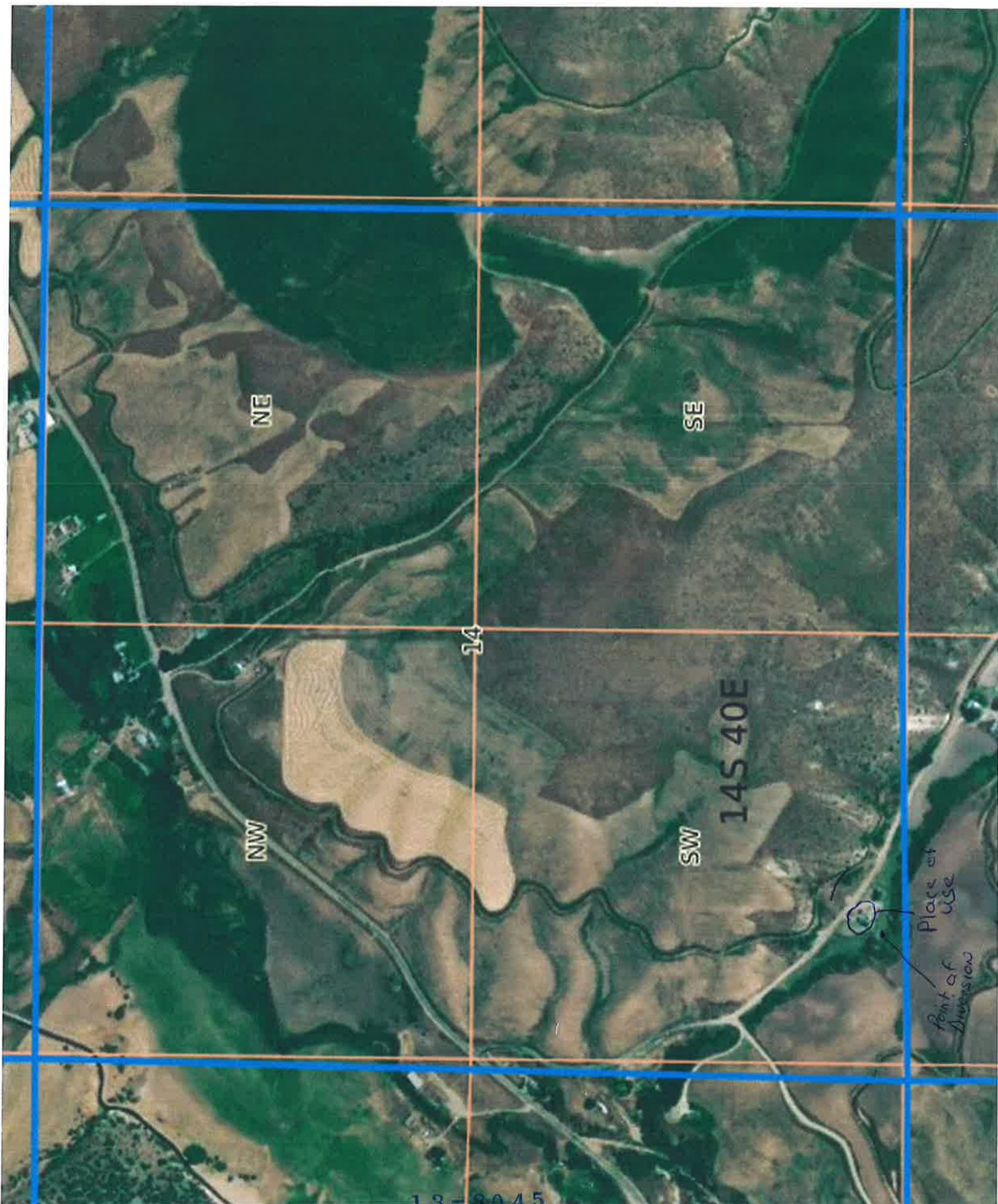
By *Searen William Hansen* Office Recorder

Fee \$20.00

RECEPTION

BOOK

00



13-8045



JOHAN CHRISTIAN HANSEN AND ANE KATHRINE NIELSEN

Johan Christian Hansen was the second of three children born to Niels Jensen Kjolsted and Kirsten Hansen. He was born in the town of Otterup, Orslev, Denmark on January 20, 1868.

Ane Katherine Nielsen was the seventh child in a family of ten children born to Mads Nielsen and Mine Marie Nielsen. She was born on December 6, 1868 in Stige, Odense, Denmark.

Johan and Ane met while they were both working at a creamery in Otterup, Denmark. Johan was a milk hauler and Ane worked in the creamery. They became engaged in 1888 and decided to come to America. Johan came over in 1889 and Ane came over one year later when they had saved enough money for her to come.

Johan came to Logan, Utah and got a job in a brick yard making bricks. Ane came to Logan in 1890 and they were married on August 30, 1890. They lived in Logan for 4 years, then put their belongings in a wagon, tied their cow behind the wagon and started north in search of land. They came to Bear Creek because they heard there was still land available for homesteading. Here, on Bear Creek, they built a one-room dugout and homesteaded 160 acres of land. Ane and the two small girls they had (Elna and Mary), lived here and took care of the farm for a year. Johan returned to Logan and continued to make bricks. In the spring of 1894, he returned to his family in Bear Creek. He had saved enough money to purchase 130 acres of land to the North and West of his original homestead from Ulrich Burkhalter and Peter Egley. Johan and Ane went to Birch Creek during the summer and logged out enough timber to build them a two-room log house. They lived in this log house with their family until 1910, when they built their new house. It was a beautiful house and Ane and Johan and their nine children, Elna Chatrine (died when she was 5 years old), Mary Hansine, Minnie Matilda, Johan Christian (died at 3 months), Niels Wilford, Annie Elizabeth, Searen William, Floyd Daniel and Orson Wendell, really enjoyed it.

Johan built forms and continued to make bricks here in Bear Hollow and many of the chimneys and some of the brick buildings in Preston have some of his "Bear Hollow" bricks in them. He was nick-named "The Brick Maker" and because he grew good crops of wheat, he was also called "The Wheat King".

When Johan died on October 14, 1924, Ane sold the farm to two of the boys, Orson Wendell and Searen William. Ane continued to live in the house and help take care of things.

Searen William and Evelyn Coburn were married October 8, 1930, and were later divorced. They had one daughter, Emma Geraldine.

Searen lived on his farm and helped anyone who was in need of help. When he died on November 25, 1969, he left his farm to his daughter, Geraldine and her husband, Owen D. West, Jr. and their four children. Searen will be remembered by many as a hard worker, a good neighbor, his love for good horses and his love for his farm.

Orson became the first Eagle Scout in Glencoe and he loved drama and participated in several plays and skits the Glencoe Ward presented. He became ill and was unable to take care of his farm for several years and his brother, Wilford, helped Ane with the farm. As soon as Orson was able to handle the farm again, Wilford and Virgia moved back down to their farm on Bear River. Orson continued to farm until the time of his death on July 9, 1964, at which time, he left his farm to his niece and her husband, Merlin and Opal McKay and their two boys, Lin and Paul. Merlin and Opal have changed the place some by taking down the old log buildings and replacing them with new buildings. They have also taken down the old house and built a new house to live in. Orson will be remembered by many for his interests in hunting, fishing and his love for scouting.

Ane lived in the house until the time of her death on July 5, 1959. Many people will remember her as a hard worker, one who loved her yard and her flowers, shrubs, trees and animals. Many of the trees and flowers in her yard came from Johan's and Ane's parents places in Denmark.

Ane crocheted lace edges on many pair of pillow cases and she also crocheted several bedspreads. She was also very handy at cording and spinning wool and she knit several pair of wool socks and several pair of mittens for her family and her grandchildren to wear. Many of us will remember going to Grandma Hansen's and gathering hazel nute in the fall. She also found time after joining the Church, to serve as a Relief Society Visiting Teacher for several years.

Johan was a hard worker on the building committee of the Glencoe Church, even though he was not a member of the Church at that time. Two of their daughters, Mary and Minnie, joined the Church first in 1913 and Johan and Ane and the rest of the family joined in 1915. Johan also served on the School Board of the Glencoe School and he is fondly remembered by many of the students when he would visit school at Christmas time and give each student an orange. He served one term as County Commissioner, served as Justice of the Peace, served as a Ward Teacher for 5 years, and served as President of the Ward Teachers' for several more years.

As this bi-centennial year comes to a close, there is still one living child of Johan and Ane. He is Floyd Daniel Hansen and he lives in the same city they started married life in - Logan, Utah.

13-8045



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: [idwr.idaho.gov](http://idwr.idaho.gov) • Email: [easterninfo@idwr.idaho.gov](mailto:easterninfo@idwr.idaho.gov)

**BRAD LITTLE**  
Governor

**GARY SPACKMAN**  
Director

February 13, 2020

Reed Swann  
Water District 13N  
7455 N Capital Hill Rd  
Preston ID 83263

RE: CLAIM TO A WATER RIGHT 13-8045

Dear Watermaster:

The purpose of this letter is to notify you of a claim to a water right that was filed with our office on 1/30/2020. Enclosed is a copy. Please feel free to contact this office if you have any questions regarding this claim.

Sincerely,

A handwritten signature in black ink, appearing to read 'CH' followed by a stylized flourish.

Christina Henman  
Administrative Assistant

Enclosure: Claim 13-8045



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: [idwr.idaho.gov](http://idwr.idaho.gov) • Email: [easterninfo@idwr.idaho.gov](mailto:easterninfo@idwr.idaho.gov)

**BRAD LITTLE**  
Governor

**GARY SPACKMAN**  
Director

February 12, 2020

LIN MCKAY  
4888 EAST BEAR CREEK ROAD  
PRESTON, ID 83263

RE: Claim No. 13-8045

Dear Applicant(s):

The Department of Water Resources has received your claim to a water right. Please refer to the claim number referenced above in all future correspondence regarding this claim.

A legal notice of this claim has been prepared and is scheduled for publication in the PRESTON CITIZEN on 2/19/2020 and 2/26/2020. The filing and advertising of this claim does not confirm the validity of any water rights.

Please contact this office if you have any questions regarding the claim.

Sincerely,

A handwritten signature in black ink, appearing to read 'CH' followed by a stylized flourish.

Christina Henman  
Administrative Assistant

## Henman, Christina

---

**From:** Henman, Christina  
**Sent:** Wednesday, February 12, 2020 4:55 PM  
**To:** PRESTON CITIZEN (bjohnson@hjnews.com)  
**Subject:** Legal Ads for Preston Citizen  
**Attachments:** 13-8045 Preston Citizen.doc

Hello,

Please see attached document regarding legal ads for your paper.

Thank You,

Christina Henman  
Administrative Assistant  
Idaho Dept. of Water Resources, Eastern Region  
900 N Skyline Ste. A  
Idaho Falls, ID 83402  
Phone: (208) 497-3793

February 13, 2020

**MAY CONTAIN MORE THAN ONE PAGE!**

**Legal Notice Department**

Preston Citizen  
PO Box 472  
Preston ID 83263

RE: Statutory Claim No: 13-8045

**Dear LEGAL NOTICE DEPARTMENT:**

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before **3/09/2020**. Your cooperation is appreciated.

Sincerely

Christina Henman  
Administrative Assistant  
Dept of Water Resources  
900 N Skyline Dr Ste A  
Idaho Falls ID 83402  
208-525-7161  
208-525-7177 – fax

**PLEASE PUT IN NORMAL COLUMN AND NO BORDERS. THANK YOU.**

\*\*\*\*\*

The following claims have been filed based on diversion and beneficial use of water  
13-8045

Lin Mckay  
4888 E Bear Creek Rd  
Preston, ID 83263-6100  
Point of Diversion: SPRING SESWSW, Sec. 14, Twp 14S, Rge 40E, B.M. FRANKLIN County  
Source: Spring tributary to Sinks  
Use: DOMESTIC 01/01 to 12/31 0.04 cfs  
Total Diversion: 0.04 cfs  
Priority Date: 01/01/1880  
Place of Use: DOMESTIC T14S R40E Sec 14 SWSW

For additional information concerning the property location, contact Eastern Region office at Phone: (208)525-7161 • Fax: (208)525-7177; or for a full description of the rights, please see [www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp](http://www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp). Exceptions to a claim may be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS, ID 83402-1718.  
Gary Spackman, Director Published on 2/19/2020 and 2/26/2020