

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern Region**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

AMENDED

1. Name of applicant(s) Hygge, LLC G. Wesley & Roxane Beutler,
Dirk & Patricia Bowles Wesley & Heather Hansen ☒ Phone 208-851-3569
 Name connector (check one): ☒ and ☐ or ☐ and/or
 Mailing address 1452 West. 5600 South City Preston
 State Idaho ZIP 83263 Email dpbowles@plmw.com
2. Name of representative, if any G. Wesley Beutler Phone 208-851-3569
 Mailing address 812 North 4200 West City Weston
 State Idaho ZIP 83286 Email gwbeut@gmail.com
- a. ☒ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Mink Creek which is a tributary of Bear River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
14S	40E	22			NE	NW	Franklin	Mink Creek	

5. Water will be used for the following purposes:
- Amount 1.1 acre-ft for Recreation Storage purposes from Jan. 1 to Dec. 31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.20 cfs for Recreation Flow-through purposes from Jan. 1 to Dec. 31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.20 cfs for Diversion Storage purposes from Jan. 1 to Dec. 31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.20 cubic feet per second (cfs) and/or (b) 1.1 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Concrete diversion box 4-ftx4-ftx6-ft deep installed perpendicular to creek, 3-ft wide front opening w/ flashboard slot and a 6" irrigation headgate
- b. Height of storage dam n/a feet; active reservoir capacity n/a acre-feet; total reservoir capacity 1.13 acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
- e. If well is already drilled, when? _____; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by _____ Receipt No. E045458 Date 11/18/19

13-8043

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
 - Domestic; show number of households _____
 - Other; describe fully. The irrigation/recreation pond is designed to be a flow-through pond where water will flow into the pond via a PVC pipeline and will overflow out of the pond back through an earthen ditch.
9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	40E	22					R												

Total number of acres to be irrigated: _____

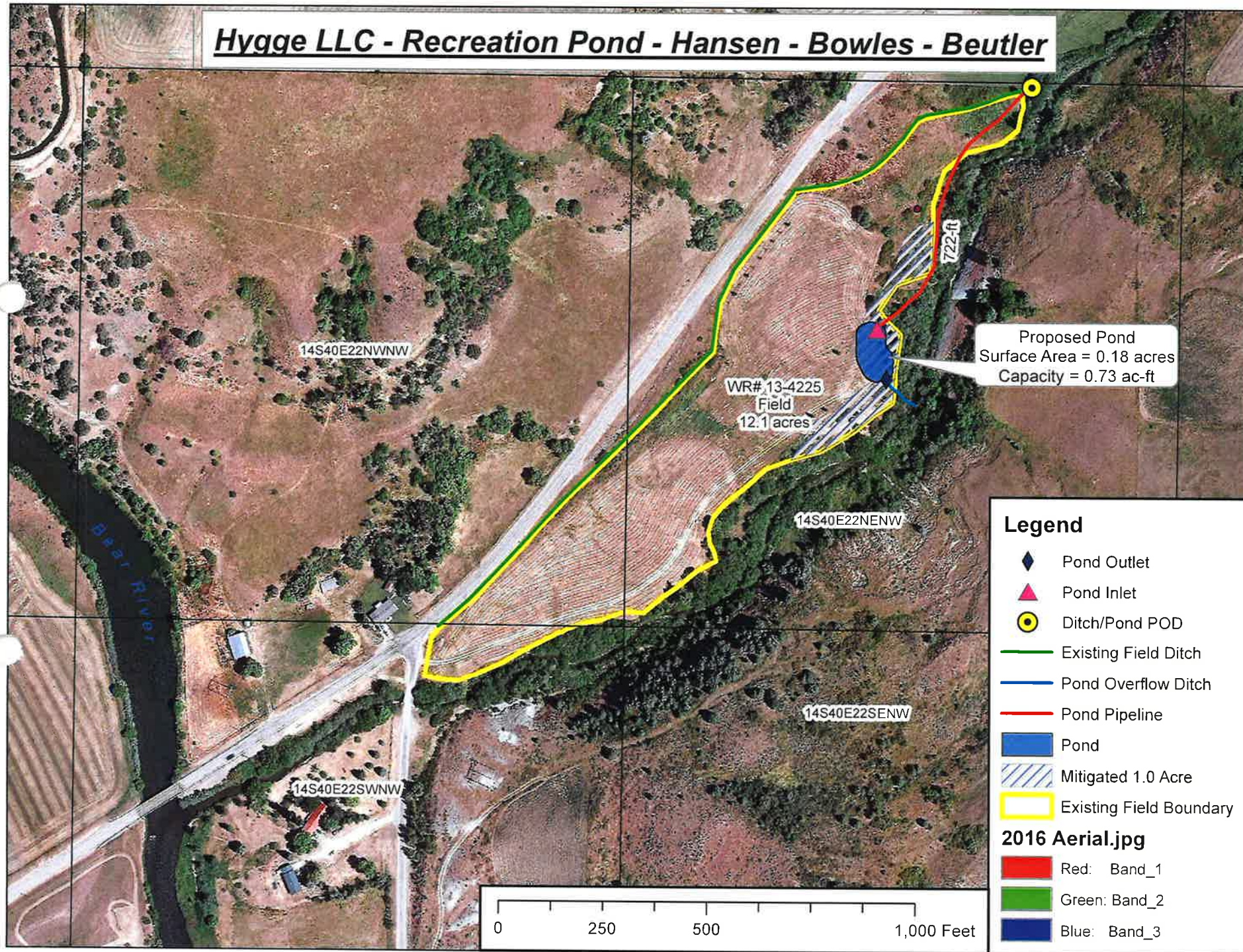
10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? _____
11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. We propose to construct a 4-ft deep flow-through recreation pond 110-ft x 71-ft. Consumptive use (pond surface evaporation 0.4 acft/yr) will be mitigated by drying up 1 acre associated with WR 13-4225 under and near the pond. The typical crop grown is hay with an ET of 2.4 ac-ft/acre The pond will be filled via a 6" PVC pipe Flow will be controlled via a headgate at the diversion. Pond outflow will be via an earthen ditch back into Mink Creek.
13. Time required for completion of works and application of water to proposed beneficial use is 4 years (minimum 1 year).
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant _____
G. Wesley & Roxane Beutler Wesley & Heather Hansen
 Print Name (and title, if applicable)

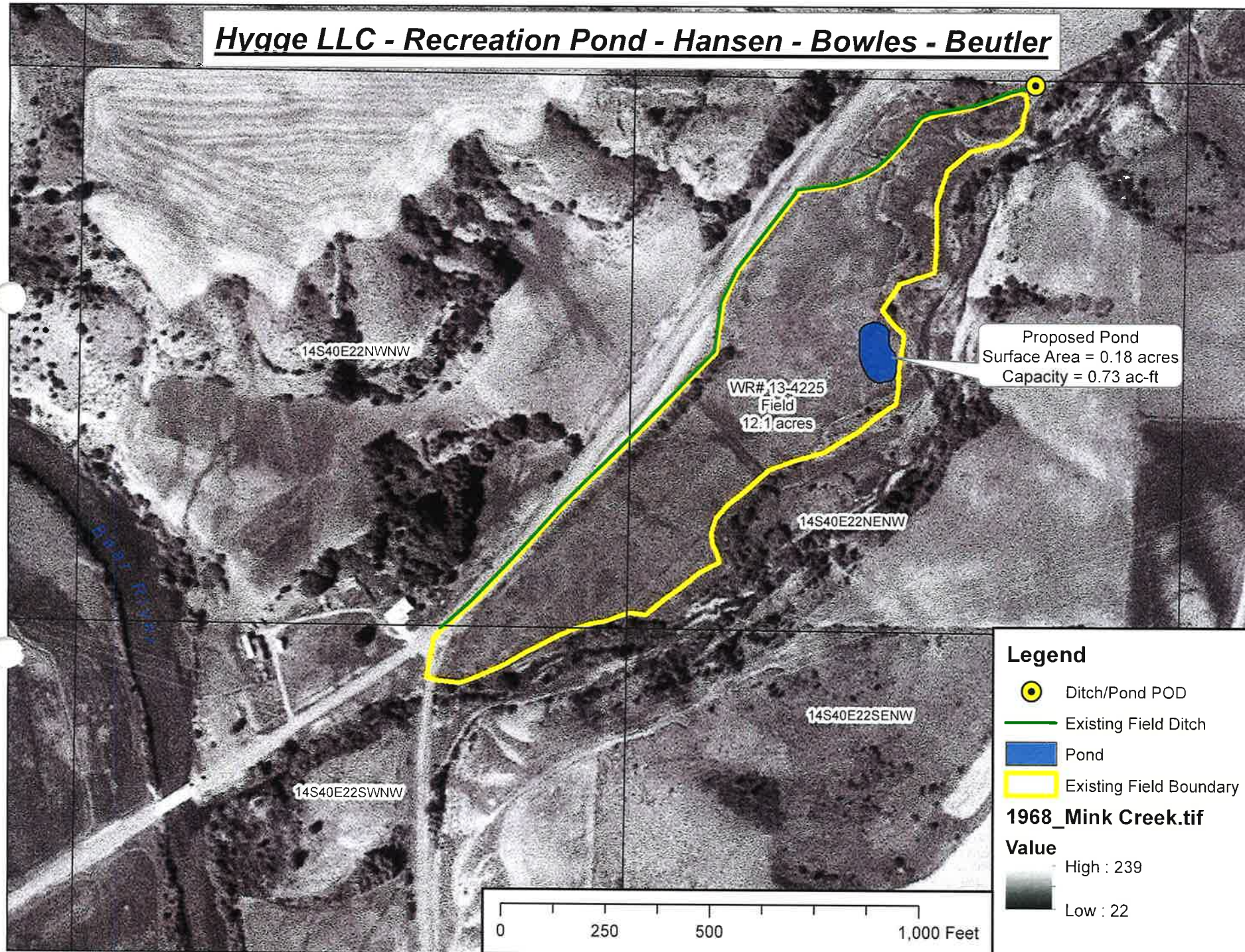
Signature of Applicant _____
Hygge, LLC - Patricia Bowles -Registered Agent. Dirk Bowles
 Print Name (and title, if applicable)

Hygge LLC - Recreation Pond - Hansen - Bowles - Beutler



13-8043

Hygge LLC - Recreation Pond - Hansen - Bowles - Beutler



13-8043

State of Idaho
Department of Water Resources

Water Right 13-4225

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.075 0.15 0.3 Miles



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that W. Hugh Hansen
(Name of Claimant)
Rt. 2 Preston ID. 83263 Telephone No. 852-1933
(Mailing Address) (Zip Code)

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

(1) Date of priority: (When was the water first applied to a beneficial use) July 1, 1922

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Mink Creek tributary to Bear River

(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, af)		(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	0.24 cfs	Use Irrigation	Period of Use From 4-1	To 11-1
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.24 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

NE ¼ NW ¼, Sec. 22 Twp. 14S Rge. 40E B.M., County of Franklin

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities; be as specific as possible. Describe any changes in the system and give the date of the change. headgate on creek to ditch and flood irrigation

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

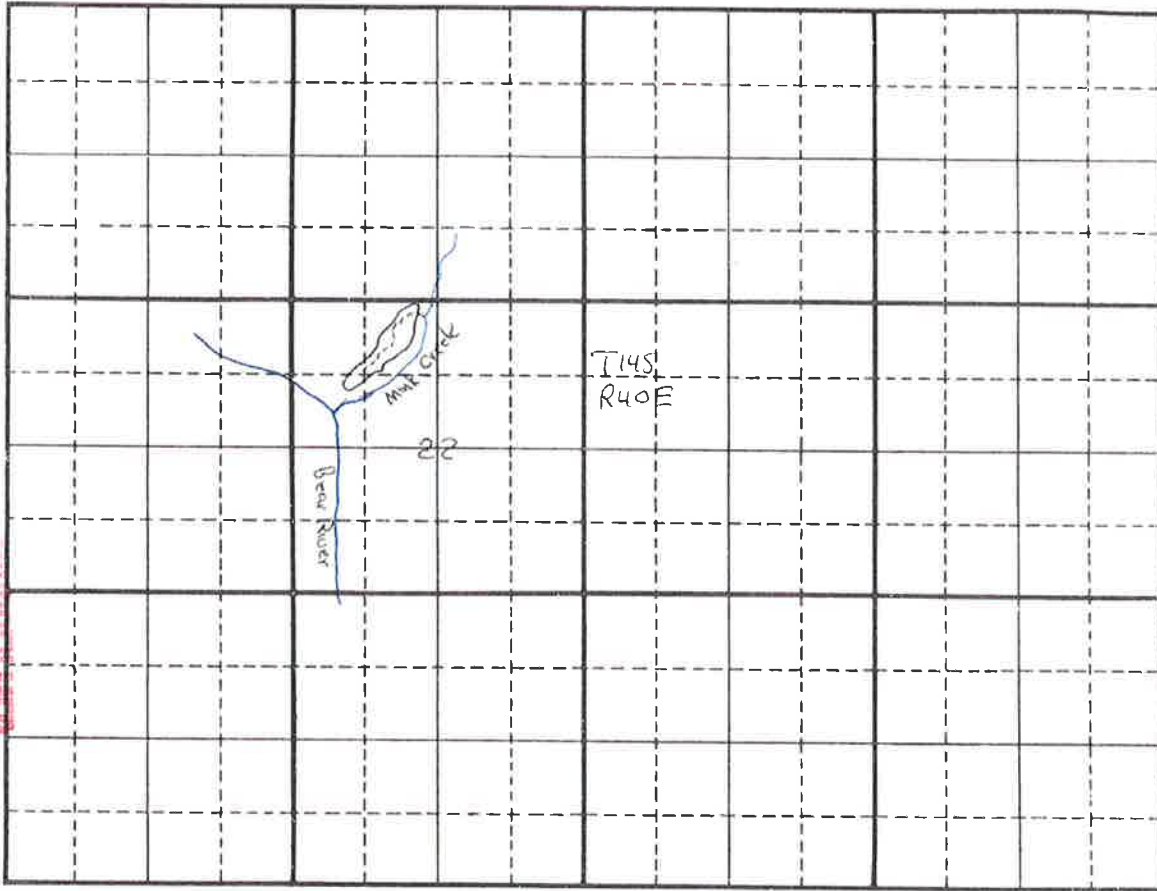
No. of acres 12

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

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

(7) If you are claiming water as a member of an organization, list name of organization:

(B) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

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 foregoing 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.

Sworn to before me this

12th

day of

May

(Claimant)

19 83

Notary Public

Residing at

My commission expires

6-15-85

Assist. by HWT
Received by (initials)

Prelim. check by

\$30.00 fee received by (initials)

Published in Piston Citizen

Dates 6/2 - 6/12/83

FOR DEPARTMENT USE ONLY

Date 5-12-83

Date

Date 5-12-83

#22256

Exception filed by:

Forwarded to

claimant by:

Date

13-8043

239252 1-3

Recorded at the request of
Steven R. Fuller

____ a.m. OCT 02 2007 p.m. 2:18

V. ELLIOTT LARSEN, RECORDER
By Shauna Geddes Deputy
FRANKLIN COUNTY, IDAHO

TRUSTEE'S DEED

THIS DEED made this 1st day of October, 2007, between **BONNIE LUE HANSEN**, Surviving Trustee of the Wilford Hugh Hansen Family Trust, hereinafter called "Grantor" and **ROXANE H. BEUTLER** and **G. WESLEY BEUTLER**, husband and wife, **PATRICIA BOWLES** and **R. DIRK BOWLES**, husband and wife, and **WESLEY N. HANSEN** and **HEATHER L. HANSEN**, husband and wife, of 5018 Ben Lomand Drive, Ogden, UT 84403, hereinafter called "Grantees".

WHEREAS, Bonnie Lue Hansen is the duly appointed Surviving Trustee of the Wilford Hugh Hansen Family Trust, dated the 13th day of March, 1992, by and between Wilford Hugh Hansen and Bonnie Lue Hansen as Trustors, and Wilford Hugh Hansen and Bonnie Lue Hansen, as Trustees.

NOW, THEREFORE, WITNESSETH, that the said Grantors, for valuable consideration, and for the purpose of distributing certain real property from the Wilford Hugh Hansen Family Trust, do by these presents hereby distribute, grant, bargain, sell, convey, and confirm unto the said Grantees, and married couples, owning an undivided one-third (1/3) interest as tenants in common, and their heirs and assigns forever, that certain parcel of land, situate, lying and being in Franklin County, State of Idaho, and more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO

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

239252 2.3

thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders rents, issues and profits thereof;

TO HAVE AND TO HOLD, all and singular the said premises together with the appurtenances unto the Grantee, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that said Trust is the owner in fee simple of said premises; that they are free from all encumbrances and that said Trust will warrant and defend the same from all lawful claims whatsoever.

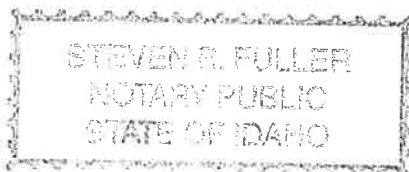
IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year first above written.

WILFORD HUGH HANSEN FAMILY TRUST

By: Bonnie Lue Hansen
BONNIE LUE HANSEN, Surviving Trustee

STATE OF IDAHO)
) ss.
County of Franklin)

On this 1st day of October, 2007, before me, the undersigned, a Notary Public in and for said State, personally appeared **BONNIE LUE HANSEN** known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the **WILFORD HUGH HANSEN FAMILY TRUST** and acknowledged to me that she executed the same as Trustee of the said Trust.



Steven R. Fuller
NOTARY PUBLIC for State of Idaho
Residing at: Preston, Idaho
Comm. Expires: 1-21-11

239252 3-3

EXHIBIT "A"

All that portion of the below described property lying South and East of Highway 36:

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

Section 22: Commencing at the Northeast corner of the Northwest Quarter of Section 22 and running thence South 80 rods; thence West 80 rods; thence Southwesterly along the North bank of Mink Creek 1,000 feet, more or less; thence Northwesterly 459 feet, more or less to the junction of Mink Creek and Bear River; thence Northwesterly along the North Bank of Bear River 1,739 feet, more or less, to the right of way of Twin Lakes Canal Company (formerly Oneida Irrigation District); thence Northeasterly along said right of way to the end of said Company's Syphon No. One; thence Northeasterly on a straight line 1,143 feet, more or less to a point on the North line of Section 21, Township and Range aforesaid, 21 rods, more or less, West of the Northwest corner of said Section 22; thence East 181 rods, more or less, to the place of beginning, containing 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 rights appurtenant thereto including but not limited to Idaho Water Right Claim No. 13-4225.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

February 05, 2019

G WESLEY AND ROXANE BEUTLER
1452 W 5600 S
PRESTON ID 83263-5615

DIRK AND PATRICIA BOWLES
1452 W 5600 S
PRESTON ID 83263-5615

WESLEY AND HEATHER HANSEN
1452 W 5600 S
PRESTON ID 83263-5615

Re: Change in Ownership for Water Right No(s): 13-4225

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 525-7161.

Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

cc: Water District 11, Water District 13N

13-8043

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. _____

RECEIVED
NOV 18 2011

Department of Water Resources
Eastern Region

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Dirk & Patricia Bowles, Wesley & Heather Hansen Phone 208-851-3569
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(cfs or acre-feet per year)
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For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
Fee \$ 100.00 Receipted by CA Receipt No. E045458 Date 11/18/11

13-8043

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TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	40E	22					R												

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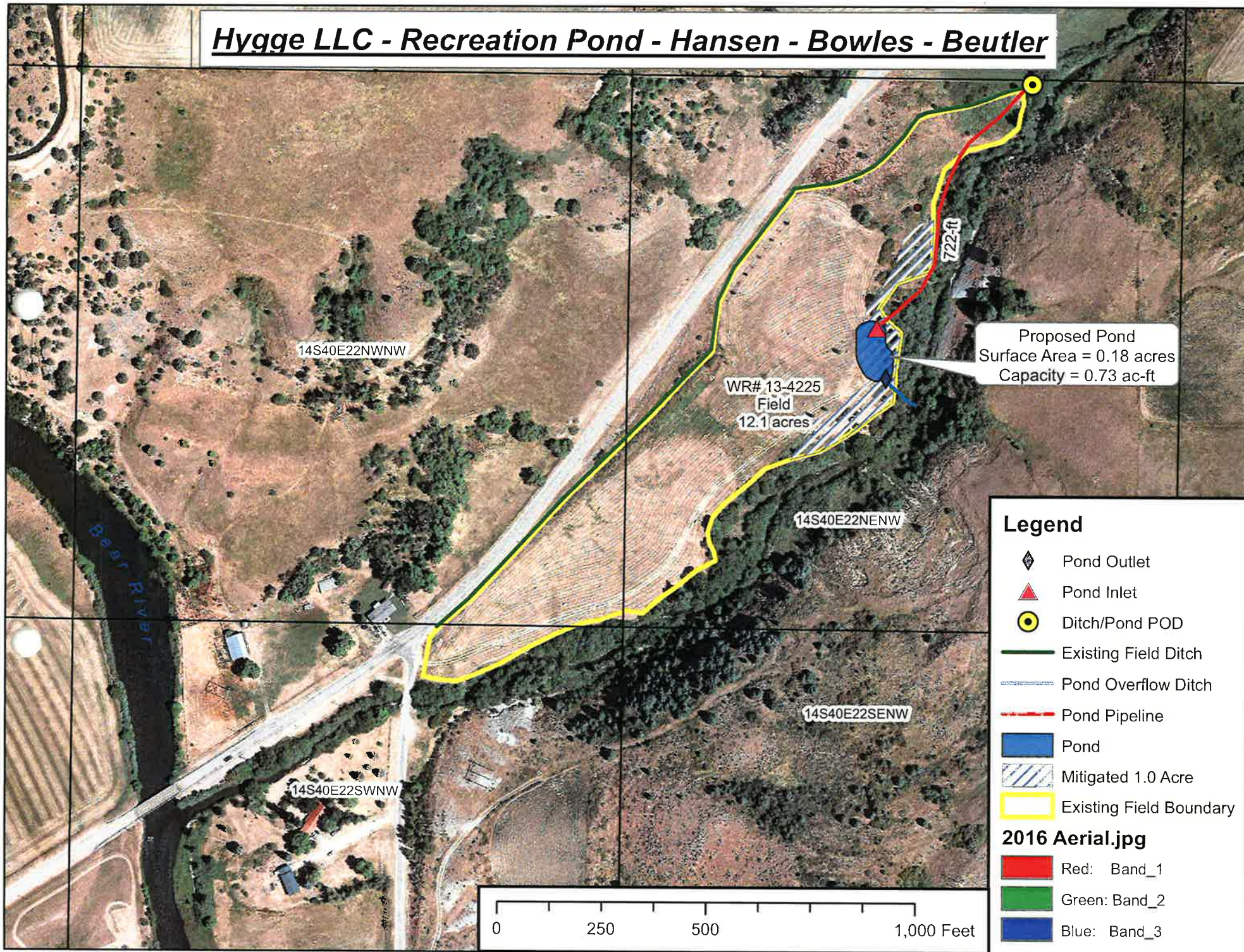
Roxane Beutler
Signature of Applicant

G. Wesley & Roxane Beutler Wesley & Heather Hansen
Print Name (and title, if applicable)

Wesley Hansen Patricia Bowles Dirk Bowles
Signature of Applicant

Hygge, LLC - Patricia Bowles -Registered Agent. Dirk Bowles
Print Name (and title, if applicable)

Hygge LLC - Recreation Pond - Hansen - Bowles - Beutler



13-8043

Hygge LLC - Recreation Pond - Hansen - Bowles - Beutler

14S40E22NWNW

WR# 13-4225
Field
12.1 acres

14S40E22NENW

14S40E22SENW

14S40E22SWNW

Proposed Pond
Surface Area = 0.18 acres
Capacity = 0.73 ac-ft

Legend

-  Ditch/Pond POD
-  Existing Field Ditch
-  Pond
-  Existing Field Boundary

1968_Mink Creek.tif

Value

- High : 239

Low : 22

0 250 500 1,000 Feet

13-8043

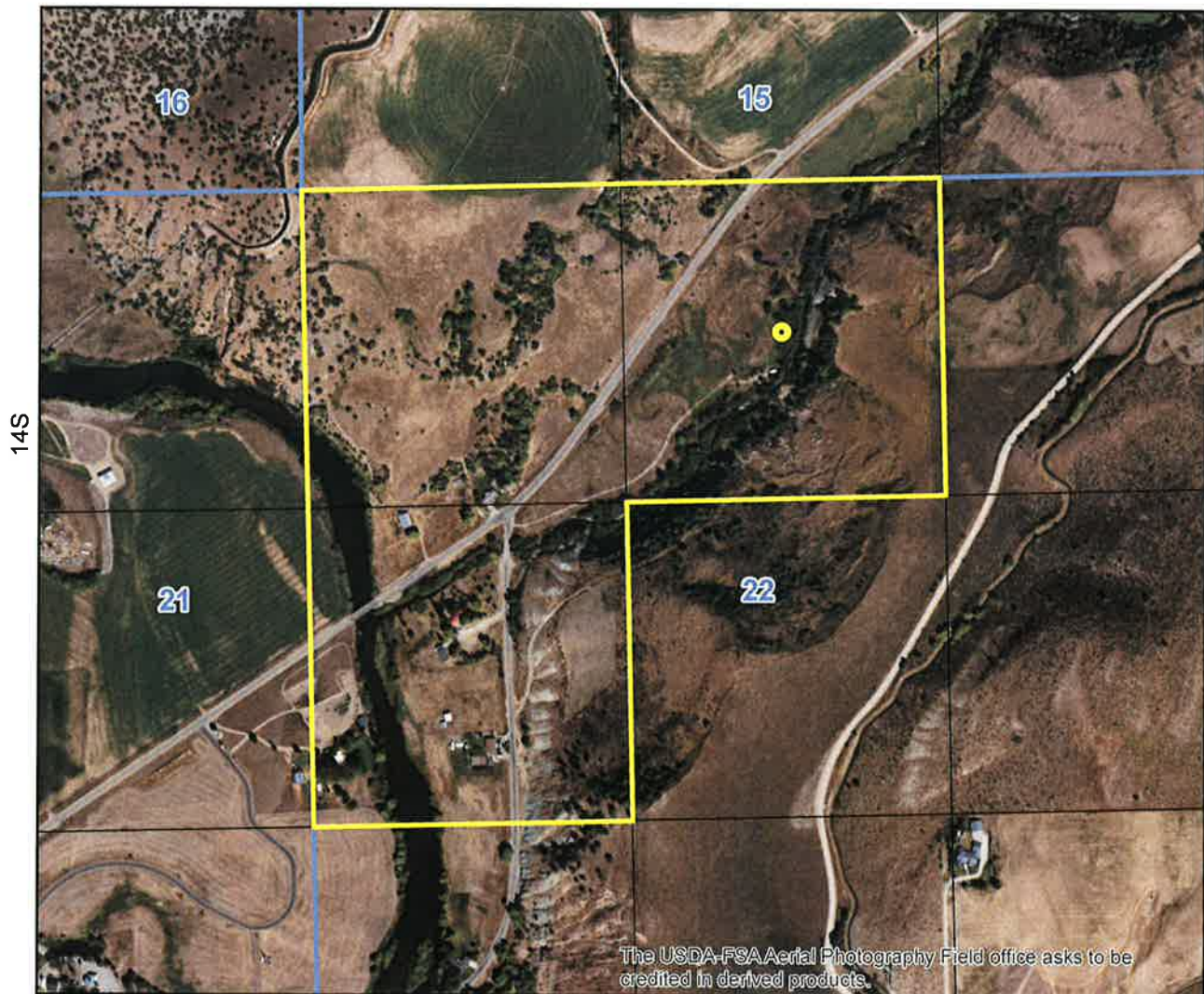
State of Idaho
Department of Water Resources

Water Right
13-4225

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40E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles



13-8043

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

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(Name of Claimant)
Rt. 2 Preston ID. 83263 Telephone No. 852-1933
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(1) Date of priority: (When was the water first applied to a beneficial use) July 1, 1922

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Mink Creek tributary to Bear River

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Quantity	<u>0.24 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-1</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.24 cfs TOTAL QUANTITY USED.
(cfs, af)

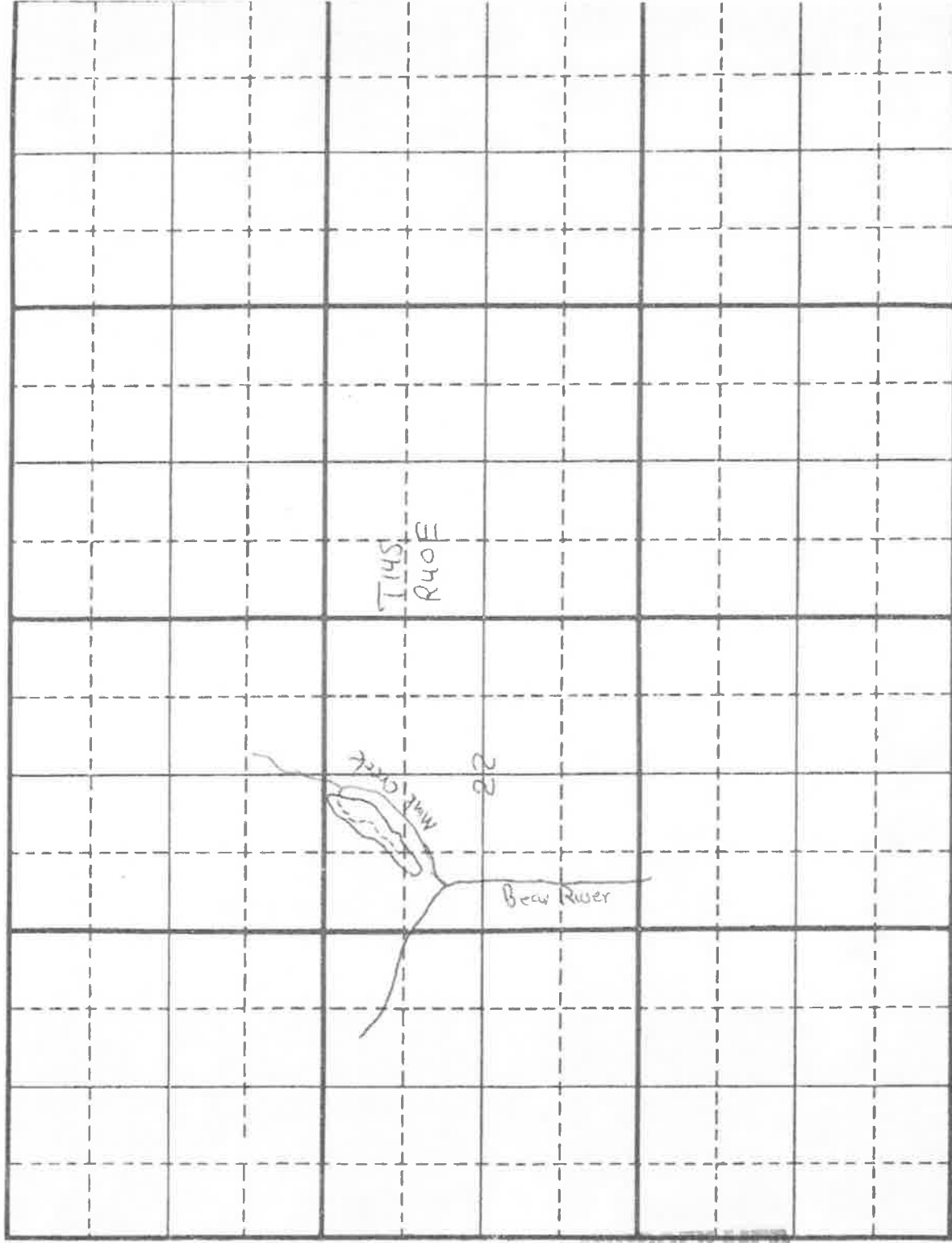
(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 NW 1/4, Sec. 22 Twp. 14S Rge. 40E B.M., County of Franklin
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
headgate on creek to ditch and flood irrigation

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
14S	40E	22					10	1	1										12

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Bonanza

ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing 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.

W. Hugh Harrison

(Claimant)

10th. 13-8043

239252 1-3

Recorded at the request of
Steven R. Fuller

____ a.m. OCT 02 2007 p.m. 2:18

V. ELLIOTT LARSEN, RECORDER
By Shauna Geddes Deputy
FRANKLIN COUNTY, IDAHO

TRUSTEE'S DEED

THIS DEED made this 1st day of October, 2007, between **BONNIE LUE HANSEN**, Surviving Trustee of the Wilford Hugh Hansen Family Trust, hereinafter called "Grantor" and **ROXANE H. BEUTLER** and **G. WESLEY BEUTLER**, husband and wife, **PATRICIA BOWLES** and **R. DIRK BOWLES**, husband and wife, and **WESLEY N. HANSEN** and **HEATHER L. HANSEN**, husband and wife, of 5018 Ben Lomand Drive, Ogden, UT 84403, hereinafter called "Grantees".

WHEREAS, Bonnie Lue Hansen is the duly appointed Surviving Trustee of the Wilford Hugh Hansen Family Trust, dated the 13th day of March, 1992, by and between Wilford Hugh Hansen and Bonnie Lue Hansen as Trustors, and Wilford Hugh Hansen and Bonnie Lue Hansen, as Trustees.

NOW, THEREFORE, WITNESSETH, that the said Grantors, for valuable consideration, and for the purpose of distributing certain real property from the Wilford Hugh Hansen Family Trust, do by these presents hereby distribute, grant, bargain, sell, convey, and confirm unto the said Grantees, and married couples, owning an undivided one-third (1/3) interest as tenants in common, and their heirs and assigns forever, that certain parcel of land, situate, lying and being in Franklin County, State of Idaho, and more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO

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;

TO HAVE AND TO HOLD, all and singular the said premises together with the appurtenances unto the Grantee, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that said Trust is the owner in fee simple of said premises; that they are free from all encumbrances and that said Trust will warrant and defend the same from all lawful claims whatsoever.

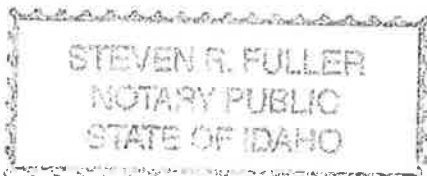
IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year first above written.

WILFORD HUGH HANSEN FAMILY TRUST

By: Bonnie Lue Hansen
BONNIE LUE HANSEN, Surviving Trustee

STATE OF IDAHO)
) ss.
County of Franklin)

On this 1st day of October, 2007, before me, the undersigned, a Notary Public in and for said State, personally appeared **BONNIE LUE HANSEN** known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the **WILFORD HUGH HANSEN FAMILY TRUST** and acknowledged to me that she executed the same as Trustee of the said Trust.



Steven R. Fuller
NOTARY PUBLIC for State of Idaho
Residing at: Preston, Idaho
Comm. Expires: 1-21-11

239252 3-3

EXHIBIT "A"

All that portion of the below described property lying South and East of Highway 36:

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

Section 22: Commencing at the Northeast corner of the Northwest Quarter of Section 22 and running thence South 80 rods; thence West 80 rods; thence Southwesterly along the North bank of Mink Creek 1,000 feet, more or less; thence Northwesterly 459 feet, more or less to the junction of Mink Creek and Bear River; thence Northwesterly along the North Bank of Bear River 1,739 feet, more or less, to the right of way of Twin Lakes Canal Company (formerly Oneida Irrigation District); thence Northeasterly along said right of way to the end of said Company's Syphon No. One; thence Northeasterly on a straight line 1,143 feet, more or less to a point on the North line of Section 21, Township and Range aforesaid, 21 rods, more or less, West of the Northwest corner of said Section 22; thence East 181 rods, more or less, to the place of beginning, containing 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 rights appurtenant thereto including but not limited to Idaho Water Right Claim No. 13-4225.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DRIVE • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

February 05, 2019

G WESLEY AND ROXANE BEUTLER
1452 W 5600 S
PRESTON ID 83263-5615

DIRK AND PATRICIA BOWLES
1452 W 5600 S
PRESTON ID 83263-5615

WESLEY AND HEATHER HANSEN
1452 W 5600 S
PRESTON ID 83263-5615

Re: Change in Ownership for Water Right No(s): 13-4225

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 525-7161.

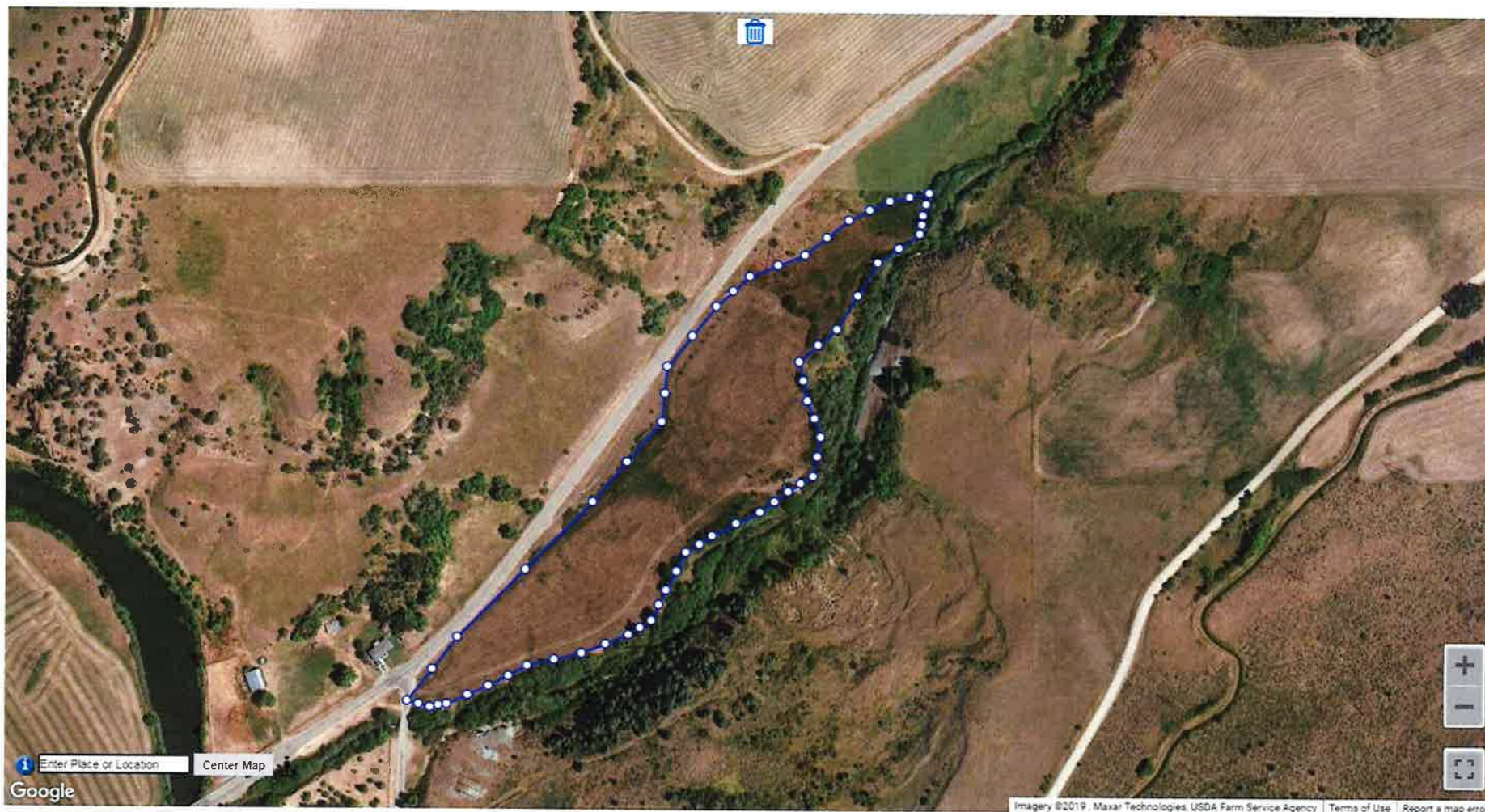
Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

cc: Water District 11, Water District 13N

Attachment 1



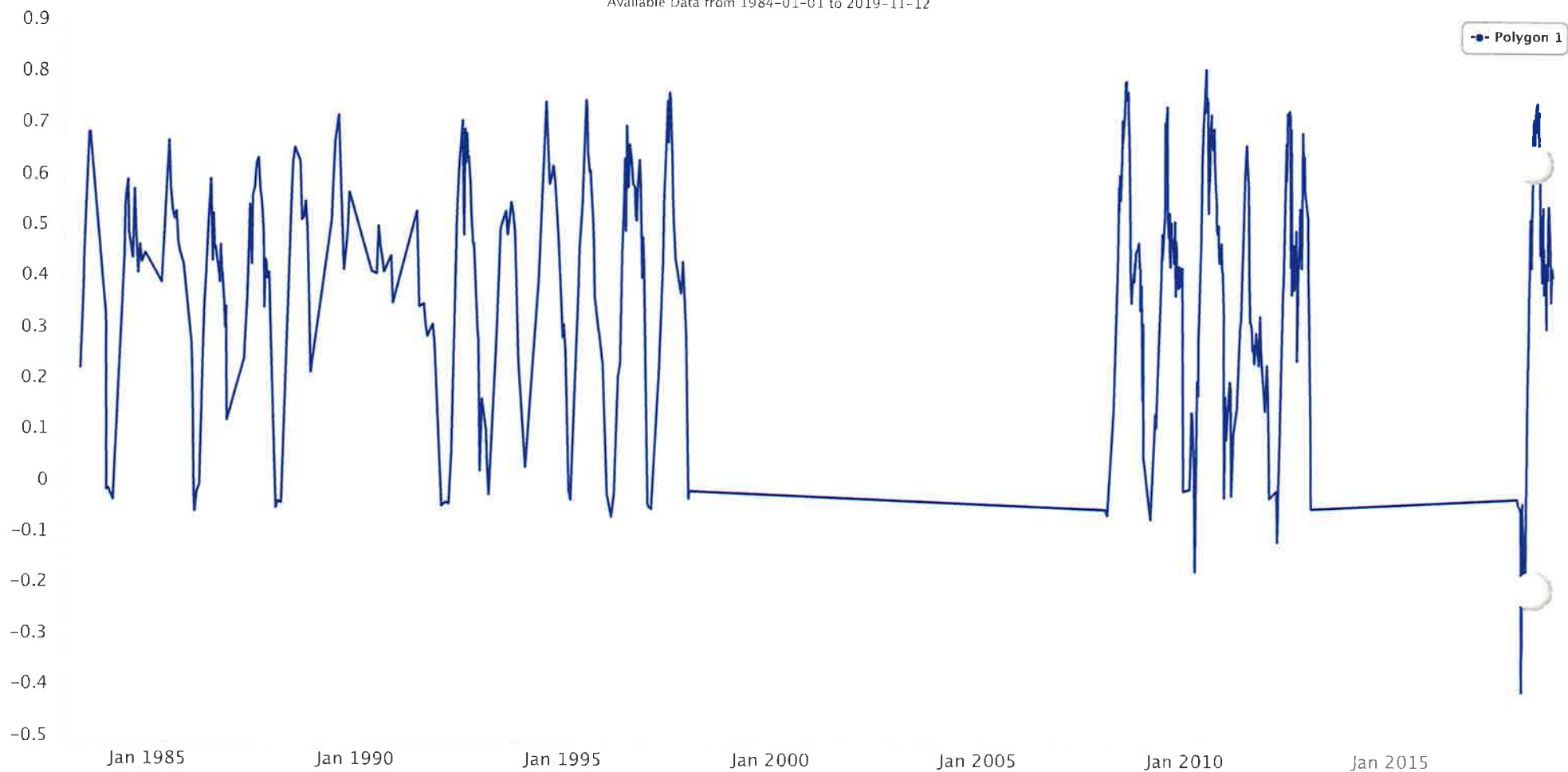
13-8043

Attachment 2

NDVI (Landsat 4/5/7/8 SR)

Available Data from 1984-01-01 to 2019-11-12

Polygon 1



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

Wm. A. Shuldberg (SEAL)

Sarah J. Shuldberg (SEAL)

Arthur W. Hart

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

On this 10th day of June in the year 1924, before me Arthur W. Hart a notary public in and for said County and State personally appeared William A. Shuldberg and Sarah J. Shuldberg, 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.

Arthur W. Hart
Notary Public

My commission expires Mch. 1, 1928. (SEAL)

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

I hereby certify that this instrument was filed for record at the request of Wm. A. Shuldberg, at 4-45 P.M. June 12th, 1924.

Fees \$1.20

John A. [Signature]
Ex-Officio Recorder
Compared [Signature]

INST. NO. 22399

WARRANTY DEED

THIS INDENTURE, made the third day of May in the year of our Lord one thousand nine hundred and twenty-one between John C. Hansen and his wife, Ane C. Hansen, of Minkcreek of the County of Franklin and the State of Idaho, the parties of the first part, and Niels W. Hansen, of Minkcreek of the County of Franklin and the 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 \$3400.00 Thirty-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, do by these presents grant, sell, bargain, convey, and confirm unto the said party of the second part, and to his heirs and assigns forever all that certain lot, piece or parcel of land situate, lying and being in the County of Franklin and state of Idaho, and bounded and described as follows, to-wit:

Commencing at the Northeast corner of the Northwest Quarter of Section Twenty-two (22), Township Fourteen (14) South, Range Forty (40) East of the Boise Meridian, Idaho, and running thence South Eighty (80) rods; thence West Eighty (80) rods; thence Southwesterly along the North bank of Minkcreek One Thousand (1000) feet, more or less; thence Northwesterly Four Hundred Fifty-nine (459) feet, more or less to the Junction of Minkcreek and Bear River; thence Northwesterly along the North Bank of Bear River Seventeen Hundred Thirty-nine (1739) feet, more or less, to the right of way of the Twin Lakes Canal Company (formerly Oneida Irrigation District); thence Northeasterly along

said right of way to the end of said Company's Syphon No. 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

John C. Hansen (SEAL)

Ane C. Hansen (SEAL)

E.R. Nielsen.

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.

E.R. Nielsen
Notary Public
Preston, Idaho.

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

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

Compared

John W. Speed
Ex-Officio Recorder.

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.

On the 3 day of Dec., A.D., 1956, personally appeared before me, H. John Bartholomew, and his wife, Kathleen Bartholomew, the signers of the within instrument, who duly acknowledged to me that they executed the same.

(SEAL)

G. L. Fjeldsted
NOTARY PUBLIC
Residing in: Gunnison, Utah.

My Commission Expires:
Dec. 10, 1958 12-10-58
STATE OF IDAHO
County of Franklin--ss.

Recorded at the request of Parley J. Shaffer at 11:00 A. M., January 28, 1963.

C. L. Swenson: Ex-Officio Recorder

By Ann P. Davis Deputy

Fee, \$4.00

^{m.l.}
-- Compared --

Inst. No. 111539

WARRANTY DEED

THIS INDENTURE, made this twentieth day of June in the year of our Lord one thousand nine hundred and forty-nine between Niels W. Hansen and his wife, Virgia W. Hansen of Minkcreek County of Franklin State of Idaho the parties of the first part, and Wilford Hugh Hansen of Minkcreek 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 six thousand dollars (\$6000) 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, situated in the County of Franklin, State of Idaho, to-wit:

Commencing at the Northeast corner of the Northwest Quarter of Section Twenty-two (22), Township Fourteen (14) South, Range Forty (40) East of the Boise Meridian, Idaho, and running thence South Eighty (80) rods; thence West Eighty (80) rods; thence Southwesterly along the Northbank of Minkcreek One Thousand (1000) feet, more or less; thence Northwesterly Four Hundred Fifty-nine (459) feet, more or less to the Junction of Minkcreek and Bear River; thence Northwesterly along the North Bank of Bear River Seventeen Hundred Thirty-nine (1739) feet, more or less, to the Right of way of the Twin Lakes Canal Company (Formerly Oneida Irrigation District); thence Northeasterly along said right of way to the end of said Company's Syphon No. 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 rights.

(\$6.60 U. S. I. R. Stamps Duly Affixed and Cancelled).

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 parties 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 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 PRESENCE OF

Niels Wilford Hansen

(SEAL)

Virgia W. Hansen

(SEAL)

STATE OF IDAHO,
County of Franklin--ss.

On this 20th day of June in the year 1949, before me Ben E. Johnson a Notary Public in and for said State, personally appeared Niels Wilford Hansen and his wife, Virgia W. Hansen known to me to be the persons whose names are subscribed to the within 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 in this certificate first above written.

(SEAL)

Ben B. Johnson
Notary Public, Residing at Preston, Idaho.

STATE OF IDAHO
County of Franklin--ss.

Recorded at the request of J. N. Larsen Co. at 4:30 P. M., January 28, 1963

C. L. Swenson: Ex-Officio Recorder

By Ann P. Davis Deputy

Fee, \$ 2.10

- - - Compared - - -

Inst. No. 111551

WARRANTY DEED

THIS INDENTURE, made this 17th day of February in the year of our Lord one thousand nine hundred and Fifty between Leonard L. Butterworth and his wife, Emily J. Butterworth of Franklin County of Franklin State of Idaho the parties of the first part, and Frank Olsen and his wife, Ann Olsen, Joint tenants by entirety with full rights vested in the survivor and not as tenants in common. of Franklin County of Franklin State of Idaho the parties of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One Dollar and other valuable considerations lawful money of the United States of America, to them in hand paid by the said parties 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 parties of the second part, and to their heirs and assigns forever, all the following described real estate, situated in the County of Franklin, State of Idaho, to-wit:

Beginning at the Southwest corner of Lot number 2, Block number 15, as appears by the Plat of the Village of Franklin, County of Franklin, State of Idaho; thence running North 20 rods; thence East 12 feet; thence South 20 rods; thence West 12 feet to the place of beginning.

Consideration less than \$500.00

(\$.55 U.S.I.R. Stamps Duly Affixed and Cancelled).

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 parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their 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 parties of the second part their 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 PRESENCE OF

Leonard L Butterworth (SEAL)

Emily J. Butterworth (SEAL)

STATE OF IDAHO.

County of Franklin--ss.

On this 17th day of February in the year 1950, before me Ted Larsen a Notary Public in and for said State, personally appeared Leonard L. Butterworth and his wife, Emily J. Butterworth known to me to be the persons whose names are subscribed to the within 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 in this certificate first above written.

(SEAL)

Ted Larsen .

Notary Public, Residing At Preston, Idaho.

STATE OF IDAHO

County of Franklin--ss.

Recorded at the request of Frank Olsen at 1:30 P. M., January 31st, 1963.

C. L. Swenson: Ex-Officio Recorder

By Ann P. Davis Deputy

Fees, \$1.80

- - - Compared - - -

NIELS WILDORD HANSEN AND TORA VIRGIA WILDE

Tora Virgia Wilde Hansen was born January 2, 1902, at Mink Creek. She was the sixth child and second daughter of Albert Alonson Wilde and Tora Keller. Her mother's patriarchal blessing promised her sons and daughters, so when Virgia was born, she sensed that she hadn't long to live. Prior to the baby's birth, she and her husband decided to let their baby go to her brother, Adam Keller and his wife, who were childless.

Virgia lived with her Uncle Adam until she was nine years old when he and his wife separated. In time, Uncle Adam remarried and she continued to live with him until she was 15, when she went to live with her own father, Albert Wilde, and her stepmother.

Niels Wilford Hansen was born on August 18, 1900 in Mink Creek, to Johan Christian Hansen and Ane Kathrine Nielsen. He was the fifth child of a family of nine children, 5 boys and 4 girls. His parents came from Denmark, and the Danish language was spoken all the time at home.

When Wilford was 5 years old, he learned to plow a field, and at the age of 9, he was left (with his mother) in charge of the ranch when his father went to Denmark for an 8 month visit.

Wilford joined the Mormon Church when he was 14, and was baptized November 7, 1914 by Albert Wilde. He wanted to go on a mission when he was 19, but didn't have the money to go and was needed at home. So, he started to try to get something on his own. He bought a place at the mouth of Mink Creek from his father, and began clearing brush and farming his land.

In the winter of 1920, he had a part in an M.I.A. 3-act play, and met a vivacious young lady, full of personality and a sparkling wit. She was Tora Virgia Wilde, daughter of the man who baptized him. They were married in the Logan Temple on March 17, 1921 for time and all eternity. They made their home at the mouth of Mink Creek. It was cozy and comfortable.

To their union were born 2 sons and 4 daughters: Virgia Vinara, Wilford Hugh, Adria LaRue, Ane Ora, John C., and Mardene. They moved to Preston in July of 1956.

Wilford is best remembered for his ambition, hard work, thrift, and neighborliness. He loved animals, especially his horses. He served in many positions in the Church, with special emphasis on Genealogy and Elders Quorum activities. He was a great "Community man" and was one of those responsible for vast improvement to the Mink Creek cemetery.

Niels Wilford Hansen passed away on November 17, 1973 of complications following the flu. Funeral services were held in Preston 4th Ward on November 21, 1973, with interment in the Mink Creek cemetery.

Virgia is best remembered for her musical and artistic talents, and her writing of poetry and lyrics. She served in all the auxiliaries of the church in leadership positions. She was a gifted and inspired teacher, and influenced the lives of many. She and Wilford gardened and raised beautiful flowers; their surroundings were spectacular to behold in all seasons.

Virgia was an accomplished seamstress, quilter, and research genealogist.

This fine couple celebrated their Golden Wedding Anniversary with a reception in the Mink Creek Ward Cultural Hall March 17, 1971, which was hosted by their children.

Tora Virgia Wilde passed away on November 23, 1974 of Cancer. Funeral services were held in Preston 4th Ward on November 27, 1974, with interment in Mink Creek cemetery.



Tora Virgia, and Niels Wilford Hansen
on their 50 Wedding anniversary



Niels Wilford and Tora Virgia Hansen
on their wedding day



Norman Junius Larsen



Viola Barlow Larsen

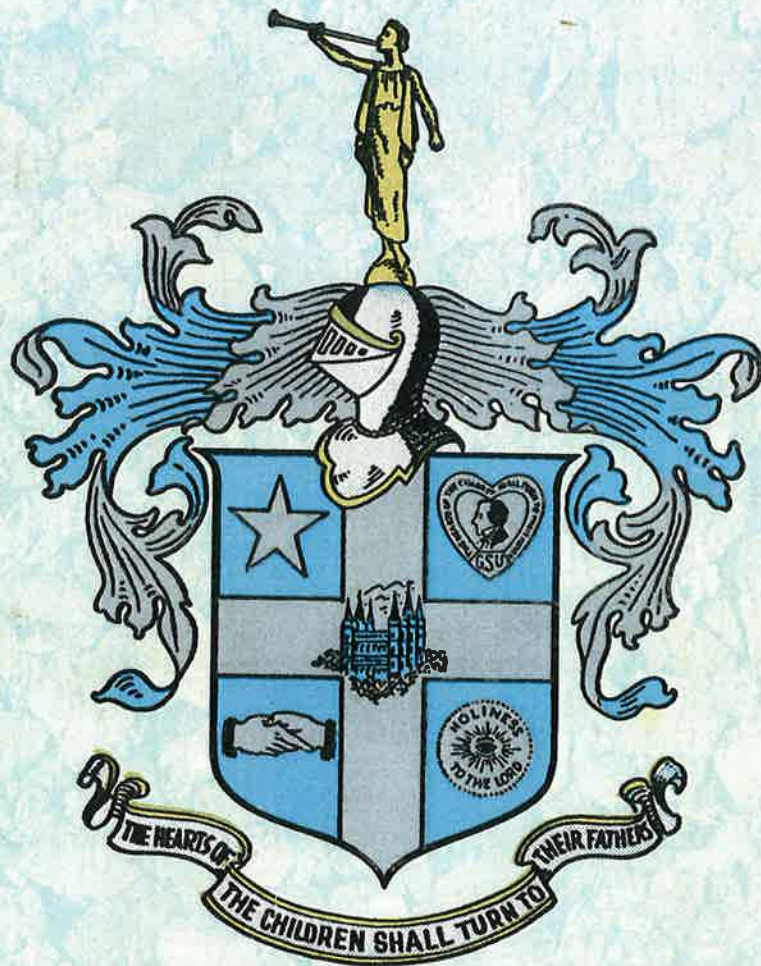
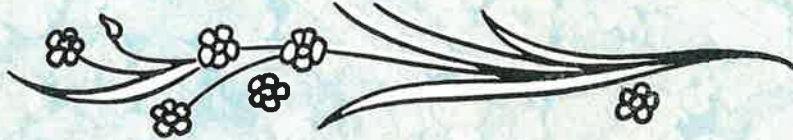
PREFACE

Dear friends and fellow members of Mink Creek, My husband, Norman and I, for years have enjoyed reminiscing about the early days of Mink Creek and the people we have known in early days here. We often thought how nice it would be if a history could be written about these things for the future generations. Even though I was not born and raised in Mink Creek, I had grown to love this small community as much as my husband during the 56 years that I have lived here since our marriage. We decided to undertake this task, but did not accomplish much before my husband's death May 21, 1974. After his death, I decided to continue the work, though, at times, I almost gave it up. During the period that I did not work on the history, I felt bad, but when I was busily engaged in doing the work, I felt joy and satisfaction, which gave me the courage to go on. I have often felt the help of my husband and the Lord as I have worked on and searched out the material for this history.

When I started the actual compiling of the history, I planned on only putting in histories of the old pioneers and settlers. As the work continued, I realized how important each generation was to the history of Mink Creek, so I have included histories up to the present time. The project grew into much more than I anticipated it would be. In this history, I have tried to include all of the correct information and all of those who have lived in Mink Creek, but I realize that there may be some mistakes and some people who may have been left out, even with all my efforts. I hope no one is offended. I have tried very hard to find every one.



Book of Remembrance



MINK CREEK IDAHO WARD
1871-1976

HUGH HANGEN



Harvesting on the farm in an undated photo



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 • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 7, 2020

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

RE: Application for Permit 13-8043

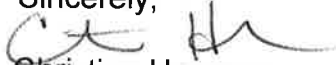
Dear Watermaster:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has passed. Your prompt response to this request will ensure that your recommendation can be considered during regional review. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

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

Sincerely,


Christina Henman
Administrative Assistant

Enclosure(s)



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 • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 7, 2020

ROXANE & G WESLEY BEUTLER
DIRK & PATRICIA BOWLES
WESLEY & HEATHER HANSEN
HYGGE INC
1452 W 5600 S
PRESTON, ID 83263-5615

Application For Permit No. 13-8043

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the PRESTON CITIZEN on 1/15/2020 and 1/22/2020. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

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

Sincerely,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Tuesday, January 07, 2020 3:04 PM
To: PRESTON CITIZEN (bjohnson@hjnews.com)
Subject: Legal Ad for Preston Citizen
Attachments: 13-8043 Preston Citizen.doc

Hello,

Please see attached document regarding a legal notice to run in 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

January 7, 2020

MAY CONTAIN MORE THAN ONE PAGE!

Legal Notice Department

Preston Citizen
PO Box 472
Preston ID 83263

RE: Application For Permit No.(s): 13-8043

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 **2/3/2020**. 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 application(s) have been filed to appropriate the public waters of the State of Idaho:

13-8043

ROXANE BEUTLER, G WESLEY BEUTLER, DIRK BOWLES, PATRICIA BOWLES, WESLEY HANSEN, HEATHER HANSEN, HYGGE INC, 1452 W 5600 S, PRESTON, ID 83263-5615

Point of Diversion NENW

S22 T14S R40E

FRANKLIN County

Source MINK CREEK Tributary BEAR RIVER

Use: DIVERSION TO STORAGE

01/01 to 12/31 0.2 CFS

Use: RECREATION

01/01 to 12/31 0.2 CFS

Use: RECREATION STORAGE

01/01 to 12/31 1.1 AF

Total Diversion: 0.2 CFS

Date Filed: 11/18/2019

Place Of Use: RECREATION STORAGE

T14S R40E S22 NENW

Place Of Use: RECREATION

T14S R40E S22 NENW

Place Of Use: DIVERSION TO STORAGE

T14S R40E S22 NENW

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 2/3/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director Published on 1/15/2020 and 1/22/2020