

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-2168B

WATER RIGHT NUMBER: 37-2168B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ASPEN KNOLL LIMITED PARTNERSHIP PO BOX 545 KETCHUM, ID 83340
Current Owner	DAVID E CONGER PO BOX 545 KETCHUM, ID 83340 (208)726-3440
Current Owner	MARY JANE CONGER PO BOX 545 KETCHUM, ID 83340 (208)726-3440
Original Owner	MARY JANE MARIN PO BOX 545 KETCHUM, ID 83340 (208)726-3440

Priority Date: 01/22/1910

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
OREGON CREEK	BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	5/15 to 10/01	0.340 CFS	
STOCKWATER	5/15 to 10/01	0.145 CFS	
	<u>Total Diversion:</u>	0.485 CFS	

Location of Point(s) of Diversion

OREGON CREEK	NW1/4NE1/4SE1/4	Sec. 9, Twp 05N, Rge 17E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	17E	10												4.5				10.0	14.5

Total Acres: 14.5

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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05N 17E 10	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
												X			X		

Conditions of Approval:

Remarks:

Comments:

Water Supply Bank:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

NOV 20 2006

DEPT OF WATER RESOURCES
SOUTHERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s) _____ Adjudication Claim No(s) _____ Split _____

37-11874

37-12862 A37-0168B

Water Right No(s) _____ Adjudication Claim No(s) _____ Split _____

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
 PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s)

DAVE & MARY JANE MARIN

4. New Owner/Claimant(s)

DAVIDE & MARY JANE CONGER

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

(same as old) P.O. Box 545

City, State and ZIP Code

KETCHUM, ID 83340

New Telephone Number

(208) 726-3440

5. Date you acquired the property

Feb 20, 1997 into CONGER Trust
APR 14 1997

print letter

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Mary Jane Conger
Donna E. Conger

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <i>[Signature]</i>	Date <i>11/20/00</i>	Fee _____
Receipted by <i>[Signature]</i>	Date <i>11/30/00</i>	Receipt No. <i>5027072</i>
Processed by _____ AJ	Date _____	WR _____ Date _____

L 3362

CERTIFICATE OF LIMITED PARTNERSHIP 1 03 PM '97To the: STATE OF IDAHO SECRETARY OF STATE
CORPORATIONS DIVISIONSECRETARY OF STATE
STATE OF IDAHOPHONE: (208) 334-5955 FAX: (208) 334-2282
700 WEST JEFFERSON, ROOM 203 / P.O. BOX 83720 • BOISE, ID 83720-0080
2301

1. The name of the limited partnership is:

(Must include, without abbreviation, the words "Limited Partnership.")

ASPEN KNOLL LIMITED PARTNERSHIP

2. The name and business address of the registered agent are:

David E. Conger 13552 Highway 75 N - Ketchum, ID 83340

(not a P.O. Box)

3. The name and business address of each general partner are:

NameAddressDAVID E. CONGERP. O. Box 545Ketchum, ID 83340MARY JANE CONGERP. O. Box 545Ketchum, ID 83340

(If more space is needed, continue in item 5.)

4. The latest date on which the partnership will dissolve is:

December 31, 2030

5. Other matters (optional):

6. Signatures of all general partners:

Mary Jane Conger
David E. Conger

Secretary of State use only

IDAHO SECRETARY OF STATE
DATE 02/20/1997
0900 65921 2
CK #: 5846 CUST#: 7365
LTD PER BN 19 100.00- 100.00

* E L

CLP798

File in Duplicate Original

Fee: \$100

400881

Lead

BLAINE CO. REQUEST

OF: *John J. Chapman*

'97 APR 14 AM 11 56

MARY GREEN, CLERK *no*FEE \$ 6.00**QUITCLAIM DEED**

FOR VALUE RECEIVED, DAVID E. CONGER and MARY JANE CONGER (formerly Mary Jane Marin), husband and wife, of Ketchum, County of Blaine, State of Idaho, the Grantors, do hereby convey, release, remise and forever quitclaim unto DAVID E. CONGER and MARY JANE CONGER, as Trustee of the "DAVID E. CONGER and MARY JANE CONGER TRUST dated June 26, 1995", the Grantee, whose current address is: P. O. Box 545, Ketchum, ID 83340, the following described premises, in Blaine County, State of Idaho, to-wit:

A parcel of land within H.E.S. 123 and H.E.S. 124 in unsurveyed T5N, R17E, B.M., Blaine County, Idaho, and more particularly described by metes and bounds as follows:

Commencing at a stone marking Cor. N. 4 of said H.E.S. 123; thence N 18°32'W, 1410.1 feet to a 1/2" rebar and said rebar being the true point of beginning.

Thence N41°49'E, 1422.1 feet to a 1/2" rebar on the westerly boundary of U.S. Highway No. 93:

Thence S54°18'W, 1293.3 feet to a 1/2" rebar on the westerly boundary of said H.E.S. 123;

Thence S18°32'E, 322.2 feet along the westerly boundary of said H.E.S. 123 to a 1/2" rebar, said rebar being the true point of beginning, and said parcel containing 4.57 acres more or less,

together with 7.59 inches of the waters of Oregon Gulch, when all rights to such waters are full and pro-rated with the remainder of said H.E.S. Nos. 123 & 124 when the waters are in short supply.

together with their appurtenances.

DATED this 1st day of April, 1997.

David E. Conger
DAVID E. CONGER

Mary Jane Conger
MARY JANE CONGER

QUITCLAIM DEED

STATE OF IDAHO)

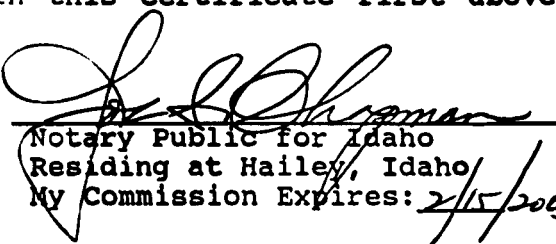
County of Blaine)

ss.

On this 1st day of April, 1997, before me, a Notary Public in and for said State, personally appeared DAVID E. CONGER and MARY JANE CONGER, husband and wife, known to me to be the persons whose names are subscribed to the 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 in this certificate first above written.




Notary Public for Idaho
Residing at Hailey, Idaho
My Commission Expires: 2/15/2003

QUITCLAIM DEED

FOR VALUE RECEIVED, I, **DAVID E. CONGER** and **MARY JANE CONGER**, husband and wife, of Ketchum, County of Blaine, State of Idaho, the Grantors, do hereby convey, release, remise and forever quitclaim unto **ASPEN KNOLL LIMITED PARTNERSHIP**, the Grantee, whose current address is: P. O. Box 545, Ketchum, Idaho, the following described premises, in Blaine County, State of Idaho, to-wit:

A parcel of land within Homestead Entry Survey Nos. 123 & 124 in unsurveyed T5N, R17E, B.M., Blaine County, Idaho, and more particularly described by metes and bounds as follows:

Commencing at a stone marking Cor. No. 4 of said H.E.S. No. 123; thence N18°32'W, 1068.5 feet along the westerly boundary of said H.E.S. No. 123 to an "x" on a stone, and said stone being the true point of beginning.

Thence N18°32'W, 341.6 feet along the westerly boundary of said H.E.S. No. 123 to a 1/2" rebar;

thence N41°49'E, 1422.1 feet to a 1/2" rebar on the westerly boundary of U.S. Highway No. 93;

thence S33°17'E, 307.2 feet along the westerly boundary of U.S. Highway No. 93 to a 1/2" rebar;

thence S41°49'W, 1512.1 feet to an "x" on a stone, said stone being the true point of beginning,

and said parcel containing 10.00 acres more or less;

together with 16-2/3 inches of the waters of Oregon Gulch, when all rights to such waters are full and pro-rated with the remainder of said H.E.S. Nos. 123 & 124 when the waters are in short supply.

together with their appurtenances.

399727 DATED this 20th day of February, 1997.

399727

BLAINE CO. REQUEST

OF: John S. Chapman

'97 MAR 7 AM 11 01

MARY GREEN, CLERK mt

FEE \$ 6.00

David E. Conger
DAVID E. CONGER

Mary Jane Conger
MARY JANE CONGER

State of Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED
NOV 10 2006
11-16-06
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Dear Sirs:

The enclosed completed form for Change in Water Right Ownership is in response to the recent letter I received from your office regarding the Second Round Service of commencement notice for Basin 37, Part 3.

Attached are:

- The Filing Fee (\$50. total, \$ 25. for each of two water rights,
- Two Quitclaim Deeds with attached legal descriptions for my two parcels with water rights

Thank you for your assistance in directing me towards the necessary information required by your office.

Sincerely,


Mary Jane (Marin) Conger

Hahn, Carrie

To: Allen, Debbie

Subject: REFUND SO29072

Hi Debbie,

Mary Jane Griffith Conger, PO Box 545, Ketchum, ID 83340; sent in a check for \$50 for an ownership change. One right was still in adjudication so we need to refund her \$25.

The receipt is # S029072.

Thanks, Carrie

11/30/2006