

COPY *dm*

700 MAY 26 PM 12:03

FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576) NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS
Water Right 37-12739

IDWR has completed the following Administrative Proceeding:

- ☐ Change of Address
☒ Substitution of Party
☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 37-12739

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
5/19/2000

37-12739

PAGE 1

From (Claimant/Seller):

Name of Claimant: MARGARET R OYEN
Address: PO BOX 1076
KETCHUM ID 83340
Phone: (208) 726-3823

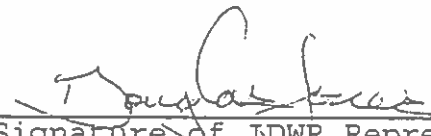
To (Claimant/Purchaser):

Name of Claimant: FRED M FILOON
Address: 167 CAT ROCK RD
COS COB CT 06807
Phone: (203) 661-3552

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.--

DATED: 5/24/00



Signature of IDWR Representative

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
5/19/2000

37-12739

PAGE :

COPIES

CERTIFICATE OF MAILING

I certify that on 5/26/2000 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

MARGARET R OYEN
PO BOX 1076
KETCHUM ID 83340
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

FRED M FILOON
167 CAT ROCK RD
COS COB CT 06807
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAY-19-2000
PAGE: A-1

RIGHT NUMBER: 37-12739

NAME & ADDRESS: FRED M FILOON
167 CAT ROCK RD
COS COB CT 06807

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1960

POINT OF DIVERSION: T04N R17E S15 NESWSW Within BLAINE County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T04N R17E S15 SWSW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP00C090000470A



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

May 26, 2000.

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FRED M FILOON
167 CAT ROCK RD
COS COB CT 06808

RE: SRBA Claim(s) 37-12739

Dear Claimants:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Margaret Oyen

RECEIVED

MAY 05 2000

Department of Water Resources
Southern Region

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 37-12739

RECEIVED

Adjudication Claim No(s): _____

MAY 1 - 2000

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

Department of Water Resources

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s).
(These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is 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/ClaimantMargaret R. Oyen
PO Box 1076 Ketchum ID 8334

4. New Owner/Claimant(s)

Fred M. Filoon

New Mailing Address

167 Cat Rock Rd
Name Connector (Check one): ☒ and ☐ and/or

City, State and ZIP Code

Cos Cob, CT 06807

New Telephone Number

~~203-543-6204~~ 203-661-3552

5. Date you acquired the property

12.30.99

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right

Number and type of stock

Domestic use only

Diversion rate in CFS

Number of homes you acquired

Other uses

17. Signature of New Owner(s)
or Claimant(s)Fred M. Filoon

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

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

WARRANTY DEED

FOR VALUE RECEIVED

MICHAEL CONNELLY and KRISTIN ANN CONNELLY, husband and wife, who acquired title as MICHAEL CONNELLY AND KRISTIN ANN BOE, as to a leasehold estate created by that certain lease executed by Board's Mill and Sunset Ranches, Inc. to Gary A. Oyen and Margaret Randolph Oyen, husband and wife, recorded March 6, 1979, as Instrument No. 191819

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

FRED M. FILOON, a married man, as his sole and separate property

GRANTEE(s) whose address is: 167 Cat Rock Road, Cos Cob, CT 06807

the following described real property in Blaine County, Idaho, to wit:

ALL OF THE IMPROVEMENTS LOCATED WITHIN THE LEASEHOLD ESTATE ON THE FOLLOWING DESCRIBED PROPERTY:

Lot 47, Block 2 of BOARD'S LOWER RANCH, according to the official plat thereof, recorded as Instrument No. 313523, records of Blaine County, Idaho.

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: December 28, 1999

MICHAEL CONNELLY
MICHAEL CONNELLY

KRISTIN ANN CONNELLY
KRISTIN ANN CONNELLY

State of Idaho

County of Blaine

On this 28th day of December in the year 1999, before me, the undersigned, personally appeared MICHAEL CONNELLY and KRISTIN ANN CONNELLY, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

[Signature]
Notary Public

Commission Expires: 2-04-2001

Notary Public

BLAINE CO. REQUEST
SAWTOOTH TITLE

OF

1999 DEC 30 A 11:49

434987

MARSHALL CLERK

\$3⁰⁰



Expiration Date: 2-04-2001
Residing: Blaine, Idaho

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-24-1997
PAGE: A-1462

RIGHT NUMBER: 37-12739

NAME & ADDRESS: MARGARET R OYEN
PO BOX 1076
KETCHUM ID 83340

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1960

POINT OF DIVERSION: T04N R17E S15 NESWSW Within BLAINE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T04N R17E S15 SWSW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP00C090000470A

Claim proofread by: WW
Date: 1/23

D
7-29-98

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-12739
Date Received: 1/26/1989
Receipt No: C005309
Received By: _____

RECEIVED

MAR 01 1989

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARGARET R. OYEN
Address: P.O. BOX 1076
KETCHUM, ID 83340 208-726-3823
2. Date of Priority: DEC 31, 1966
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 04N | 17E | 15 | NE | SW | SW | | BLAINE |
5. Description of diverting works:
35' WELL AND PUMP
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|----------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/1 HOME
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|--------|-------|
| 04N | 17E | 15 | SW | SW | | DOMEST | |
11. Place of use in counties: BLAINE

A37-12739

Page 1

Date: 02/08/89

MICROFILMED
FEB 26 1993

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:

50 YR. LEASE ON PROPERTY (418 WARM SPRINGS RD.) FROM BOARDS MILL
AND SUNSET RANCH.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 22, 1989

Ms. Margaret R. Oyen
P. O. Box 1076
Ketchum, ID 83340

RE: Snake River Basin Adjudication
Returned Check

Dear Ms. Oyen:

We are returning your check #483 in the amount of \$25.00 and your Notice of Claim to a Water Right for right #A37-12739. We are unable to continue with the processing of this Notice of Claim.

Your check has been returned to us because of insufficient funds. Adjudication Rule 3,3 states that in cases such as this, the department is unable to accept a notice of claim until such time as the proper fee is received by this office.

If you will resubmit this Notice of Claim along with a money order or cashier's check in the amount of \$25.00, we will be happy to continue processing your claim.

Yours Truly,

A handwritten signature in black ink, appearing to read 'David B. Shaw'.

David B. Shaw
Adjudication Bureau Chief

DBS:db

Enclosures

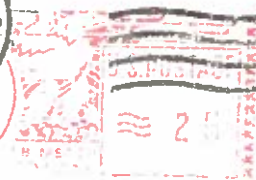
Check #483 - \$25.00

Notice of Claim - #A37-12739

MICROFILMED

FEB 26 1993

1076
Ketchum
83340



Dept of Water Resources
1301 N Orchard St.
Statehouse Mail
Borise Id 83720

MICROFILMED
FEB 26 1993

RECEIVED

MAR 01 1989

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Department of Water Resources

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 437-12739Date Received 10-14-88Receipt Number 0005309 0005621-26-89 3/01/89

RECEIVED

JAN 23 1989

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

OCT 14 1988

Department of Water Resources

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Margaret R. Dye Phone 208) 726-3823Mailing Address Box 1076 Ketchum, ID Zip 833402. Date of Priority (Only one (1) per claim) 1960 to the best of my knowledge3. Source of water supply (a) ground water
which is tributary to (b) _____4. Location of point of diversion is: Township 4 N Range 17 ESection 15, NE 1/4 of SW 1/4 of SW 1/4, Govt. Lot _____, B.M.,County of Blaine

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Well drilled in 1966
to a depth of 35'; 6" casing and
pressure tank.

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

For domestic purposes from 1/1 (Both dates are inclusive) to 12/31 amount 0.04 (cfs)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) one household served.

MICROFILMED

FEB 26 1993

Copies: White-Stamp, Yellow-Claimant

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
4N	17E	15											D					

11. In which county (ies) are lands listed above as place of use located? Blaine County

12. Do you own the property listed above as place of use? Yes _____ No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None ()

14. Remarks: I have a 50 yr lease on this property (418 Warm Springs Rd) from Boards Mill & Sunset Ranch

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Margaret R. Oyon Date 10-12-88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 12th day of October 19 88

SEAL

Notary Public Betty Mung Becker

Residing at Sun Valley, ID

My Commission Expires 1/1

Last Name _____ Ident No. _____

MICROFILMED
Copies White-State, Yellow-Claimant
FEB 26 1993

WATER RIGHT NUMBER - A37-12739

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
OYEN

MARGARET R.

1 - P.O. BOX 1076

2 -

3 -

CITY- KETCHUM

PHONE - 208-726-3823

STATE- ID ZIP- 83340

+ - - PRIORITY DATE - - +
12/31/1960

+ - - - REGION - - - +
ERROR IN REGION

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - - +
GROUNDWATER

+ - - - - - TRIBUTARY - - - - - +

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

04N 17E 15 NE SW SW (13) BLAINE

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01

12/31

0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0

+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

04N 17E 15 SW SW

43 DOMESTIC

(13) BLAINE

+ - - DIVERSION MEANS - 35' WELL AND PUMP

+ - - NON-IRRIGATION USE - D/1 HOME

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - - +
50 YR. LEASE ON PROPERTY (418 WARM SPRINGS RD.) FROM BOARDS MILL
AND SUNSET RANCH.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 01/26/89 SHAFF 10/03/89 REFUNDML

NOV 28 1996

Lot 47 418 Warm Springs Rd

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A37-12739

PREFIX TRANSLATION: ADJUDICATION CLAIM

```
+-----COMMENTS-----+
```

NO COMMENTS FOUND

[illegible]

RP00C09 0000 470A

PROOF
JAN 07 1992

DATA ENTRY
ENTERED 11-6-93 DS
CHECKED 2/3/94 DM

"Verified By"

Topo Map/Critico-PQ
ASCS Map
Watermaster Records
NAFF Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWH Records

VERIFIED
MAR 03 1992

CERTIFIED
JUN 15 1992
WATER EXAMINER