

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 37-2168B

10/19/2021

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY JANE CONGER 2238 W BISON DR BOISE, ID 83703-4286 (208) 726-3440
Current Owner	ASPEN KNOLL LTD PARTNERSHIP PO BOX 545 KETCHUM, ID 83340
Original Owner	MARY JANE MARIN PO BOX 545 KETCHUM, ID 83340 (208) 726-3440
Previous Owner	DAVID E CONGER PO BOX 545 KETCHUM, ID 83340 (208) 726-3440

Priority Date: 1/22/1910
Basis: Decreed
Status: Active
Water Supply Bank 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>Volume</u>
IRRIGATION	05/01	10/01	0.080 CFS	
STOCKWATER	05/15	10/01	0.010 CFS	
	<u>Total Diversion</u>		0.090 CFS	

Source and Point(s) of Diversion
 OREGON CREEK NWNESE Sec. 9, Twp 05N, Rge 17E, BLAINE County

Place Of Use
 STOCKWATER within BLAINE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	17E	10															X		

IRRIGATION within BLAINE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	17E	10															3.6		3.6

POU Total Acres: 3.6

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Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. X02 Stockwater use is for 2 horses.
5. N05 The quantity of water under this right and right 37-23307 for stockwater use shall not exceed 13,000 gallons per day.
6. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
7. The actual number of acres is 3.64.

Comments:

1. eretelle 1/10/2007 fewer acres
ArcView taxlots show the Congers do not own any land in the sesw sec 10, so just recommended their acres in the swse - 9.1 at the same rate proportion they had. They only claimed stockwater for 2 horses, but at 0.145 ! I gave them 0.02 instead.
2. jhersley 3/19/2014 survey lines
A new survey of PLSS from BLM moved the lines approximately 1/2 mile south. This right was decreed in the SWSE T05N, R17E, Section 10 but is now located in NWSE T05N, R17E, Section 10.
3. jhersley 8/18/2021 POU
Updated Shape
4. jhersley 8/18/2021 Split Right
Split into 37-2168B and 37-23307 due to a change in ownership.
5. jhersley 10/19/2021 updated acres and rate
per warranty deed conveying a portion of water right 37-2168B that was not submitted with the original documents. Ownership change for Dixon Revocable Trust.

Dates and Other Information

Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37
Mitigation Plan: False

Combined Use Limits

N/A

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SubCase:

N/A

Water Supply Bank:

Lessor Name: ASPEN KNOLL LTD PARTNERSHIP

Lease Status: Active

Lease Amount: .23

Rental Availability: .23

Date Received: 12/12/2013

Lease Begin Date: 12/12/2013

Expiration Date: 12/31/2018