

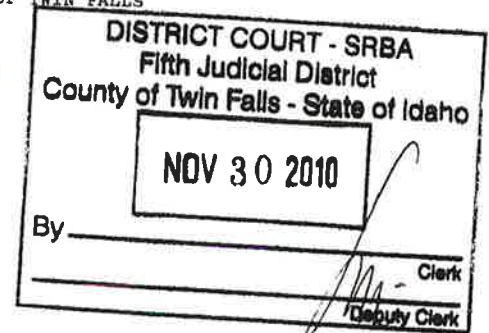
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 37-04184



NAME AND ADDRESS: NICK VANOFF PRESENTS INC
C/O NICK VANOFF JR
PO BOX 834
SUN VALLEY, ID 83353

SOURCE: UNNAMED STREAM TRIBUTARY: BIG WOOD RIVER

QUANTITY: 1.00 APY

The pond established by the storage of water under this right
shall not exceed a total capacity of 1.0 acre foot.

PRIORITY DATE: 08/09/1969

POINT OF DIVERSION: T02N R18E S22 SENW Within Blaine County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Aesthetic Storage	01-01 TO 12-31	1.00 APY

PLACE OF USE: Aesthetic Storage Within Blaine County
T02N R18E S22 SENW

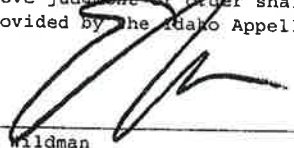
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Use of water under this water right will be regulated by the
watermaster of State Water District No. 37.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

08/05/2010

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

e-mailed to
Vicki 8-19-10

RIGHT NUMBER: 37-4184 TENNEY
NAME AND ADDRESS: WARREN S TENNEY
598 MADISON AVE
NEW YORK NY 10022

*Pelini
Recom
KKC*

SOURCE: UNNAMED STREAM TRIBUTARY: BIG WOOD RIVER
QUANTITY: 1.00 AFY

The pond established by the storage of water under this right shall not exceed a total capacity of 1.0 acre-foot.

PRIORITY DATE: 08/09/1969

POINT OF
DIVERSION:

T02N R18E S22 SENW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC STORAGE	01/01 12/31	1.00 AFY

PLACE OF USE: AESTHETIC STORAGE in BLAINE County

T02N R18E S22 SENW

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

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Statutory Claim

Shaff Rec Cove POD



- 37-4184 Aesthetic (pond)
 37-4185 stock water (claim irreal)
 Prob with rec POD, need evidence
 Possible source issue with 37-7215,
 P/u of with 37-707 (irr)
 37-707 P/D around
 37-882 irr obj to add ac increase rate
 independent system

ownership issues

P/u for 882.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-4184 V1

WATER RIGHT NUMBER: 37-4184 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WARREN S TENNEY 598 MADISON AVE NEW YORK, NY 10022 (212)832-4903
Attorney	JAMES P SPECK SPECK & AANESTAD PO BOX 987 KETCHUM, ID 83340 (208)726-4421
Present Owner	NICK VANOFF PRESENTS INC C/O NICK VANOFF JR PO BOX 834 SUN VALLEY, ID 83353 (208)726-9572

Priority Date: 08/09/1969

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
AESTHETIC STORAGE	01/01 to 12/31		1.00 AF
<u>Total Diversion:</u>			1.00 AF

Location of Point(s) of Diversion

UNNAMED STREAM	SE1/4NW1/4	Sec. 22, Twp 02N, Rge 18E, B.M.
BLAINE County		

Place of Use

AESTHETIC STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	22																	

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.

Remarks:Comments:

1. DSMITH 4/3/1995 DATA ENTRY
Comment: CONFORMED ATTORNEY ADDRESS DMS