

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 37-4185
Date Received: 10/25/1988
Receipt No: C003854
Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

NICK VANOFF PRESENTS INC
A CALIFORNIA CORPORATION
C/O NICK VANOFF JR
PO BOX 834
SUN VALLEY ID 83353

Phone: (208)762-9572

2. Date of Priority: 07/10/1884

3. Source: UNNAMED STREAM

Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	22	NW SE NW	BLAINE	

5. Description of diverting works:

Water diverted from a spring-fed pond fed by two seepage streams. Ditch flows from pond, through culvert in Broadford Road, and feeds ditches east of road.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	4	
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
4.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 100 head range cattle

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	18E	22	SE	NW	IRRIGATION	3.5
			SW	NE	IRRIGATION	16.3
Section Acres						19.8
Total Acres						19.8

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Amended Claim

The claimed acres reflect land that was historically irrigated, based on a review of aerial photos. The place of use is the land east of Broadford Road that can physically be irrigated with water from the seepage pond, i.e. the area below the ditches fed by the pond. See aerial map filed with 37-707 for details. REMARKS IN ORIGINAL CLAIM FILING ARE STILL VALID.

(Amendment changed priority date and place of use and added 10 acre tract to the point of diversion.)

THERE ARE 2 P/DS IN THE SENW SEC. 22.

SOURCE IS UNNAMED STREAM FORMED BY 2 SEEPS; FLOW OF THE STREAM FLUCTUATES WITH THE LEVEL OF THE BIG WOOD RIVER. SOIL IS EXTREMELY POURIOUS (SP) - GRAVELLY, SANDY LOAM - LITTLE WOOD RIVER SERIES. LOTS OF LOSS IN DITCHES.

***** MEMO TO FILE
THIS CLAIM DIFFERS FROM THE STATUTORY CLAIM. ORIGINAL CLAIM WAS FOR IRRIGATION OF 8.0 ACRES.

***** | CHANGE OF
OWNERSHIP***** WARRANTY DEED ATTACHED, ORIGINALS FILED WITH A37-00707 (10-19-1989 SCC) CONFORMED ATTORNEY MAILING ADDRESS DMS

15. Basis of Claim: Statutory Claim

AMENDED

37-4185

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FORM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 30 2002

Department of Water Resources
Southern Region

Please type or print clearly

1. Name of Claimant (s) Nick Vanoff Presents, Inc. c/o Nick Vanoff Jr. Phone (208) 726-9572Mailing Address P.O. Box 834, Sun Valley, ID Zip 833532. Date of Priority (Only one (1) per claim) 7/10/18843. Source of water supply (a) Unnamed streamwhich is tributary to (b) Big Wood River4. a. Location of existing point of diversion is: Township 2N Range 18E Section 22,
NW 1/4 of SE 1/4 of NW 1/4, Govt. Lot, B.M., County of Blaine

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. Water diverted from a spring-fed pond fed by
two seepage streams. Ditch flows from pond, through culvert in Broadford Road,
and feeds ditches east of road.

COPY

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 4/1 to 11/1 amount 4.0 or _____

For Stockwater purposes from 1/1 to 12/31 amount 0.02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.02 (cfs) and / or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; described fully (e.g. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater: 100 head range cattle

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for together purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	18E	22			16.3					3.5									19.8

Total number of acres irrigated 19.8

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

12. Do you own the property listed above as place of use? Yes X No _____
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.

37-0707 Or None ☐

14. Remarks:

The claimed acreages reflect land that was historically irrigated, based on a review of aerial photos. The place of use is the land east of Broadford Road that can physically be irrigated with water from the seepage pond, i.e. the area below the ditches fed by the pond. See aerial map filed with 37-0707 for details.
REMARKS IN ORIGINAL CLAIM FILING ARE STILL VALID.

Last Name _____

Ident. No. _____

COPY

15. Basis of Claim (check one) ☒ Official Use ☐ Posted Notice ☐ License ☐ Permit ☐

Decree _____

If applicable provide IDWR Water Right Number 37-4185 (stat. claim)

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 ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 2 maps

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am PRESIDENT

Of NICK VANOFF PRESENTS, INC _____, that I have signed the foregoing
Organization

Document in the space below as PRESIDENT of NICK VANOFF PRESENTS, INC
Title Organization

And that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization PRESIDENT NICK VANOFF PRESENTS, INC Date 4/15/02

State of ~~Idaho~~ / or CALIFORNIA)
County of LOS ANGELES) SS.

Subscribed and sworn (or affirmed) before me this 15th day of April, 20 02



Notary Public MICHELLE Y. JAURE

Residing at LOS ANGELES, CA

My Commission Expires 3/2/04

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf Of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

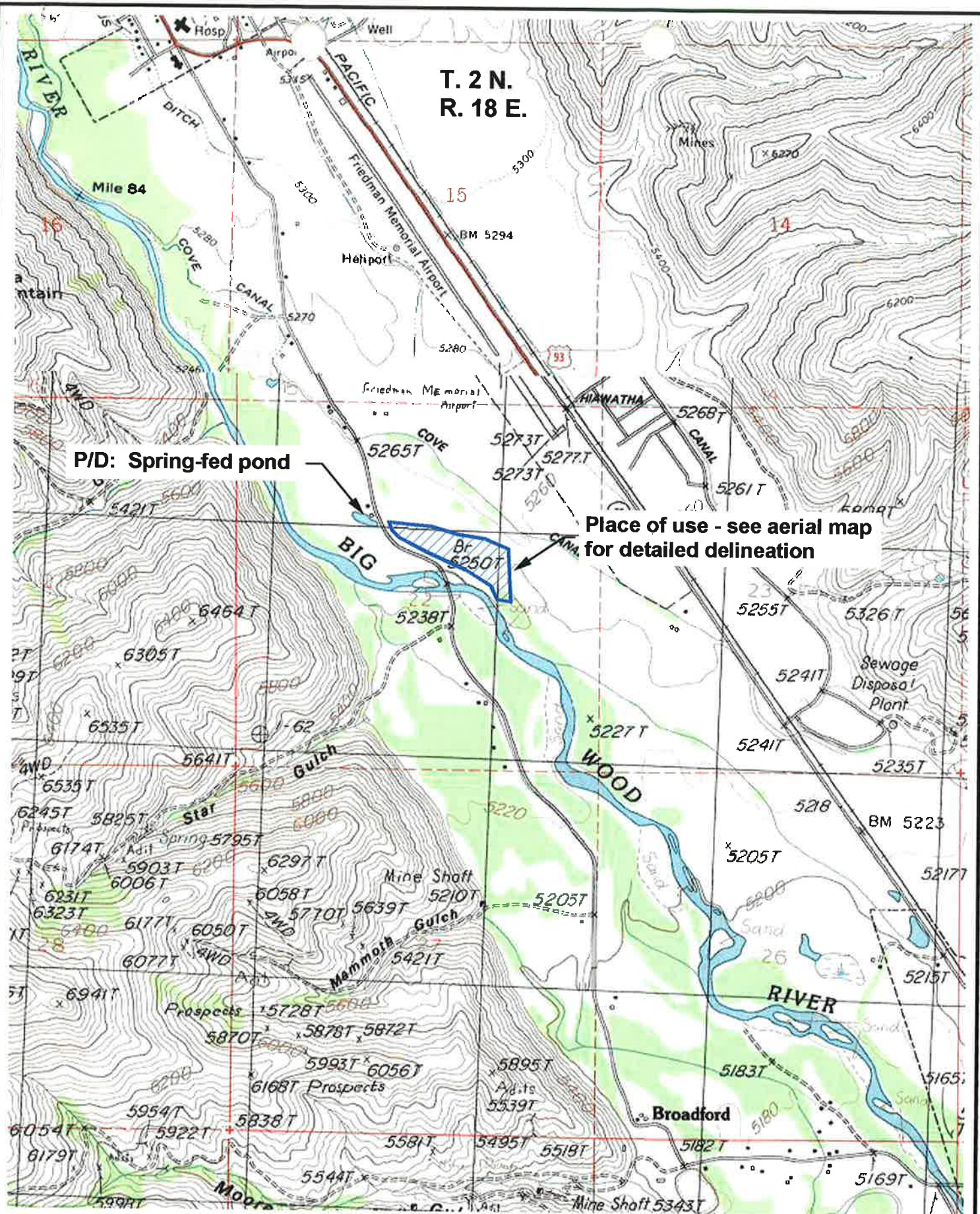
Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

COPY



**Nick Vanoff
Presents, Inc.**

**Vicinity map for amended
SRBA claim 37-4185**

**Brockway Engineering, PLLC
April 4, 2002**

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: A37-04185
Date Received: 10/25/1988
Receipt No: C003854
Received By: See

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NICK VANOFF PRESENTS, INC. 208-762-9572
Address: A CALIFORNIA CORPORATION
C/O NICK VANOFF, JR.
P.O. BOX 834
SUN VALLEY, ID 83353

2. Date of Priority: APR 01, 1930

3. Source: UNNAMED STREAM Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	22	SE	NW			BLAINE

5. Description of diverting works:
EARTH DITCHES, FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
4.020 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 122.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/50 RANGE, 5 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	22	SW	NE		IRR	23.0
			NE	NW		IRR	9.0
			SE	NW		IRR	17.0
						Section Acres	49.0
						Total Acres	49.0

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
37-00707

14. Remarks:

THERE ARE 2 P/DS IN THE SENW SEC. 22.
SOURCE IS UNNAMED STREAM FORMED BY 2 SEEPS; FLOW OF THE
STREAM FLUCTUATES WITH THE LEVEL OF THE BIG WOOD RIVER. SOIL IS
EXTREMELY POURIOUS (SP) - GRAVELLY, SANDY LOAM - LITTLE WOOD RIVER
SERIES. LOTS OF LOSS IN DITCHES.

MEMO TO FILE

THIS CLAIM DIFFERS FROM THE STATUTORY CLAIM. ORIGINAL CLAIM WAS
FOR IRRIGATION OF 8.0 ACRES.

|

CHANGE OF OWNERSHIP*****

WARRANTY DEED ATTACHED, ORIGINALS FILED WITH A37-00707
(10-19-1989 SCC)

15. Basis of Claim: STATUTORY CLAIM

MICROFILMED
MAR 01 1993

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 _____

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): A37-00707, A37-00882, A37-04185, A37-12249

[] Name and Address of

Former Claimant: Warren S. Tenney

598 Madison Avenue

New York, New York 10022

[] New Claimant(s): Nick Vanoff Presents, Inc.

a California corporation

[] New Mailing Address: c/o Nick Vanoff, Jr.

P.O. Box 834

Sun Valley, ID 83353

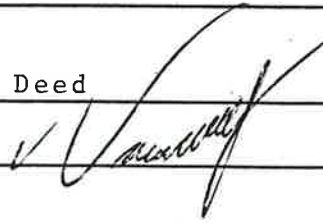
New Telephone Number: (208) 726 - 9572

[] Does the change in ownership result in a splitting of the
water right claimed? yes XX no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[X] Attach proof of ownership

Describe proof attached: Warranty Deed

[] Signature of New Claimant(s): 

Date: 6/12/89

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10-19-89

By: SCC

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

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OCT 13 1989

Department of Water Resources
Southern Region

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WARRANTY DEED

For Value Received

WARREN S. TENNEY and JUDY E. TENNEY, husband and wife

the grantor s, do hereby grant, bargain, sell and convey unto

NICK VANOFF PRESENTS, INC., a California Corporation

the grantees, whose current address is 1438 N. Gower St., Hollywood, CA. 90028

the following described premises, in Blaine County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

308037
Sun Valley Title Co.
BLAINE CO. REQUEST
OF: Deed
89 JUL 28 PM 2 54
MARY GREEN, CLERK
FEES \$ 12.00

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owner s in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: July 20, 1989

Warren S. Tenney
Warren S. Tenney

Judy E. Tenney
Judy E. Tenney

STATE OF IDAHO
COUNTY OF Blaine
On this 20th day of July, 1989, in the year 1989, before me, a Notary Public, personally appeared Warren S. Tenney & Judy E. Tenney known or identified to me to be the person who executed the same, and acknowledged to me that they executed the same.

Mark E. Wink
Notary Public
Residing at Bellevue, Idaho,
Commission Expires 12-1-94

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at the request of
at _____ minutes past _____ o'clock M.,
this _____ day of _____
1989, in my office, and duly recorded in Book _____ of Deeds at page _____

By _____
Ex-Officio Recorder
By _____
Deputy

Fees \$
Mail to:

INSTRUMENT No.

Chicago Title Insurance Company of Idaho

Recorder Form No. 87413223

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MAR 11 1993

EXHIBIT "A"

Lots 2, 3 & 4 of TENNEY-ANDERSON SUBDIVISION, BLAINE COUNTY, IDAHO, according to the official plat thereof on file in the office of the County Recorder, recorded July 2, 1987, as Instrument No. 285645, records of Blaine County, Idaho.

also

TOWNSHIP 2 NORTH, RANGE 18 EAST OF THE BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 22: SW $\frac{1}{4}$ NE $\frac{1}{4}$;

All of the NW $\frac{1}{4}$ EXCEPTING THEREFROM the following described tracts of land:

Beginning at the Northwest corner of the NW $\frac{1}{4}$ of said Section 22, and running thence East 1375 feet; thence South 29°30' East 627 feet; thence South 25° East 394 feet; thence West 1850.3 feet to the section line; thence North along said section line 902.8 feet to the Place of Beginning.

And also EXCEPTING all of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the existing canal.

Together with 80 miner inches of water from the Big Wood River with a decree dated July 10, 1884, said decree being in Book 6 of Judgments, page 466 of the Blaine County, Idaho, records.

SECTION 22: E $\frac{1}{2}$ SW $\frac{1}{4}$;

All of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ EXCEPTING THEREFROM the following described tract of land:

Beginning at the Southeast corner of said Section 22; thence South 86°27' West 1091.5 feet; thence North 21°57' West 277.59 feet; thence North 17°33' West, 83.03 feet; thence North 17°19' West 642.2 feet; thence North 62°30' West 138.3 feet to the true point of beginning; thence South 1°45' East 60.0 feet; thence South 89°37' West 1057.6 feet; thence North 1°45' West 519.2 feet; thence South 86°17' East 726.2 feet; thence South 36°04' East 194.6 feet; thence South 43°11' East 339.7 feet to the point of beginning.

SECTION 22: All that portion of the S $\frac{1}{4}$ SE $\frac{1}{4}$ lying West of the Bradford Road.

EXCEPTING THEREFROM a strip of land sixty (60) feet wide being thirty (30) feet left and thirty (30) feet right of the following described centerline located within Section 22, T.2N., R.18E., B.M., Blaine County, Idaho, more particularly described as follows:

Commencing at an aluminum cap marking the North one-quarter corner of said Section 22, which point lies North 45°04'56" East 3753.85 feet from a brass cap marking the West one-quarter corner of said Section 22; thence South 8°53'14" East 3259.74 feet to centerline station 2 + 00, which point is the REAL POINT OF BEGINNING; thence North 7°36'24" East 128.16 feet to centerline station 3 + 28.16, which point is a point of curvature; thence 216.18 feet around a curve to the left with a central angle of 24°51'40", a tangent of 109.82 feet, a radius of 498.22 feet, and a long chord of 214.49 feet that bears North 4°49'26" West to a point of tangency at centerline station 5 + 44.34; thence North 17°15'16" West 327.57 feet to centerline station 8 + 71.91, which point is a point of curvature; thence 422.07 feet around a curve to the left with a central angle of 48°32'17", a tangent of 224.63 feet, a radius of 498.22 feet, and a long chord of 409.56 feet that bears North 41°31'24" West to a point of tangency at centerline station 12 + 93.98, which point is the point of ending of said right-of-way parcel.

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MAR 11 1993

cont.

ALSO EXCEPTING THEREFROM a tract of land in the West $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 22, Township 2 North, Range 18 E., B.M., more particularly described as follows:

Beginning at the Southeast Corner of said Section 22; thence S. $86^{\circ}27'$ W., 1091.50 feet; thence N. $21^{\circ}57'$ W., 277.59 feet; thence N. $17^{\circ}33'$ W., 83.03 feet; thence N. $17^{\circ}19'$ W., 642.20 feet; thence N. $62^{\circ}30'$ W., 138.30 feet; thence N. 339.70 feet to the TRUE POINT OF BEGINNING; thence W. 190.00 feet; thence N. 194.60 feet; thence E. 190.00 feet; thence S. 194.60 feet to the TRUE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM TENNEY-ANDERSON SUBDIVISION, BLAINE COUNTY, IDAHO, according to the official plat thereof on file in the office of the County Recorder, recorded July 2, 1987, as Instrument No. 285645, records of Blaine County, Idaho.

EXCEPTING THEREFROM: a tract of land in the W $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 22 described as follows:

Beginning at the Southeast corner of said Section 22; thence South $86^{\circ}27'$ West 1091.5 feet; thence North $21^{\circ}57'$ West 277.59 feet; thence North $17^{\circ}33'$ West 83.03 feet; thence North $17^{\circ}19'$ West 642.2 feet; thence North $62^{\circ}30'$ West 138.3 feet to the true point of beginning; thence South $1^{\circ}45'$ East 60.0 feet; thence South $89^{\circ}37'$ West 1057.6 feet; thence North $1^{\circ}45'$ West 519.2 feet thence South $86^{\circ}17'$ East 726.2 feet; thence South $36^{\circ}04'$ East 194.6 feet; thence South $43^{\circ}11'$ East 339.7 feet to the point of beginning;

ALSO EXCEPTING a tract of land in the S $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 22 described as follows:

Beginning at the Southeast corner of said Section 22; thence South $86^{\circ}27'$ West 1091.5 feet; thence North $21^{\circ}57'$ West 277.59 feet; thence North $17^{\circ}33'$ West 83.03 feet; thence North $71^{\circ}53'$ West 1.0 feet; thence North $18^{\circ}07'$ West 300.0 feet to the true point of beginning; thence North $18^{\circ}57'$ West 209.3 feet; thence North $34^{\circ}10'$ West 161.45 feet; thence South $89^{\circ}47'$ West 337.65 feet; thence South $18^{\circ}07'$ East 467.8 feet; thence North $71^{\circ}53'$ East 370.0 feet to the point of beginning.

ALSO EXCEPTING a tract of land in the S $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 22 described as follows: Beginning at the Southeast corner of said Section 22; thence South $86^{\circ}27'$ West 1091.5 feet; thence North $21^{\circ}57'$ West 277.59 feet; thence North $17^{\circ}33'$ West 83.03 feet thence North $71^{\circ}53'$ West 1.0 feet to the true point of beginning; thence North $18^{\circ}07'$ West 300.0 feet; thence South $71^{\circ}53'$ West 370.00 feet; thence South $18^{\circ}07'$ East 300.0 feet thence North $71^{\circ}53'$ East 370.0 feet to the true point of beginning.

SECTION 27: Lot 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$);

All those portions of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 5 (SE $\frac{1}{4}$ NE $\frac{1}{4}$) and Lot 6 (NE $\frac{1}{4}$ SE $\frac{1}{4}$) lying West of the Bradford Road;

ALSO EXCEPTING a tract of land in said Sections 22 and 27 described as follows: Beginning at a point South $86^{\circ}27'$ West 1091.5 feet from the Northeast corner of Section 27, at which point there is located a steel pin, which is the true point of beginning; running thence in a northwesterly direction North $21^{\circ}57'$ West a distance of 22 feet to a point where the boundary line between Sections 22 and 27 intersects said line and continuing on said line a distance of 255.59 feet to a steel pin; thence North $17^{\circ}33'$ West a distance of 83.03 feet to a steel pin; running thence South $71^{\circ}53'$ West a distance of 369 feet to a steel pin; running thence South $18^{\circ}07'$ East a distance of 210 feet to the intersection of the boundary line of Sections 22 and 27; continuing thence along said line a distance of 150 feet to a steel pin; running thence North $71^{\circ}53'$ East a distance of 387.74 feet to the true point of beginning;

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JUL 1 1993

cont.

Together with 200 miner inches of water from the Big Wood River with a decree dated June 1, 1883, the decree being recorded in Book 7 of Judgments, page 121 of the records of Blaine County, Idaho.

Except any and all mineral rights appurtenant to the above described properties.

EXCEPTING THEREFROM any portion thereof of the QUEEN BESS Patented Mining Claim as disclosed in Survey recorded December 18, 1984, as Instrument No. 259092, records of Blaine County, Idaho; and EXCEPTING THEREFROM any portion of the County Road known as Broadford Road.

INCLUDING but not limited to any and all water rights which are appurtenant to the above described real property.

MICROFILMED
MAR U 1 1993

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: A37-04185

Date Received: 10/25/1988

Receipt No: C003854

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WARREN S. TENNEY
Address: 598 MADISON AVE.
NEW YORK, NY 10022 212-832-4903

2. Date of Priority: APR 01, 1930

3. Source: UNNAMED STREAM Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	18E	22		SE	NW		BLAINE

5. Description of diverting works:
EARTH DITCHES, FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
4.020 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 122.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/50 RANGE, 5 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	18E	22	SW	NE		IRR	23.0
			NE	NW		IRR	9.0

A37-04185

Page 1

Date: 12/19/88

MICROFILMED
MAR 11 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	18E	22	SE NW		IRR	17.0
Section Acres						49.0
Total Acres						49.0

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
37-00707

14. Remarks:

THERE ARE 2 P/DS IN THE SENW SEC. 22.
SOURCE IS UNNAMED STREAM FORMED BY 2 SEEPS; FLOW OF THE
STREAM FLUCTUATES WITH THE LEVEL OF THE BIG WOOD RIVER. SOIL IS
EXTREMELY POURIOUS (SP) - GRAVELLY, SANDY LOAM - LITTLE WOOD RIVER
SERIES. LOTS OF LOSS IN DITCHES.

MEMO TO FILE

THIS CLAIM DIFFERS FROM THE STATUTORY CLAIM. ORIGINAL CLAIM WAS
FOR IRRIGATION OF 8.0 ACRES.

15. Basis of Claim: STATUTORY CLAIM

MICROFILMED
MAR 01 1993

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 _____

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
Print Name

acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

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: 39356
Ident Number A37-04185
Date Received 10/25/88
Receipt Number 0003854

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

OCT 25 1988

Department of Water Resources
Southern Region Office

1. Name of Claimant(s): Warren S. Tenney
Phone: (212) 832-4903
Mailing Address: 598 Madison Avenue
New York, NY 10022
2. Date of Priority: April 1, 1930
3. Source of water supply (a) Unnamed stream
which is tributary to (b) Big Wood River
4. a. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>$\frac{1}{2}$</u>	<u>$\frac{1}{2}$</u>	<u>$\frac{1}{2}$</u>	<u>Lot</u>	<u>County</u>
2N	18E	22		SE	NW		Blaine

Additional points of diversion if any: One more point of
diversion in the same 40 acre tract.

- b. If instream flow, beginning point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>$\frac{1}{2}$</u>	<u>$\frac{1}{2}$</u>	<u>$\frac{1}{2}$</u>	<u>Lot</u>	<u>County</u>
-----------------	--------------	----------------	---------------------------------	---------------------------------	---------------------------------	------------	---------------

Ending point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>$\frac{1}{2}$</u>	<u>$\frac{1}{2}$</u>	<u>$\frac{1}{2}$</u>	<u>Lot</u>	<u>County</u>
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5. Description of existing diversion works: Earthen ditches; flood
irrigation.

MICROFILMED
MAR 11 1993

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	April 1	November 1	4.0 cfs
Stockwater	January 1	December 31	0.02 cfs

7. Total Quantity Claimed: 4.02 cfs

8. Total consumptive use claimed is 122.5 acre feet per annum.

9. Non-irrigation uses: Stockwater - 50 head of beef cattle, 5 horses.

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>Use</u>	<u>Irrig. Acres</u>
2N	18E	22	SW	NE	I	23
2N	18E	22	NE	NW	I	9
2N	18E	22	SE	NW	I	17

Total number of irrigated acres: 49

11. Place of use is located in Blaine County.

12. Do you own the property listed above as place of use? Yes.

13. Describe any other water rights used at the same place and for the same purposes as described above? 37-0707

14. Remarks: Source is unnamed stream formed by 2 seeps; flow of the stream fluctuates with the level of the Big Wood River. Soil is extremely pourous - gravelly, sandy loam - Little Wood River Series. Lots of loss in ditches.

Last Name: Tenney Ident No. _____

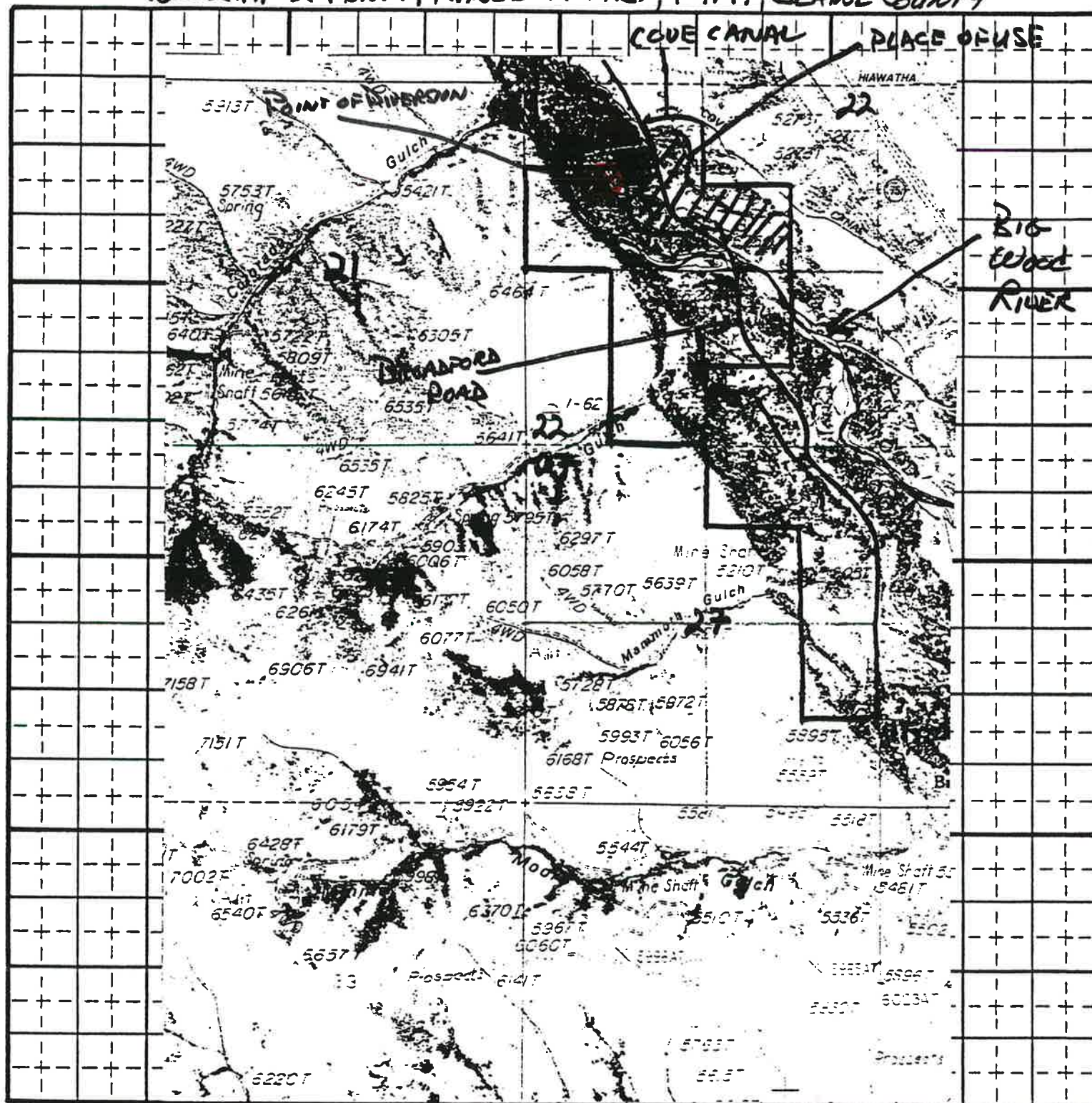
MICROFILMED

MAR 01 1995

Scale: 2 inches equals 1 mile

COVE CANAL

PLACE OF USE



MICROFILMED

MAR 01 1993

Copies: White-State, Yellow-Claimant

Last Name

TENNEY

Ident No.

15. Basis of Claim: Beneficial Use
IDWR Water Right Number: 37-4185
Court:
Case Number:
Decree Date:
Plaintiff v. 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 not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments - none.

[For individuals] I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) Warren S. Tenney, by Date 10/24/88
James P. Speck, his Date _____
attorney in fact

State of Idaho)
County of Blaine) ss.

Subscribed and sworn before me this 24th day of October, 1988.

Notary Public Betty Munn Becker
Residing at Sun Valley
Commission Expires 11/17/93

17. Notice of Appearance:

Notice is hereby given that I, James P. Speck, will be acting as attorney at law of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to the address listed below.

Signature: James P. Speck
James P. Speck
Hogue, Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340

Date: 10/24/88

Last Name: Tenney Ident No.: _____
a:\tenney3.clm

MICROFILMED
MAR 11 1993

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

RIGHT NUMBER: 37-4185

NAME AND ADDRESS:

NICK VANOFF PRESENTS INC
C/O NICK VANOFF JR
PO BOX 834
SUN VALLEY ID 83353

SOURCE:

Source:
UNNAMED STREAM

Tributary:
BIG WOOD RIVER

QUANTITY:

0.270 CFS

0.020 CFS

0.000 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE:

04/15/1958

12/14/1909

POINT OF DIVERSION:

T02N R18E S22 NESENW
Within BLAINE County

~~T02N R18E S22 NWSENW~~
~~Within BLAINE County~~

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.270 CFS

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE:

IRRIGATION within BLAINE County

T02N R18E S22 SWNE 12.0

T02N R18E S22 SENW 1.7

STOCKWATER within BLAINE County

T02N R18E S22 SWNE

T02N R18E S22 SENW

13.7 ACRES TOTAL

Right Nos. 37-707 and 37-4185 are limited to the irrigation of a combined total of 59.5 acres in a single irrigation season.

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

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.

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 - Beneficial Use

Stockwater use is for 100 range cattle.

11/25/2011

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-4185

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: 0.270 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/15/1958

POINT OF DIVERSION:

T02N R18E S22 NESENW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER		
IRRIGATION	04/15 10/31	0.270 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T02N R18E S22	SWNE	12.00	T02N R18E S22	SENW	1.70
---------------	------	-------	---------------	------	------

STOCKWATER in BLAINE County

T02N R18E S22	SWNE	T02N R18E S22	SENW
---------------	------	---------------	------

13.7 ACRES TOTAL

Right Nos. 37-707 and 37-4185 are limited to the irrigation of a combined total of 59.5 acres in a single irrigation season.

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.

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 - Beneficial Use
Stockwater use is for 100 range cattle.

Summary of Review of Vanoff rights

Douglas Jones 12-13-2010

37-882:

Original right (decreed) : 4 cfs, 6/1/1883, 6 QQs: S1/2SE Sec 22; N1/2NE, SENE, NESE Sec 27 (217 ac).

Claim: 4 cfs, 48 ac, 6/1/1883 by Tenney; owner change to Vanoff 1989, 1st amended in 2002 to 7/10/1884, 50.9 ac, 4 cfs.

Vanoff amended claim (2nd) 2/16/2007 as to priority seeking 6/1/1883 – too late for inclusion in Director's Report.

Recommendation filed with court 2/21/2007: 7/10/1884 (as 1st amended), digitized 45.2 ac, 1.82 cfs (2"/ac)

Timely objection seeks 2nd amended claim elements.

Analysis:

9.8 acres of irrigation is claimed outside of original POU for decree, apparently by accomplished transfer and through an additional POD via pump in Broadford Slough. There is no information in the file for when this change occurred.

It appears the claimant was confused in amendment and put the priority of 37-707, same as another of the claimant's rights on other lands, as the priority for 37-882. Claimant has appropriately amended the claim to correct the claimed priority date.

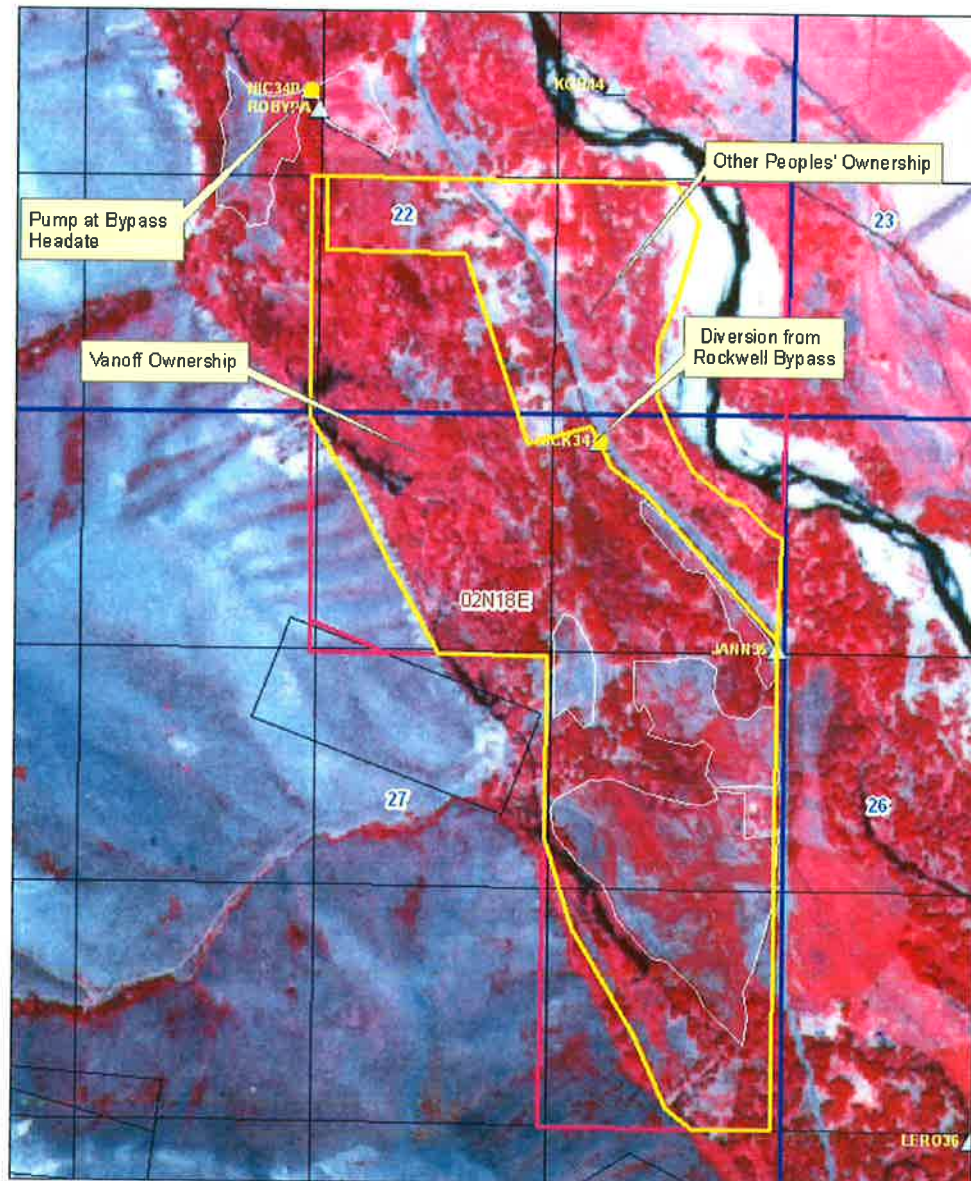
The claimant owns 139 acres of the 190 acres (73%) that could be irrigated in the original farm. Hillsides and river bottoms have been excluded from the 217 acres described in the original decree. 73% of 4 cfs = 2.93 cfs.

IDWR willing to recommend for settlement-- Priority of 6/1/1883; 50.9 acres; 2.93 cfs. Includes the 9.8 acres described above.

Documentation that reserved the decreed water from the lands now owned by other people (the remaining 51 acres) would be needed to adjust flow rate further.

See attached map.

IDAHO DEPARTMENT OF WATER RESOURCES



37-882



D. Jones
12-13-2010

Summary of Review of Vanoff rights continued

37-4185:

1981 Statutory Claim: 4.0 cfs for irrigation on 7.5 ac, & .02 year-round stock, 4/1/1930 priority date.

Original SRBA claim: 4.0 cfs, 49 ac, 4/1/1930 priority date.

2002 Amended claim: 4.0 cfs, 19.8 ac, 7/10/1884 priority date.

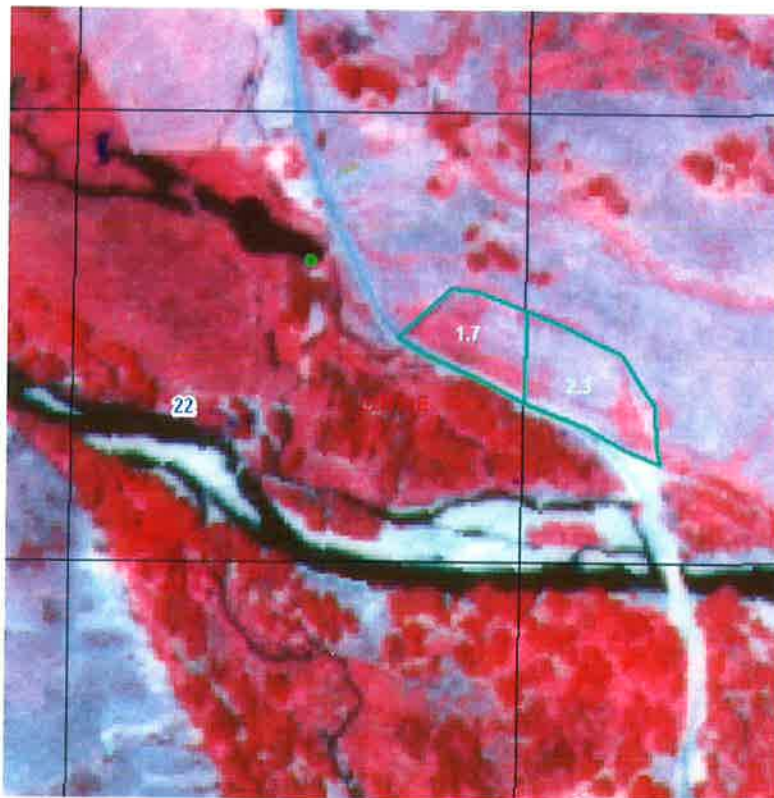
Recommendation: Stock water only, 1 day jr to Frost – No Evidence of Priority provided.

1957 image shows land irrigated Big Wood River decree 37-707, supply ditch to east side of Broadford Rd not present.

1964 image is first image that shows ditch to east side of rd from unnamed stream. This ditch is visible through to 1992 image.

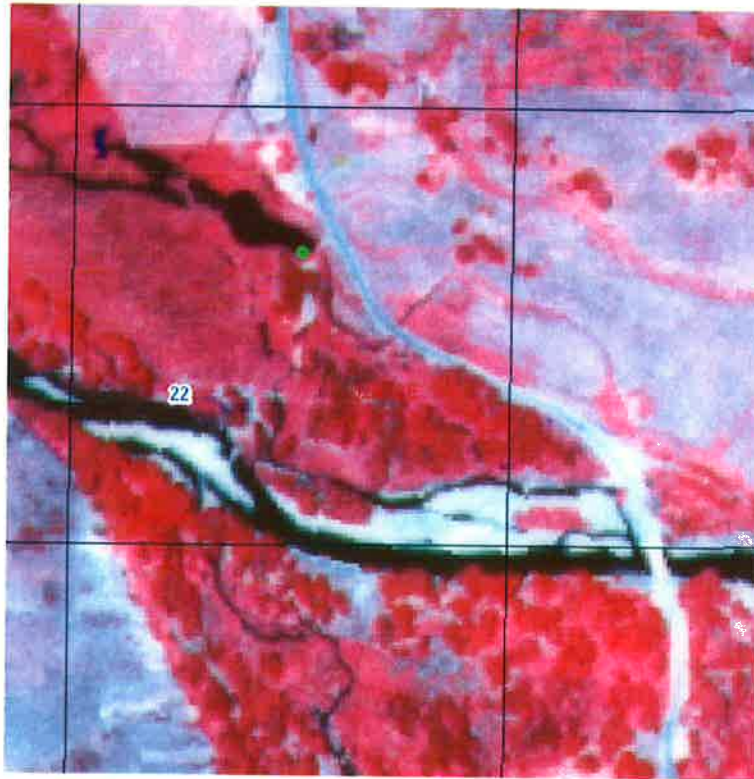
Supply ditch reaches a total of 4 acres on east side of road.

Proposed recommendation: 4/15/1964 priority, add 4 acres of irrigation w/ 0.12 cfs for irrigation.



1987 image showing POU

pg 4/4
DJ, 12-13-2010



1987 image without POU showing ditch from Unnamed Stream to POU area.



1964 image showing ditch similar to 1987 visible.



↑ 69



↑ '64

69 ↑



164
A



01/06/2007

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-4185

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: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/14/1909

POINT OF DIVERSION:

T02N R18E S22 NWSNW Within BLAINE County

T02N R18E S22 NWSNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE: STOCKWATER in BLAINE County

T02N R18E S22 SENW

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.

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 - Beneficial Use
Stockwater use is for 100 range cattle.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 37-4185

Owner: Nick Vanoff Presents Inc A Calif. Corporation c/o Nick Vanoff Jr. Phone No. _____

Current Address: PO Box 834 Sun Valley, Id 83353

Attny. change

Gary
Luboviski
Suite 205
Vastation
460 Sun
Valley Rd.
Ketchum, Id
83340

☒ No change NAME IS THE SAME

☐ NEW OWNER

☐ No change Address

☒ NEW ADDRESS St. Bride's Farm 9325 St. Bride's Ln, Upperville, Virginia

☒ How long owned property? purchased in 1989

Accompanied by: Pete Bloomfield, ranch manager

PRIORITY DATE (208) 727-7550 cell, (208) 788-9086

284 Broadford Rd Hailey, Id.

☐ No change – Complete evidence submitted or not necessary

☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.

☐ Priority date is acceptable/within mandatory filing dates?

(208) 726-8219

(208) 726-8210

Priority date, per claimant, is: 7/10/1884

(If priority date, based on your exam, seems questionable, explain below.)

Source: Unnamed Stream Tributary to Big Wood River

☒ No Change – SAME SOURCE

☐ Source found is different than claimed: _____

POINT OF DIVERSION

☒ No change

☐ POD found is different than claimed: _____

☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
					~~22~~	~~2N~~	~~18E~~	~~Blaine~~	
A0011749		NW	SE	NW	22	2N	18E	Blaine	2475805/1365940
		NW	SE	NW	22	2N	18E	Blaine	2475696/1365980
									2475696/1365971

spring
spring
spring
pump house
entrance to pond

Description of diverting works

** see attachment*

OVERLAP REVIEW

Other water rights with the same point of diversion: None

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

** according to irr. season map change from 4/1 - 11/1*
WATER USES to 4/15-10/31
100 head cattle = 0.03 cfs

☐ No change

☐ Different Uses

Use Irrigation From 4/15 To 10/31 Amount _____ CFS _____ AFA

Use Stockwater From 1/1 To 12/31 Amount 0.03 CFS _____ AFA

Use Wildlife From 1/1 To 12/31 Amount _____ CFS _____ AFA

*same as
irrigation
water*

TOTAL VOLUME - Groundwater only N/A

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☐ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # 100 head cattle

Types _____ Additional comments: pond for wildlife
(ducks, geese, deer, quail,
pheasant, elk, birds, etc)

PLACE OF USE:

☐ No Change

☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: No

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: * See attachment

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
A0011749	Marathon	15	8VE215TT DW7024AB	Berkley	6"

system runs @ 70 psi, 2' lift

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

12/19/2009 Gary Luboviski, atty. called & he represents Nick Vano & not James Speck. He gave me current address for Nick & contact information.

Pete Bloomfield (208) 727-7550 has been the manager for this property for 18 years. He stated that the underground sprinkler system for block 1 was installed in 2003.

Main source is Cove Canal. The unnamed stream source is their supplemental source. When the canal quits, the pond becomes their main source.

Chuck Brockway, Jr. with Brockway Engineering
Twin Falls (208) 736-8543, 2016 N. Washington T.E., Id.
is also an active contact for this system.

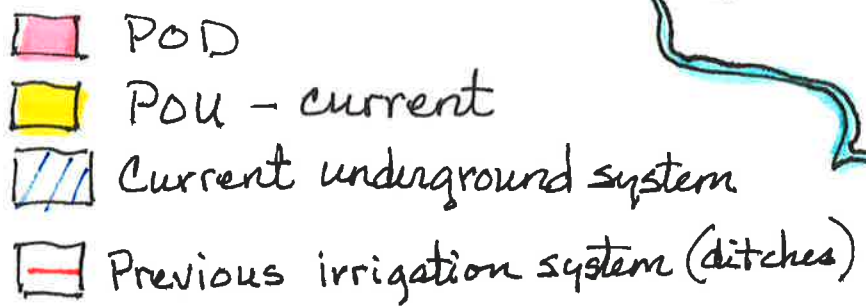
Directions: I-84 toward Mtn Home, take the Sun Valley
off ramp (Hwy 26 to 75) almost thru Bellevue,
turn left Broadford Rd., just house after 284
Broadford Rd, on the left. POD: pump house south
of garage POU property north + northwest of house; northeast
+ southeast of house on other side of road (90' setback off the
road -- burn area)

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU
- ☒ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

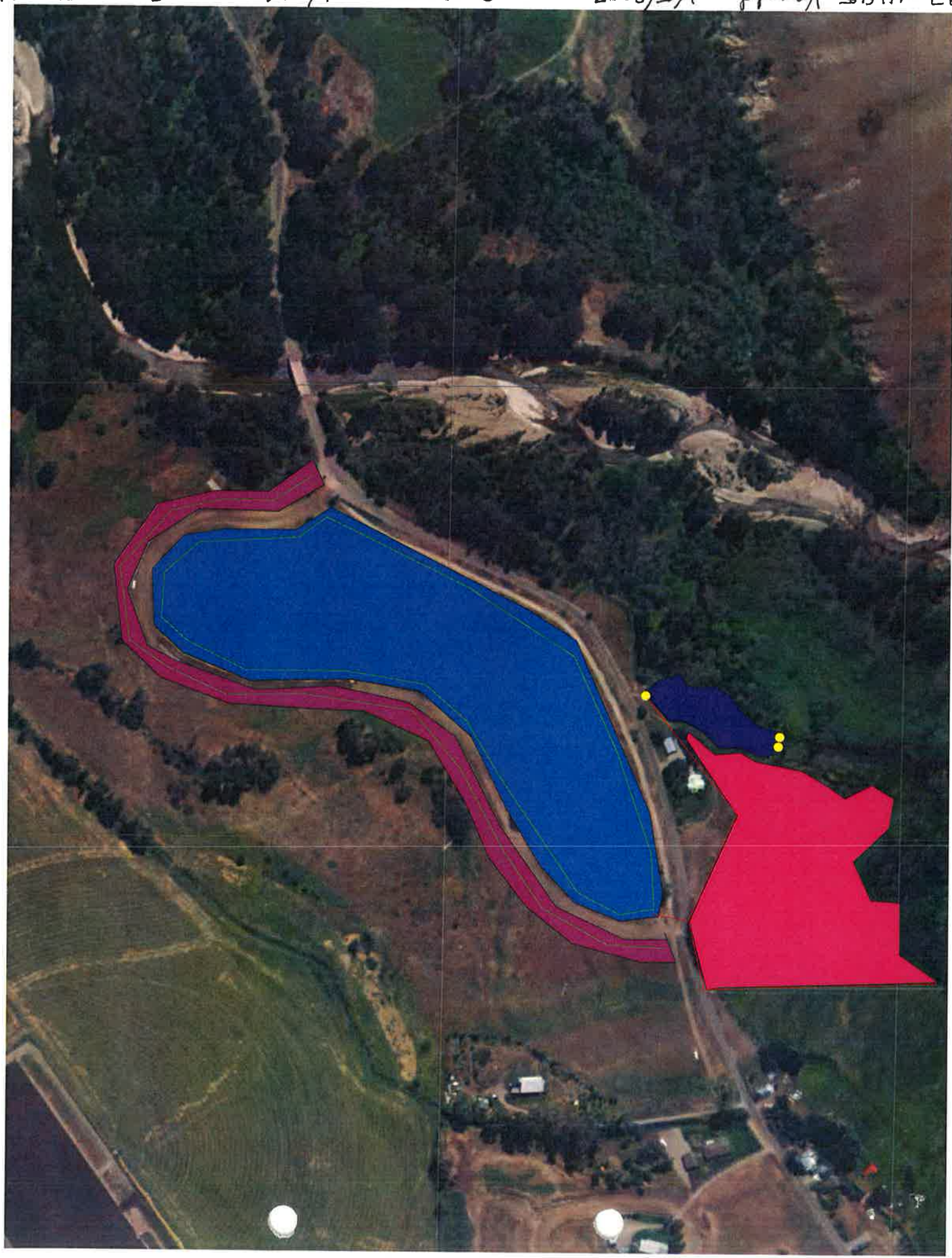
DATE EXAM CONDUCTED: 1-5-2007

FIELD EXAMINER: Gandy Hemerway



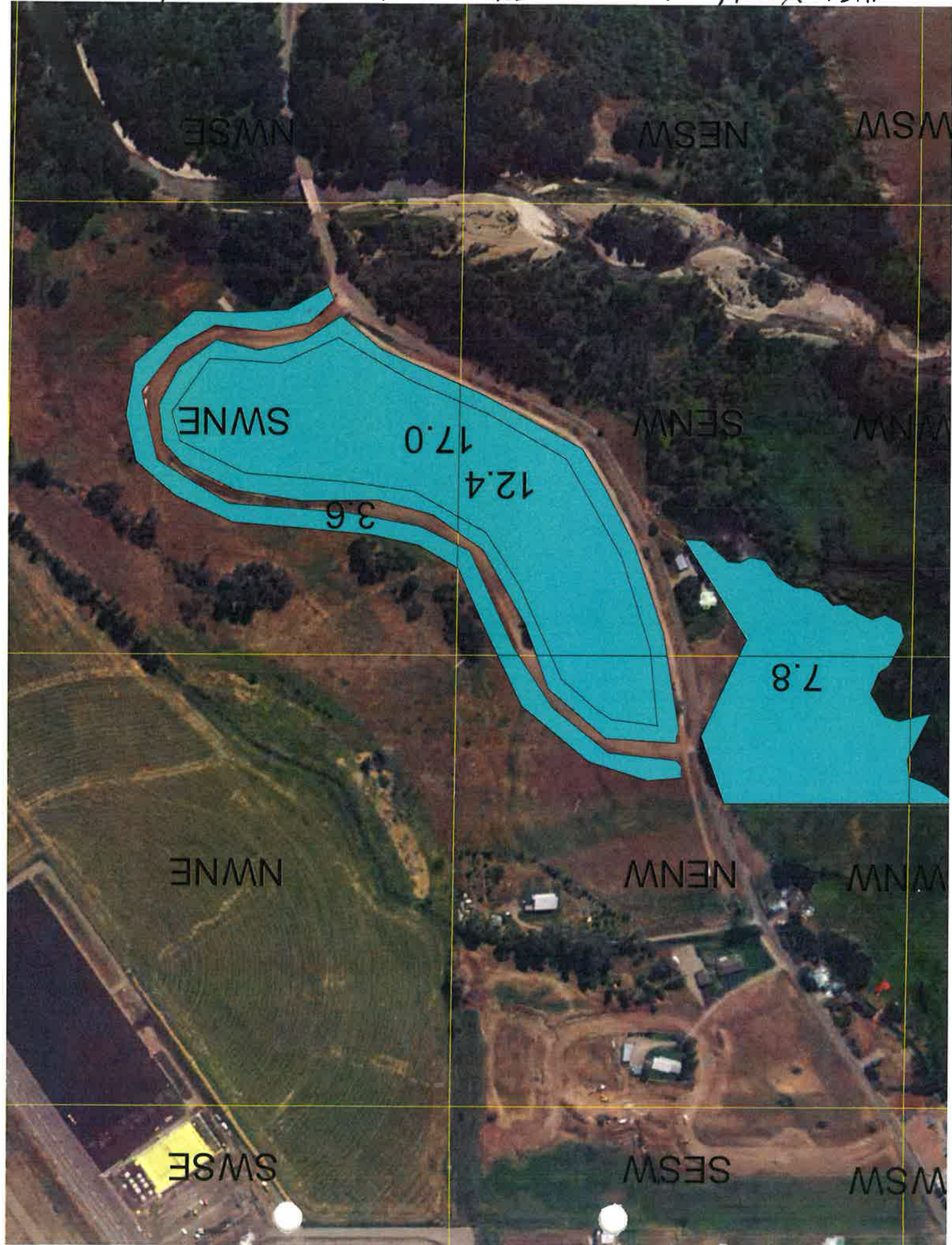
284 

37-4185 Varoff 1/5/2002 DWR 509 d/PC common 37-4185 SK





Why doesn't
this have
a total on it? →
14.8 acres
total shown



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-4185

WATER RIGHT NUMBER: 37-4185

(540) 592-7411

Owner Type
Current Owner

Name and Address

NICK VANOFF PRESENTS INC
C/O NICK VANOFF JR
~~PO BOX 834~~
SUN VALLEY, ID 83353
~~(208) 726-9572~~St. Bride's Farm
9325 St. Bride's Ln.
Upperville, Virginia 22184

Attorney

JAMES P SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM, ID 83340
(208) 726-4421Attny: Gary Luboviski
Suite 205 Vastation
460 Sun Valley Rd.
Ketchum, Id 83340
(208) 726-8219
(208) 726-8210

Original Owner

WARREN S TENNEY
598 MADISON AVE
NEW YORK, NY 10022
(212) 832-4903

Priority Date: 07/10/1884

Basis: Statutory Claim

Status: Active

Source

UNNAMED STREAM

Tributary

BIG WOOD RIVER

"young one" If
Contact: Chuck Brockway
Brockway Engineering
Twin Falls
Annual Volume (208) 736-8543

Beneficial Use

STOCKWATER

From To

01/01 to 12/31

Diversion Rate

0.020 CFS

IRRIGATION

04/01 to 11/01

4.000 CFS

4/15 - 10/31

Total Diversion:

4.020 CFS

Location of Point(s) of Diversion

UNNAMED STREAM

NW1/4SE1/4NW1/4

Sec. 22, Twp 02N, Rge 18E, B.M.

BLAINE County

↑ according to irr. reg. map

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				
02N	18E	22				16.3					3.5						19.8		

Total Acres: 19.8

STOCKWATER same as IRRIGATION

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-4185

1. THERE ARE 2 P/DS IN THE SENW SEC. 22.
SOURCE IS UNNAMED STREAM FORMED BY 2 SEEPS; FLOW OF THE STREAM FLUCTUATES WITH THE LEVEL OF THE BIG WOOD RIVER. SOIL IS EXTREMELY POUROUS (SP) - GRAVELLY, SANDY LOAM - LITTLE WOOD RIVER SERIES. LOTS OF LOSS IN DITCHES.
***** MEMO TO FILE THIS CLAIM DIFFERS FROM THE STATUTORY CLAIM. ORIGINAL CLAIM WAS FOR IRRIGATION OF 8.0 ACRES.
***** | CHANGE OF OWNERSHIP*****
WARRANTY DEED ATTACHED, ORIGINALS FILED WITH A37-00707 (10-19-1989 SCC)
CONFORMED ATTORNEY MAILING ADDRESS DMS

2. Amended Claim
The claimed acres reflect land that was historically irrigated, based on a review of aerial photos. The place of use is the land east of Broadford Road that can physically be irrigated with water from the seepage pond, i.e. the area below the ditches fed by the pond. See aerial map filed with 37-707 for details. REMARKS IN ORIGINAL CLAIM FILING ARE STILL VALID.

(Amendment changed priority date and place of use and added 10 acre tract to the point of diversion.)

Remarks:

Comments:

Water Supply Bank:

37-4135 Vanoff

Date of Inspection: 1/2/2007

Inspector: Sandy Hemenway

Description of Diverting Works: There are 2 separate springs that initially join, and then they branch off in two directions. One direction leads into the pond, and the other continues southeast down the stream. At the southeast corner of the pond is a 6" intake into the pump house containing a 15 Hp Berkley pump, 6" discharge, 70 psi, 2' lift.

NOTE: This system is supplemental to the Cove Canal, and is utilized with the Cove Canal water quits or is running low.

Delivery System Narrative:

From the pump, 6" discharge to buried 6" PVC running northwest and then northeast just past the house to the corner of the pasture, then turns west and runs east to west along the fence line. Six-3" aluminum hand line run north to south with 40' section, 1/8" nozzles. 60 nozzles are run at one time.

There is also a buried 6" PVC line that crosses under the road to the SENENW, converting to 4" aluminum, 40' sections, 1/8" nozzles on risers that run along the road on the southern boarder of Block 1 Lots 1-7, and totally surrounding the outer boarder of Lots 9-11. The area that is irrigated here is a 90' set back off the road, irrigating the burn containing grass and trees. 12-14 nozzles are run at one time, usually irrigating one lot at a time (since they are set up on zones).

NOTE: The buried system was installed in 2003

Stockwater is the same as irrigation, since no individual Stockwater tanks are installed. Stockwater is for 100 head cattle.

Previous Diverting Works:

Pond water directed into a culvert running under the road, open discharging to dirt ditches running north and south along the western boarder of the property (currently lot 9-11), with 2 dirt ditches traversing across the field. Gravity flow basically west to east.

37-4135 Vanoff

Date of Inspection: 1/2/2007

Inspector: Sandy Hemenway

System Capacity (see attachment): 0.62 cfs

Irrigation:

40.8 acres would be total acres, although Pete Bloomfield stated that on the lots, they were only irrigated on the outer burm (grass and trees by the 4' aluminum line);

season: **change to 4/15-10/31 = 200 days (according to the irrigation season map)

NEED HELP CALCULATING ACREAGE IRRIGATED

Stockwater: 100 head cattle

same water used as irrigation

Table 1, Recommended Diversion Rates for Stockwater Exh. 15A 51-100 head cattle = 0.03 cfs
12 gpd/head

$V_{ir} = (100 \text{ head} \times 12 \text{ gpd/head} \times 365 \text{ days}) / 325850 = 1.3 \text{ af}$

$V_{dr} = 0.03 \text{ cfs} \times 365 \text{ days} \times 1.9835 = 21.7 \text{ af}$

V = 1.3 af

Wildlife: geese, ducks, birds, deer, elk, quail, pheasant, etc.

same water as used for irrigation

Estimated Pumping Rate Computer

Flow Analysis Performed by: Sandy Hemenway

Date: 1/5/2007

Page 1 of 1

Record ID		Measured Flow:	
Water Right No. 37-4185		Designed Flow:	
Name Vanoff		HP/Eff Flow:	0.62 cfs <--Max
pod		Sprinkler Flow:	0.29 cfs
year:		Pivot/System Flow:	
Flow Measurement: gpm =			
Curve/Pump Design: gpm =			
Horsepower / Efficiency Method			
Horsepower	15 hp		
PWL	2 ft		
Disch Psi	70 psi		
PUMP Eff Estimate	0.77 %		
TDH	164 ft		
OHP	11.55 hp		
Flow	279 gpm	=	0.62 cfs
System Method:			
No Lines	6	Nozzle Equation: $Q=C*A*\sqrt{2*g*h} / \sqrt{1-r^4}$	
Birds per line	10	C=	1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	60	r=	0.0052 ft Nozzle radius
Nozzle size	1/8 in	A=	0.00009 ft^2 Nozzle area
Nozzle pressure	22 psi	h=	51 ft Head
Flow per nozzle	2.19 gpm	g=	32.2 ft/sec^2 Gravitational constant
Sprinkler Flow	131 gpm	Q=	0.005 cfs Flow per nozzle
Percent Leaks	%	=	2.188 gpm Flow per nozzle
Total Flow	131 gpm	=	0.29 cfs
Pivot / System rating gpm =			

Comments / Data Supplied:

The area burned with trees & grass only
runs 12-14 nozzles at one time.



37-4185 Vanoff
1-2-2007 SH



pump
house



15 Hp
Berkley
pump
Marathon
motor
6" discharge
70 psi
2' lift

37-4185 Varroff
1-2-2007 SH



POU
north +
northwest
of house



$\frac{1}{8}$ " nozzles
3" handline
6" per min.
line
60 nozzles
run at 1
time
40' sections

32-4185 Varroff
1-2-2007 SH



POU

4" aluminum
1/8" nozzles
40' sections

90' setback
burn off
the road

irrigates
grass &
trees
surrounding
lots



POU

burn
irrigating
trees &
grass

90' setback
off of road

37-4185 Varoff
1-2-2007 SH



House
+
garage
located
northeast
of pond

37-4185 Varoff
1-2-2007 SH



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 Bend of the River Ranch
(Name of Claimant)
P. O. Box 818 Hailey, Idaho 83333 Telephone No. 788-4620
(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) April 1, 1930

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)

- (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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates Inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	4.	Use	irrig	Period of Use From	Apr 1 To Nov 1
Quantity	.02	Use	stockwater	Period of Use From	Jan 1 To Dec. 31
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

- (4) 4.02 TOTAL QUANTITY USED.
(cfs. gpd. AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
2 pts SE 1/4 NW 1/4, Sec. 22 Twp. 2N Rge. 18E B.M., County of Blaine
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. earth ditches

- (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 7.5.

- 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: 50 beef cattle, 5 horses

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

(8) Remarks These seep streams fluctuate with the level of the river



TWO AN R. 18E

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.

Proprietor of the River Ranch
by Warren S. Towner
(Claimant) *Owner*

Sworn to before me this 7 day of August, 1981.

Mary A. Hill
Notary Public
Residing at *Twain Falls, Id.* 82001

My commission expires life

MICROFILMED

FOR DEPARTMENT USE ONLY

Received by <u>TCB</u>	Date <u>8-2-81</u>	Exception filed by:	Date
Prelim. check by <u>J</u>	Date <u>8-7-81</u>	Forwarded to	claimant by:
\$20.00 fee received by <u>TCB</u>	Date <u>8-7-81 #18713</u>		
Published in <u>Idaho River Journal</u>			
Dates <u>8/13 & 8/21/81</u>			



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 15, 2005

X
X
X
X

RESPONSE DEADLINE
JUNE 17, 2005

Re: Evidence of Priority

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, in the coming year, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is required that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted – it may be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement does **not** need to be in the form of a notarized affidavit as described in the brochure, but must relate first hand knowledge of the water right in question and include dates, quantities of water and extent of water use.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice of Claim number (i.e. 37-____). If you have questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

Enclosures

Idaho Department of Water Resources Receipt

Receipt ID S024981

Payment Amount \$17.00 Date Received 6/6/2002 12:08:23 PM Region Southern Status 
Payment Type Check Check Number 3778

COPY

Payer BROCKWAY ENGINEERING

Comment Amend claims 37-707 (13.5 additional acres)
37-882 (2.9 additional acres)

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$17.00	ADJUDICATION FILING FEE	0337	44503	1155	


Signature Line (Dept. Representative)



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 6, 2002

Brockway Engineering, PLLC
2016 Washington St N, Ste. 4
Twin Falls ID 83301

RE: AMENDED CLAIMS 37-707, 37-882, & 37-4185 (Vanoff-Bend of the River)

Dear Sirs,

Enclosed is your receipt and copies of the amended claims for your records. Please look them over carefully and let me know if there are any corrections or if you have any questions. (I am also sending copies to the claimant.)

Thanks for sending the disc with the shape files, it should be very helpful when we begin our review of Basin 37!

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent



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

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

June 6, 2002

Nick Vanoff Jr.
PO BOX 834
Sun Valley ID 83353

RE: AMENDED CLAIMS 37-707, 37-882, & 37-4185 (Bend of the River)

Dear Mr. Vanoff,

Enclosed are copies of the receipt (for the additional acres) and the amended claims referred to above. Brockway Engineering recently submitted these amendments on your behalf. These copies are for your records. Please look them over carefully and let me know if there are any corrections or if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie', written over the printed name.

Jeanie Robertson
Sr. Water Resource Agent



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 22, 2002

BROCKWAY ENGINEERING, PLLC
2016 WASHINGTON STREET N, STE. 4
TWIN FALLS, ID 83301

Re: Amended SRBA claims – Bend of the River Ranch (37-707, 37-4185 & 37-882)

Dear Sirs,

I am returning your check #3699 in the amount of \$166.00 to amend these claims. You included \$150 (\$50.00 per claim) in late fees. Late fees are not required to AMEND claims. Since there are 16.4 additional acres involved in the amendments, we will need a check for \$17.00 only to complete the process. Please send a check for this amount and we will amend the claims as requested and send copies to the claimant.

Could you also send copies of the **shape-files** you created for the Place of Use, **on a disc**? It would be a lot easier to have them than to try and recreate them on our computers.

Thank you and feel free to give me a call at the office if you have any questions.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

37-707 (then)

02N 18E 22 SWNE 23
NENW 9
SENW 17
49

+13.5Ac

(now)

NWNE 1.5
SWNE 28.1
NENW 18.4
NWNW .5
SENW 13.1
NWSE .9
62.5

37-882 (then)

02N 18E 22 NWSE 10
27 SE NE 26
NESW 12
48

+2.9Ac

(now)

S22 NESW 3.7
SESW 2.0 } 9.8
NWSE 2.1
S27 NENE 4.9
SENE 26.2 } 41.1
NESE 10.0
50.9

37-4185 (then)

02N 18E 22 SWNE 23
NENW 9
SENW 17
49

(now)

SWNE 19.8

= 16.4 KIRA ACRES



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

APR 29 2002

Department of Water Resources
Southern Region

April 26, 2002

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Re: Amended SRBA claims – Bend of the River Ranch
Project No. 507-02-2001

Dear Allen:

Enclosed are amended claims for water rights 37-0707, 37-4185, and 37-0882. These rights are appurtenant to the Bend of the River Ranch, owned by Nick Vanoff. The amendments are necessary to bring the claimed amounts and irrigation location in line with historical usage.

I am including a late claim fee of \$150 (\$50 per claim) plus \$16 for acres above the 97 that were originally claimed.

Sincerely,

Charles G. Brockway, P.E.

Enc: SRBA claims for 37-0707, 37-4185, and 37-0882
cc: Nick Vanoff c/o Laurie Wright
Barry Luboviski
Pete Bloomfield

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Water Right Number - 37-04185

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

BEND OF THE RIVER RANCH

1 - P. O. BOX 818

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone -

+ - - Priority Date - - +

04/01/1930

+ - - Region - - - +

17

+ - - Stage - - - +

S - STATUTORY CLAIM

+ - - Status - - - +

+ - - Source - - - - - +

UNNAMED STREAM

+ - - Tributary - - - - - +

BIG WOOD RIVER

TwN	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Stream Index (Blank if no Index Code)
-----	-----	-----	-------	-----	------	--------	--------------------	---------------------------------------

02N	18E	22	SE NW			(13)	BLAINE	
-----	-----	----	-------	--	--	------	--------	--

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
------	-------------	-------------	-----------	-----------	----------------	------------------

01 - IRRIGATION

04/01

11/01

4.000

04 - STOCKWATER

01/01

12/31

0.020

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Div. Capacity - +	+ - Total Consumptive Use - +	+ - KW Usage - +
4.020				

TwN	Rng	Sec	Tract	Lot	Acres	Code	Place of Use	Description	County
-----	-----	-----	-------	-----	-------	------	--------------	-------------	--------

02N 18E 22

SW NE

4.0

01

IRRIGATION

(13) BLAINE

02N 18E 22

SE NW

4.0

01

IRRIGATION

(13) BLAINE

Total Acres: 8.0

+ - - Diversion Means - EARTH DITCHES

+ - - Non-Irrigation Use - S/50 RANGE, 5 HORSES

+ - - Other Rights for Same Use -

+ - - Remarks - - - - - +

THERE ARE 2 P/DS IN THE SENW SEC. 22.

AC. IRRIG. = 7.5

+ - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - Decree Plaintiff - - - +

+ - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000MICROFILMED
MAR 01 1993

Water right number - 37-04185

Adj. flag translation: Standard Water Right Number

+ - - Microfilm Rolls -

+ - - Audit Fields - 05/21/86

05/28/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000
Approved/Denied - 00/00/0000
Proof Made Date - 00/00/0000
Start Work Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 00/00/0000
Decree Date - 00/00/0000

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 05/21/1986
Receipt Number -
Appl Received - 00/00/0000

Field Exam Fee -
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District - 37
Transfer/Amended -

MICROFILMED
MAR 11 1993

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

OF

ATTORNEYS

120 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340

(208) 726-4421

TELECOPIER (208) 726-0752

HAILEY OFFICE:

16 WEST CROY STREET

SUITE K

POST OFFICE BOX 460

HAILEY, IDAHO 83333

(208) 788-3567

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP

October 24, 1988

CERTIFIED MAIL

Mr. Jim Stanton
Idaho Department of Water Resources
2148 4th Avenue East
Twin Falls, Idaho 83301

RECEIVED

OCT 25 1988

Department of Water Resources
Southern Region Office

Re: Snake River Basin Adjudication - Claims for
Water Rights -
Silver Bell Ranch - Warren S. Tenney

Dear Jim:

Enclosed please find Snake River Basin Adjudication Claims which have been prepared for Warren S. Tenney for the following-described water rights:

- 1) 37-0707;
- 2) 37-0882;
- 3) 37-4185;
- 4) 37-4184;
- 5) Main house, domestic well;
- 6) Well house, domestic well;
- 7) New barn well - stockwater;
- 8) Old barn well - stockwater.

Enclosed please also find a Special Power of Attorney which authorizes me to sign these forms on behalf of Mr. Warren S. Tenney and check in the amount of \$597.00 to cover the filing fees for these claims.

If you have any questions, please give me a call.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS/jal
Enclosures
cc: Mr. Warren S. Tenney (w/encls.)

MICROFILMED
MAR 01 1993

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME TenneyCLAIM ENT. NO. 37-4185DATE RECEIVED 10/25/88CK # 8644AMOUNT \$ 597

1. Is the name and address complete with zip code? YES ☒ NO ☐
2. Is a priority date entered? YES ☒ NO ☐

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

3. (a) Is a source entered? YES ☒ NO ☐
- (b) Is a tributary to entered? (if required) N/A ☒
4. Is the legal description of the p.d. sufficient? YES ☒ NO ☐
5. Is there a description of the diverting works? YES ☒ NO ☐
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. YES ☒ NO ☐
- Is the period of use included? YES ☒ NO ☐
- Is a quantity claimed for each use? YES ☒ NO ☐
7. Is a total quantity claimed entered? YES ☒ NO ☐
8. If required is a consumptive use entered? N/A ☒
- Is the consumptive use correct? N/A ☒
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A ☒
10. Is (are) the place(s) of use and purpose(s) indicated? YES ☒ NO ☐
11. Is (are) the county(ies) entered? YES ☒ NO ☐
12. Is the ownership of p.u. checked? YES ☒ NO ☐
13. Are other water rights listed or "none" indicated? YES ☒ NO ☐
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ☒
15. Is the basis of the claim indicated? YES ☒ NO ☐
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) YES ☒ NO ☐
- Has the claim been signed, sealed, and dated by a notary? YES ☒ NO ☐
- Was this claim filed on time, or was an extension granted? YES ☒ NO ☐
- Is the fee enclosed correct? Exempt ☒
- If this claim is based on an existing water right, has the identification number been entered? N/A ☒
- Should this claim be receipted and data entered? YES ☒ NO ☐

Claim checked by:

MICROFILMED

MAR 11 1993

Comments:

RECEIVED

OCT 25 1993

Department of Water Resources
Southern Region Office

**SPECIAL POWER OF ATTORNEY
(WATER RIGHTS)**

I, Warren S. Tenney, of Blaine County, Idaho, designate and appoint James P. Speck, of Blaine County, Idaho, as my attorney in fact and agent (subsequently called "Agent") to act in my name and for my benefit for the specific purposes stated herein only. I grant to my Agent full power and authority to do everything necessary in exercising any of the powers herein granted as fully as I might or could do if personally present and fully competent, hereby ratifying and confirming all that my Agent shall lawfully do or cause to be done by virtue of this Special Power of Attorney and the powers herein granted.

1. SPECIFIC GRANT OF POWER. My agent shall have power to exercise or perform any act, power, duty, right or obligation whatsoever that I now have or may hereafter acquire, RELATING ONLY TO the preparation and filing of claims for water rights in Twin Falls County District Court Civil No. 39576, In Re the General Adjudication of Rights to the Use of Water from the Snake River Basin Water System, and the preparation and filing of applications for permits to or transfers of water rights, or claims to water rights, with the Idaho Department of Water Resources.

2. REVOCABILITY. This Special Power of Attorney is revocable, provided, that insofar as any governmental agency, bank, trust company, insurance company, transfer agent, or other person shall rely upon this power, this power may be revoked only by a notice in writing executed by me or my Agent and delivered to such person or institution.

3. INTERPRETATION. This instrument is to be construed and interpreted as a Special Power of Attorney and shall be limited in accordance herewith.

4. DISABILITY OF PRINCIPAL. This Special Power of Attorney shall not be affected by disability of the principal.

5. THIRD-PARTY RELIANCE. Third parties may rely upon the representations of the Agent as to all matters relating to any power granted to my Agent, and no person who may act in reliance upon the representations of the Agent or the authority granted to my Agent shall incur any liability to us or our estates as a result of permitting the Agent to exercise any power.

MICROFILMED
MAR 11 1993

6. GOVERNING LAW. This Special Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

7. COUNTERPARTS. This Special Power of Attorney may be executed in counterparts. Each executed counterpart of this Special Power of Attorney shall have the force and effect of this original.

IN WITNESS WHEREOF, I have executed this Special Power of Attorney this 19th day of September, 1988.

Warren S. Tenney
Warren S. Tenney

STATE OF New York)
~~IDAHO~~) ss.
County of New York)
~~Blaine~~

On this 19th day of September, 1988, before me, the undersigned notary public in and for said state, personally appeared Warren S. Tenney, known to me to be the person whose name is subscribed to the within Special Power of Attorney, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Minda Schwartz
Notary Public for ~~Idaho~~ New York
Residing at: New York

MINDA I. SCHWARTZ
Notary Public, State of New York
No. 30-4332465
Qualified in Nassau County
Certificate Filed in New York County
Commission Expires May 2 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Oct. 24, 1989

NICK VANOFF PRESENTS INC
A CALIFORNIA CORPORATION
• C/O NICK VANOFF JR
• P O BOX 834
• SUN VALLEY ID 83353

Re: A37-00707
A37-00882
A37-04185
A37-12249

Dear Claimant(s):

Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
MAR 11 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SNAKE RIVER BASIN ADJUDICATION CLAIM VERIFICATION REPORT

FIELD REPORT LOGCLAIM NUMBER: A37-04185

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT RECEIVED	COMPLETED REVIEW	COMPLETED DATA ENTRY
------------	-------------------	---------------------------------	---------------------	-------------------------

PRIORITY DATE	YES		SCV 5-16-90		
POINT OF DIV.	↓		↓		
SOURCE					
PLACE OF USE		✓		SCV 6-6-90	
DIV. AMOUNT					
CONSUMPTIVE USE					
USES					
PERIOD OF USE					
BASIS OF CLAIM		↓			↓

REMARKS:

SEE A37-00707

* EXPANDED P/4

MICROFILMED
MAR U 1 1993

GENERAL INFORMATION

Claim number: A37-04185

LAST: NICK VANOFF PRESENTS, INC

FIRST: _____

ADDRESS: A CALIFORNIA CORPORATION

C/O NICK VANOFF, JR

P.O. Box 834

CITY: SUN VALLEY

STATE: ID

ZIP: 83353

PHONE: (208) 762 - 9572

OWNER CODE: C

OWNER CONNECTOR: _____

LAST: _____

FIRST: _____

ADDRESS: _____

CITY: _____

STATE: _____

ZIP: _____

PHONE: (____) ____ - ____

OWNER CODE: _____

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER (____) ____ - ____

DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE? Y(____) N(____), TIME: _____

ACCOMPANIED BY: _____ PHONE NUMBER (____) ____ - ____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS: _____

MICROFILMED
MAR U 1 1993

PRIORITY DATE REVIEW SHEET

A. SRBA CLAIM # A37-04185

PRIORITY DATE: 4 / 1 / 1930

STAGE 5

B. IDWR RECORD # 37-04185

PRIORITY DATE: 4 / 1 / 1950

STAGE 5

C. REVIEW - FIELD EXAM NEEDED? Y(X) N()

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y(~~X~~) N()
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE: / /

REVIEWED BY _____ DATE _____

MICROFILMED
MAR 01 1993

POINT OF DIVERSION AND SOURCE REVIEW SHEET

CLAIM # A37-04185

A. SRBA CLAIM POINT OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>2N</u>	<u>18E</u>	<u>22</u>	—	<u>SE</u>	<u>NW</u>	—	<u>BLAINE</u>

SOURCE: UNNAMED STREAM TRIB: BIG WOOD RIVER

B. IDWR RECORD POINT OF DIVERSION RECORD AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>2N</u>	<u>18E</u>	<u>22</u>	—	<u>SE</u>	<u>NW</u>	—	<u>BLAINE</u>

SOURCE: UNNAMED STREAM TRIB: BIG WOOD RIVERC. REVIEW - FIELD EXAM NEEDED? Y(~~X~~) N()

		ATTACHED	OR	SEE FILE
VERIFIED ()	TOPO MAP/ORTHO-PQ	YES(~~X~~)	NO()	_____
WITH: ()	ASCS MAP	YES()	NO()	_____
()	WATERMASTER RECORDS	YES()	NO()	_____
()	FIELD EXAM	YES()	NO()	_____
()	OTHER _____	YES()	NO()	_____

REMARKS: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—

SOURCE: _____ TRIB: _____

REVIEWED BY _____ DATE _____

=====

MICROFILMED
MAR 01 1993

PLACE OF USE REVIEW SHEET (IRRIGATION)

CLAIM # A37-04185FIELD EXAM REQUIRED: Y(~~X~~) N()

PRESUMPTION FLAG: Y() N()

ROOT WATER RIGHT NUMBERS 37-04185

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
<u>2N 18E 22 SW NE A37-00707 / 23</u>		<u>- - - - - / -</u>	<u>2</u>		
<u>- - - - - 04185 / 23</u>		<u>37 - 04185 / 4</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
TOTAL ACRES					

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

REMARKS:

REVIEWED BY

DATE

MICROFILMED
MAR 01 1993

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
---------------------	---------------------	--------------------	-----------------	----------------	------------------

2N 18E 22 NE NW 137-07215A/ 6	37-07215A/ 6	57			
-11379 / 12	- /				
-00707 / 9	- /				
-04185 / 9	- /				
- /	-07110 / 13				
- /	-07152 / 10				
- /	-08364 / 2				
- /	- /				
TOTAL ACRES					

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
2N 18E 22 SE NW	- /	- /			
- /	- /	- /			
- /	- /	- /			
- /	- /	- /			
- /	- /	- /			
- /	- /	- /			
- /	- /	- /			
- /	- /	- /			
TOTAL ACRES					

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
- /	- /	- /			
- /	- /	- /			
- /	- /	- /			
- /	- /	- /			
- /	- /	- /			
- /	- /	- /			
- /	- /	- /			
- /	- /	- /			
TOTAL ACRES					

MICROFILMED
MAR 11 1993

A. S.R.B.A CLAIMED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	<u>IRRIGATION</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>4.0</u> CFS
FOR	<u>STOCK WATER</u>	FROM <u>1-1</u> TO <u>12-31</u>	<u>.02</u> CFS
FOR	_____	FROM ____ TO ____	_____ CFS

B. I.D.W.R. RECORDED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	<u>IRRIGATION</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>4.0</u> CFS
FOR	<u>STOCK WATER</u>	FROM <u>1-1</u> TO <u>12-31</u>	<u>0.02</u> CFS
FOR	_____	FROM ____ TO ____	_____ CFS

PRESUMPTION FLAG: _____

PERIOD OF USE:

IS PERIOD OF USE WITHIN THE RECOMMENDED SEASON?

Y() N()

RECOMMENDED AS CLAIMED?

Y() N()

RECOMMEND TO IDWR STANDARDS OR OTHER?

Y() N()

REMARKS:

=====

RECOMMENDED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	_____	FROM ____ TO ____	_____ CFS
FOR	_____	FROM ____ TO ____	_____ CFS
FOR	_____	FROM ____ TO ____	_____ CFS

REVIEWED BY _____

DATE _____

=====

MICROFILMED
MAR 11 1993

PAGE 7.
DIVERSION AMOUNT REVIEW SHEET

CLAIM # A37-04185

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(☒) N(☐)

SRBA CLAIMED RATE: 4.02 CFS IDWR ROOT RIGHT RATE: 4.02 CFS
IF NO or IF STATUTORY CLAIM or BENEFICIAL USE field exam required.

IS FLOW MEASUREMENT REQUIRED? Y(☒) N(☐)

B. FLOW MEASUREMENTS

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS

C. ARE OTHER WATER RIGHTS USED? Y(☒) N(☐) If YES complete overlap review.

OTHER RIGHTS LISTED IN CLAIM: A37-00707 - - -
- - -
- - -

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1. IRRIGATION RATE.

ACRES 49 X 0.02 CFS/ACRE = 0.98 CFS.
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(☒) N(☐)

IF YES EXCESSIVE WATER USE FORM FILED AND ATTACHED? Y(☐) N(☒)

2. ANNUAL IRRIGATION CONSUMPTIVE USE & FIELD HEADGATE DIVERSION VOLUME.

ACRES 49 X CONSUMPTIVE RATE FOR AREA 2.5 A.F./ACRE =

TOTAL CONSUMPTIVE USE 122.5 ACRE FEET/ANNUM

ACRES _____ X FIELD APPLIC. RATE FOR AREA _____ A.F./ACRE =

TOTAL FIELD APPLIC. _____ ACRE FEET/ANNUM

E. RATE/VOLUME CALCULATIONS: (OTHER USES)

CONTACT OWNER? Y(☐) N(☐) SEE ATTACHED SHEET? Y(☐) N(☐)

RECOMMENDED DIVERSION RATE: _____ CFS

RECOMMENDED CONSUMPTIVE USE: _____ AF/ANNUM

RECOMMENDED FIELD HEADGATE APPLICATION: _____ AF/ANNUM

REVIEWED BY _____ DATE _____

MICROFILMED
MAR 01 1993

BASIS OF CLAIM ISSUES REVIEW SHEET

CLAIM # A37-04185

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
EXCESSIVE AMOUNT _____	()	()

THIS SRBA CLAIM CFS/ACRE

0.08

OTHER SRBA CLAIMS CFS/ACRE

_____ - _____

_____ - _____

_____ - _____

**Excessive water use form filed and ATTACHED? Y(E) N(E)

B. SPLIT WATER RIGHT REVIEW

ROOT RIGHT # _____	SPLITS # _____	_____ CFS
_____ CFS	# _____	_____ CFS
	# _____	_____ CFS
	# _____	_____ CFS
	# _____	_____ CFS
	TOTAL CFS _____	

**Do the sum of the parts equal the whole?

Y() N()

**IF NO is the written review sheet ATTACHED?

Y() N()

REMARKS: _____

=====

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

=====

MICROFILMED

MAR 01 1993

ADDITIONAL ACREAGE FORM

[illegible]

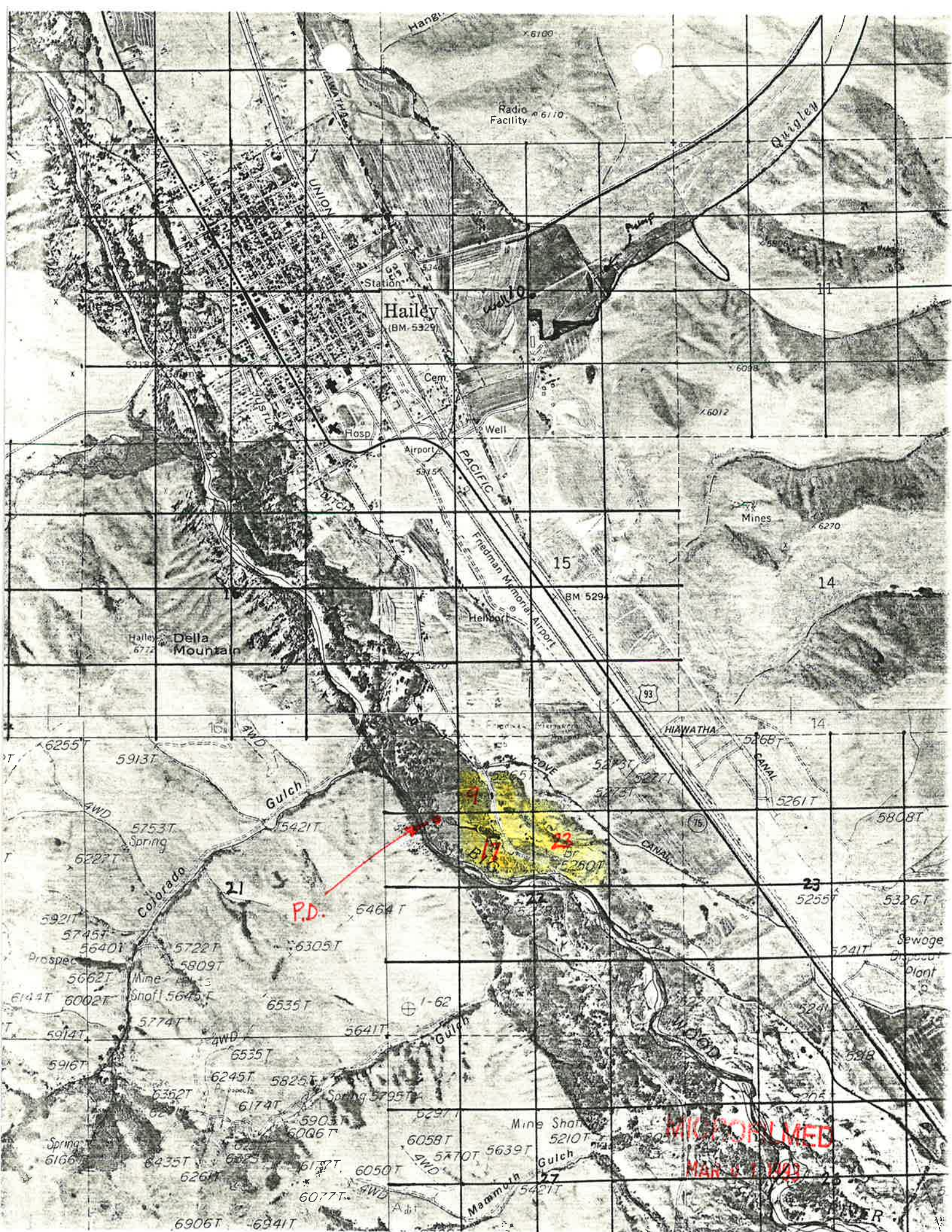
TOTAL NUMBER OF ACRES 49

REMARKS:

REVIEWED BY _____

DATE _____

MICROFILMED
MAR 11 1993



MICROFILMED
MAR 01 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-04185	02N	18E	22		SE	NW		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A37-04184 R37-04184

WR RECORDS IN SAME 40 ACRE TRACT
37-04184

SOURCE: UNNAMED STREAM

TRIB: BIG WOOD RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
37-04185	02N	18E	22		SE	NW		BLAINE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

37-04184

A37-04184 R37-04184
A37-12246 R37-12246
A37-12248 R37-12248

SOURCE: UNNAMED STREAM

TRIB: BIG WOOD RIVER

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
			Y	_____
			N	_____

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—

SOURCE: UNNAMED STREAM

TRIB: BIG WOOD RIVER

REVIEWED BY: _____ DATE: _____

MICROFILMED
MAR U 1 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - A37-04185

Adj. Flag Translation: Adjudication Temporary Work Area

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
NICK VANOFF PRESENTS, INC.

1 - A CALIFORNIA CORPORATION
2 - C/O NICK VANOFF, JR.
3 - P.O. BOX 834
City- SUN VALLEY
Phone - 208-762-9572

State- ID Zip- 83353

*** O - ORIGINAL OWNER ***
TENNEY

WARREN S.

1 - 598 MADISON AVE.
2 -
3 -
City- NEW YORK
Phone - 212-832-4903

State- NY Zip- 10022

*** A - ATTORNEY ***
SPECK

JAMES P.

1 - P.O. BOX 987
2 -
3 -
City- KETCHUM
Phone - 208-000-0000

State- ID Zip- 83340

+ - - Priority Date - - +
04/01/1930

+ - - - Region - - - +
17

+ - - - Stage - - - +
S - STATUTORY CLAIM

+ - - - Status - - - +

+ - - - - Source - - - - - +
UNNAMED STREAM

+ - - - - - Tributary - - - - - +
BIG WOOD RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County (Blank if no Index Code)

02N 18E 22 SE NW (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01 4.000
04 - STOCKWATER 01/01 12/31 0.020

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
4.020 122.5

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

02N 18E 22 SW NE 23.0 01 IRRIGATION (13) BLAINE
02N 18E 22 NE NW 9.0 01 IRRIGATION (13) BLAINE
02N 18E 22 SE NW 17.0 01 IRRIGATION (13) BLAINE

Total Acres: 49.0

MICROFILMED
MAR 0 1 1993

+ - - Diversion Means - EARTH DITCHES, FLOOD IRRIGATION

MICROFILMED
MAR 0 1 1993

Water right number - A37-04185 Adj. flag translation: Adjudication Temporary Work Area

+ - - Non-Irrigation Use - S/50 RANGE, 5 HORSES

+ - - Other Rights for Same Use - 37-00707

+ - - - - - Remarks - - - - - +

THERE ARE 2 P/DS IN THE SENW SEC. 22.
SOURCE IS UNNAMED STREAM FORMED BY 2 SEEPS; FLOW OF THE
STREAM FLUCTUATES WITH THE LEVEL OF THE BIG WOOD RIVER. SOIL IS
EXTREMELY POURIOUS (SP) - GRAVELLY, SANDY LOAM - LITTLE WOOD RIVER
SERIES. LOTS OF LOSS IN DITCHES.

MEMO TO FILE

THIS CLAIM DIFFERS FROM THE STATUTORY CLAIM. ORIGINAL CLAIM WAS
FOR IRRIGATION OF 8.0 ACRES.

|
CHANGE OF OWNERSHIP*****

WARRANTY DEED ATTACHED, ORIGINALS FILED WITH A37-00707
(10-19-1989 SCC)

+ - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - WHITE

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 05/21/1986	Old Judicial District	-
Claim Received Date	- 10/25/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C003854	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-		

MICROFILMED
MAR 0 1 1993

Water Right Number - 37-04185

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - -

*** C - CURRENT OWNER ***

BEND OF THE RIVER RANCH

1 - P. O. BOX 818

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone -

+ - - Priority Date - - +
04/01/1930+ - - Region - - - +
17+ - - Stage - - - +
S - STATUTORY CLAIM

+ - - Status - - - +

+ - - Source - - - - - +
UNNAMED STREAM+ - - Tributary - - - - - +
BIG WOOD RIVER

Twn	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Stream Index (Blank if no Index Code)
-----	-----	-----	-------	-----	------	--------	--------------------	---------------------------------------

02N	18E	22	SE NW			(13)	BLAINE	
-----	-----	----	-------	--	--	------	--------	--

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01		4.000	
04 - STOCKWATER		01/01	12/31		0.020	

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Div. Capacity - +	+ - Total Consumptive Use - +	+ - KW Usage - +
4.020				

Twn	Rng	Sec	Tract	Lot	Acres	Code	Place of Use	Description	County
02N	18E	22	SW NE		4.0	01	IRRIGATION		(13) BLAINE
02N	18E	22	SE NW		4.0	01	IRRIGATION		(13) BLAINE

Total Acres: 8.0

+ - - Diversion Means - EARTH DITCHES

+ - - Non-Irrigation Use - S/50 RANGE, 5 HORSES

+ - - Other Rights for Same Use -

Remarks
THERE ARE 2 P/DS IN THE SENW SEC. 22. AC. IRRIG. = 7.5

+ - - Conditions of Approval - - - +
No Conditions of Approval found.

+ - - Decree Plaintiff - - - +

+ - - Decree Defendant - - - +

+ - Decree Date - +

MICROFILMED
MAR 01 1993

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

Water right number - 37-04185

Adj. flag translation: Standard Water Right Number

+ - - Audit Fields - 05/21/86

05/28/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 05/21/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
MAR 0 1 1993

R PROOF

CVR

MAPS

PHOTOS

MISC

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:47
05/28/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A37-04185

LAST: NICK VANOFF PRESENTS, INC.
ADDRESS: A CALIFORNIA CORPORATION
C/O NICK VANOFF, JR.
P.O. BOX 834
CITY: SUN VALLEY
PHONE NUMBER: 208-762-9572

FIRST:

STATE: ID ZIP: 83353

OWNER CODE: C

LAST: SPECK
ADDRESS: P.O. BOX 987
CITY: KETCHUM
PHONE NUMBER: 208-000-0000

FIRST: JAMES P.

STATE: ID ZIP: 83340

OWNER CODE: A

LAST: TENNEY
ADDRESS: 598 MADISON AVE.
CITY: NEW YORK
PHONE NUMBER: 212-832-4903

FIRST: WARREN S.

STATE: NY ZIP: 10022

OWNER CODE: O

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THERE ARE 2 P/DS IN THE SENW SEC. 22.
SOURCE IS UNNAMED STREAM FORMED BY 2 SEEPS; FLOW OF THE
STREAM FLUCTUATES WITH THE LEVEL OF THE BIG WOOD RIVER. SOIL IS
EXTREMELY POURIOUS (SP) - GRAVELLY, SANDY LOAM - LITTLE WOOD RIVER
SERIES. LOTS OF LOSS IN DITCHES.

MEMO TO FILE

THIS CLAIM DIFFERS FROM THE STATUTORY CLAIM. ORIGINAL CLAIM WAS
FOR IRRIGATION OF 8.0 ACRES.

|
CHANGE OF OWNERSHIP*****
WARRANTY DEED ATTACHED, ORIGINALS FILED WITH A37-00707
(10-19-1989 SCC)

MICROFILMED
OCT 26 1994

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

MICROFILMED
OCT 26 1994

A. AJ CLAIM: # A37-04185 PRIORITY DATE: 04-01-1930 STAGE: S
B. WR RECORD: # 37-04185 PRIORITY DATE: 04-01-1930 STAGE: S

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
04-01-1930

REVIEWED BY

DATE

MICROFILMED
OCT 26 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-04185	02N	18E	22		SE	NW		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A37-04184 R37-04184

WR RECORDS IN SAME 40 ACRE TRACT
37-04184

SOURCE: UNNAMED STREAM

TRIB: BIG WOOD RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
37-04185	02N	18E	22		SE	NW		BLAINE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

37-04184

A37-04184	A37-04184
R37-04184	R37-04184
A37-12246	A37-12246
A37-12248	A37-12248
R37-12246	R37-12246
R37-12248	R37-12248

SOURCE: UNNAMED STREAM

TRIB: BIG WOOD RIVER

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	_____
DUE TO SOURCE DISCREPANCY? (Y/N)	N	_____

REMARKS:

MICROFILMED
OCT 26 1994

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP. RGE. SEC. 1/4 1/4 1/4 LOT COUNTY

SOURCE: UNNAMED STREAM

TRIB: BIG WOOD RIVER

REVIEWED BY: _____

DATE: _____

MICROFILMED
OCT 26 1994

A. ROOT WATER RIGHT NUMBERS: A37-04185
R37-04185

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	18E	22	SW	NE		NICK VANOFF PRESENTS, INC.	A37-04185 /23.0	37-04185 / 4.0	2.0		
						NICK VANOFF PRESENTS, INC.	A37-00707 /23.0	37-00707 /			
						NICK VANOFF PRESENTS INC.	R37-00707 /23.0	- /			
						NICK VANOFF PRESENTS INC.	R37-04185 /23.0	- /			
02N	18E	22	SE	NW		NICK VANOFF PRESENTS, INC.	A37-04185 /17.0	37-04185 / 4.0	6.0		
						TENNEY , WARREN S.	A37-12246 /	- /			
						SPECK , JAMES P.	A37-04184 /	37-04184 /			
						NICK VANOFF PRESENTS, INC.	A37-00707 /17.0	37-00707 /			
						TENNEY , WARREN S.	A37-12248 /	- /			
						NICK VANOFF PRESENTS INC.	R37-00707 /17.0	- /			
						TENNEY , WARREN S.	R37-04184 /	- /			
						NICK VANOFF PRESENTS INC.	R37-04185 /17.0	- /			
						TENNEY , WARREN S.	R37-12246 /	- /			
						TENNEY , WARREN S.	R37-12248 /	- /			
02N	18E	22	NE	NW		NICK VANOFF PRESENTS, INC.	A37-04185 / 9.0	- /	37.0		
						CAMPAGNA, JR. , JOHN J.	A37-07215A / 6.0	37-07215A / 6.0			
						MOORE , FRANK D.	A37-11379 /12.0	- /			
						BURKE , JANE	A37-00577AQ/	- /			
						NICK VANOFF PRESENTS, INC.	A37-00707 / 9.0	37-00707 /			
						BURKE , WAYNE	A37-11695 /	- /			
						CAMPAGNA , SUSAN W.	A37-10619 /	- /			
						MOORE , FRANK D.	A37-11380 /	- /			
						BURKE , JANE	R37-00577AQ/	- /			
						NICK VANOFF PRESENTS INC.	R37-00707 / 9.0	- /			
						NICK VANOFF PRESENTS INC.	R37-04185 / 9.0	- /			
						CAMPAGNA, JR. , JOHN J.	R37-07215A / 6.0	- /			
						CAMPAGNA , SUSAN W.	R37-10619 /	- /			
						MOORE , FRANK D.	R37-11379 /12.0	- /			
						MOORE , FRANK D.	R37-11380 /	- /			
						BURKE , JANE	R37-11695 /	- /			
						MOORE , FRANK DONALD		37-07110 /13.0			
						MOORE , FRANK DONALD		37-07152 /10.0			
						ANDERSON , RICHARD B.		37-08364 / 2.0			
						ANDERSON , RICHARD B.		37-00577BQ/ 2.0			
TOTAL ACRES							A37-04185	49.00	8.00	45.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

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OCT 26 1994

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

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OCT 26 1994

A. AJ CLAIMED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A37-04185	IRRIGATION	FROM 04-01 TO 11-01	4.000 CFS
A37-04185	STOCKWATER	FROM 01-01 TO 12-31	.020 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			4.020 CFS

B. WR RECORDED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
37-04185	IRRIGATION	FROM 04-01 TO 11-01	4.000 CFS
37-04185	STOCKWATER	FROM 01-01 TO 12-31	.020 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			4.020 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

		DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY?	(Y/N)	N	_____
DUE TO DIVERSION RATE DISCREPANCY?	(Y/N)	N	_____
DUE TO PERIOD FROM/TO DISCREPANCY?	(Y/N)	N	_____

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(____) N(____)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(____) N(____) Explain in remarks, below.

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 4.020 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.020 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(Y) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 37-00707

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-04185	UNNAMED STREAM	NICK VANOFF PRESENTS, INC.	4.020	0.082		
A37-00707	BIG WOOD RIVER	NICK VANOFF PRESENTS, INC.	1.600	0.032		
A37-07215A	SPRING	CAMPAGNA, JR. , JOHN J.	0.410	0.013	90.00	3.00
A37-11379	GROUNDWATER	MOORE , FRANK D.	0.880	0.038		
R37-07215A	SPRING	CAMPAGNA, JR. , JOHN J.	0.410	0.013		
R37-11379	GROUNDWATER	MOORE , FRANK D.	0.880	0.038		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A37-04185	STOCKWATER	NICK VANOFF PRESENTS, INC.	FROM 01-01 TO 12-31	.020 CFS	
A37-12246	DOMESTIC	TENNEY , WARREN S.	FROM 01-01 TO 12-31	.040 CFS	
A37-04184	AESTHETIC	SPECK , JAMES P.	FROM 01-01 TO 12-31	2.000 CFS	
A37-04184	AESTHETIC STORAGE	SPECK , JAMES P.	FROM 01-01 TO 12-31		1.00 AF/A
A37-12248	STOCKWATER	TENNEY , WARREN S.	FROM 01-01 TO 12-31	.020 CFS	
R37-04184	AESTHETIC	TENNEY , WARREN S.	FROM 01-01 TO 12-31	2.000 CFS	
R37-04184	AESTHETIC STORAGE	TENNEY , WARREN S.	FROM 01-01 TO 12-31		1.00 AF/A
R37-12246	DOMESTIC	TENNEY , WARREN S.	FROM 01-01 TO 12-31	.040 CFS	
R37-12248	STOCKWATER	TENNEY , WARREN S.	FROM 01-01 TO 12-31	.020 CFS	
A37-00577AQ	DOMESTIC	BURKE , JANE	FROM 04-01 TO 10-01	.020 CFS	
A37-11695	DOMESTIC	BURKE , WAYNE	FROM 01-01 TO 12-31	.020 CFS	
A37-10619	DOMESTIC	CAMPAGNA , SUSAN W.	FROM 01-01 TO 12-31	.080 CFS	

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A37-11380 DOMESTIC
A37-11380 STOCKWATER
R37-00577AQ DOMESTIC
R37-10619 DOMESTIC
R37-11380 DOMESTIC
R37-11380 STOCKWATER
R37-11695 DOMESTIC

MOORE , FRANK D.
MOORE , FRANK D.
BURKE , JANE
CAMPAGNA , SUSAN W.
MOORE , FRANK D.
MOORE , FRANK D.
BURKE , JANE

FROM 01-01 TO 12-31 .040 CFS
FROM 01-01 TO 12-31 .020 CFS
FROM 04-01 TO 11-01 .020 CFS
FROM 01-01 TO 12-31 .080 CFS
FROM 01-01 TO 12-31 .040 CFS
FROM 01-01 TO 12-31 .020 CFS
FROM 01-01 TO 12-31 .020 CFS

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(____) N(____)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(____) N(____) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 122.5 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(____) N(____)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER 4.000	DATABASE EXAMINER	DATABASE EXAMINER
STOCKWATER	01-01 12-31	0.020		122.5
TOTAL FOR THIS RIGHT		4.020		

REVIEWED BY: _____

DATE: _____

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OCT 26 1994

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	{ }	{ }
FORFEIT/ABANDON _____	{ }	{ }
ADDITIONAL DIV. AMOUNT _____	{ }	{ }

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 37-04185

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
4.020

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A37-04185	4.020	R37-04185	4.020	37-04185	4.020
A37-04185	R37-04185	4.020	R37-04185	4.020	37-04185	4.020
TOTAL CFS		8.040	8.040			4.020

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

=====

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

=====

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OCT 26 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:47
05/28/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A37-04185

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM	Y							
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

MICROFILMED
OCT 26 1990