

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

In Re SRBA

Case No. 39576

SUBCASE NO(S): 65-09538

STANDARD FORM 5

DISTRICT COURT-SRBA	
Fifth Judicial District	County of Twin Falls - State of Idaho
JUN 28 2002	
Clerk	By

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

OBJECTOR:

State of Idaho, Dept. of Lands

Steven J. Schuster 6/28/02
Steven J. Schuster date
Deputy Attorney General, IDL

IDWR CONCURRENCE:

Roxanne Brown 6/28/02
Roxanne Brown date
Sr. Water Resource Agent
Idaho Dept. of Water Resource

CLAIMANT:

Jerald and Joseph Jenna ro

Michael J. McDonagh 6/28/02
Michael J. McDonagh, Attorney date
Eberle Berlin Kading Turnbow & McKlveen

As to Form:

Garrick L. Baxter 6/28/02
Garrick L. Baxter date
Deputy Attorney General, IDWR

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

RIGHT NUMBER: 65-9538

NAME AND ADDRESS: JERALD JENNARO
JOSEPH JENNARO
C/O RHONDA JENNARO
4712 AMANDA PL
PLEASANTON CA 94566

SOURCE: LITTLE SQUAW CREEK

TRIBUTARY: SQUAW CREEK

QUANTITY: ~~1.4~~ 1.38 CFS

THIS RIGHT WHEN COMBINED WITH THE RIGHTS BELOW SHALL PROVIDE NO MORE THAN 3.0 ACRE FEET PER ACRE; RIGHT NOS: 65-09539, 65-10473 AND 65-02145.
THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-03065, 65-03062, & 65-03063 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

USE OF THIS RIGHT WITH RIGHT NO. 65-22407 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF ~~1.40~~ 1.38 CFS.

PRIORITY DATE: 06/01/1927

POINT OF DIVERSION:

TION RO E S31 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/01	~~1.40~~ 1.38 CFS

PLACE OF USE: IRRIGATION Within GEM County

TION RO E S35	NESE	4.0	TION RO1E S35	SESE	8.0
TION RO E S36	NENE	3.0	TION RO1E S36	NWNE	2.0
TION RO E S36	SWNE	13.0	TION RO1E S36	NWSW	30.0
TION RO E S36	SWSW	9.0	~~TION RO1E S36~~	~~SWNW~~	~~1.0~~

~~70~~ 69 ACRES TOTAL

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

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: Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-03063, 65-03064 & 65-03065.

CERTIFICATE OF MAILING

I certify that on -June 28, 2002, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

Idaho Dept. of Lands
P.O. Box 83720
Boise, ID 83720-0050

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

Michael J. McDonagh
Eberle Berlin Kading Turr bow & McKlveen
P.O. Box 1368
Boise, ID 83701

☐ overnight mail
☐ regular mail
☒ hand-delivered
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Jerald & Joseph Jennaro
C/o Rhonda Jennaro
4712 Amanda Pl.
Pleasanton, CA 94566

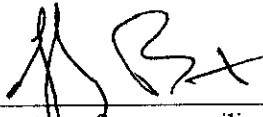
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Signature of person mailing this document