

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): 65-09539

STANDARD FORM 5

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUN 26 2002

By _____

Clerk

Deputy Clerk

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, DL

IDWR CONCURRENCE:

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

CLAIMANT:

Jerald and Joseph Jennaio

Michael J. McDonagh 6/24/02
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: 65-9539

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

SOURCE: LITTLE SQUAW CREEK TRIBUTARY: SQUAW CREEK

QUANTITY: 231.0 AFY
THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-02945 & 65-10473 SHALL
PROVIDE NO MORE THAN 3.5 AF PER ACRE.

USE OF THIS RIGHT WITH RIGHT NO. 65-22411 IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 231 AF.

PRIORITY DATE: 11/01/1953

POINT OF DIVERSION:
T10N R01E S36 SENE Rediversion Within GEM County
T10N R01E S31 SWNW Lot 2 Rediversion Within GEM County
T11N R01E S31 NENE Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION FROM STORAGE	4/01 11/01	231.00 AFY

PLACE OF USE: IRRIGATION FROM STORAGE Within GEM County

T09N R01E S01 Lot 3 NENW	5.0	T09N R01E S02 Lot 1 NENE	4.0
T10N R01E S35	4.0	T10N R01E S35	SESE 29.0
T10N R01E S36	NENE 3.0	T10N R01E S36	NWNE 2.0
T10N R01E S36	SWNE 37.0	T10N R01E S36	SENE 22.0
T10N R01E S36	SENW 23.0	T10N R01E S36	NESW 20.0
T10N R01E S36	NWSW 30.0	T10N R01E S36	SWSW 9.0
T10N R01E S36	SESW 9.0	T10N R01E S36	NWSE 14.0
~~T10N R01E S36~~	~~SWNW 1.0~~		

~~242~~ 211 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: 65-02945 THE STORAGE FACILITY IS
KNOWN AS HOLBROOK RESERVOIR.
WATER IS DELIVERED THROUGH AND REDIVERTED FROM LITTLE SQUAW
CREEK.

CERTIFICATE OF MAILING

I certify that on June 29, 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

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