

A65-21737

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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: A65-21737
Date Received: 2/14/1990
Receipt No: W008943
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOSEPH JENNARO 415-582-9894
Address: 4092 GREENOAKS WAY
HAYWARD CA 94592
AND/OR
Name: JERALD JENNARO 415-582-9894
Address: 4092 GREENOAKS WAY
HAYWARD CA 94592

2. Date of Priority: APR 1, 1865

3. Source: SQUAW CREEK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	01E	23	NW	SE			GEM
			SW	SE			GEM

5. Description of diverting works:
IN STREAM

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 35 HEAD BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	01E	23	NW	SE	STOCK	
			SW	SE	STOCK	

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____

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

Identification No AL5-21737
Date Received 2-14-90
Receipt Number W008943

RECEIVED NOTICE OF CLAIM
FEB 14 1990 TO A
WATER RIGHT

Department of Water Resources
Western Regional Office

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Jerald Jennaro and/or Joseph Jennaro Phone (415) 582-9894

Mailing Address 4092 Greenoaks Way, Hayward, California Zip 94592

2. Date of Priority (Only one per claim) 4/1/1865 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other (X) (a) Squaw Creek
Name or kind of source

which is tributary to (b) Payette River

4. Location of point of diversion is: Township 10 N Range 1 E

Section 23, NW 1/4 of SE 1/4 of SW 1/4 of SE 1/4, Govt. Lot , BM.,

County of Gem

Additional points of diversion if any:

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. In stream

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions)

For stockwater purposes from 1/1 Month/Day to 12/31 Month/Day amount .02 (cfs)
(Both dates are inclusive)

For purposes from to amount

7. Total quantity claimed .02 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 35 head beef cattle.

10. Place of use is: Township: 10 N Range 1 E
Section 23, NW SW 1/4 of SE 1/4, Govt. Lot _____, B.M.,

County of Gem for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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

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

14 Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16 Signature (s)

(a) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 0

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

Signature of Claimant (s) Serald Jennaro Date _____

Stephen A. Bradbury Date 01/12/90

By Stephen A. Bradbury, Attorney in Fact

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

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____ }
County of Ada } SS.

Subscribed and sworn (or affirmed) before me this 12th day of February 19 90

SEAL

Notary Public Loisland A. Hamring

Residing at Boise, Id

My Commission Expires 3/16/93

Last Name _____ Ident No _____

Copies: White-State, Yellow-Claimant

RECEIVED

JAN 24 2002

WATER RESOURCES
WESTERN REGION

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

A. Subcase 65-21737
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234
Daytime Phone: (208) 678-0461 (Dala Walton)

Name & Address of Attorney, if any:
David W. Gehlert (303 312-7352)
Trial Attorney, General Litigation Section
Environment and Natural Resource Division
U.S. Department of Justice
999 18th Street, Suite N 945
Denver, CO 80202

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Jerald Jennaro & Joseph Jennaro c/o Rhonda Jennaro
Address: 4712 Amanda Pl.
Pleasanton, CA 94566

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

- ☒ **General Provision Basin 65 Irrigation & Other Part III (3) Separate Streams**
1. ☐ **Name and Address**
Should be:
 2. ☐ **Source**
Should be:
 3. ☐ **Quantity**
Should be:
 4. ☐ **Priority Date**
Should be:
 5. ☐ **Point(s) of Diversion**
Should be:
 6. ☐ **Instream Flow Description**
Should be:
 7. ☐ **Purpose(s) of Use**
Should be:
 8. ☐ **Period of Year**
Should be:
 9. ☐ **Place of Use**
Should be:
11. **I object because:**
- ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S):

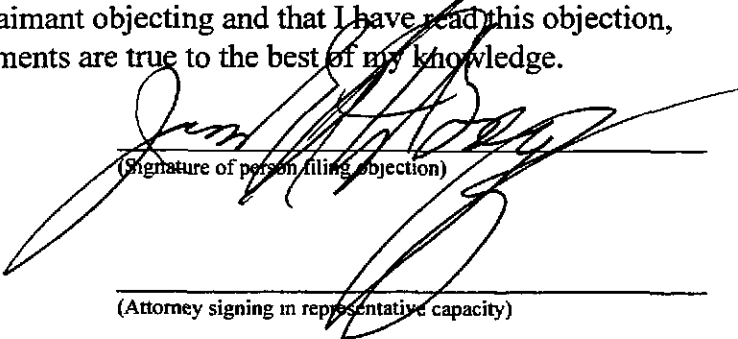
The Bureau of Reclamation objects to the separate stream provision of the Director's Report for Basin 65, Part III. These streams should be administered as part of the Payette River System in order to adequately protect water rights in the Payette River subbasin.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Jerrold D. Gregg, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

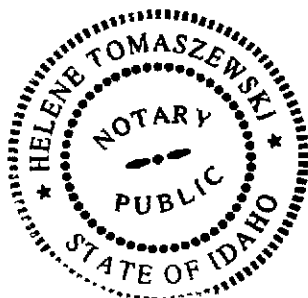
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

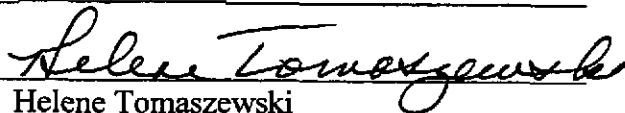

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

January 9, 2002




Helene Tomaszewski

Notary Public for: Idaho

Residing at: Meridian

My Commission Expires: 01-16-2002

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on January 17, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

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

2. One copy to the claimant of the water right at the following address:

Name: Jerald Jennaro & Joseph Jennaro c/o Rhonda Jennaro

Address: 4712 Amanda Pl.
Pleasanton, CA 94566

3. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOSEPH JENNARO	04/01/1865	STOCKWATER	01-01 12-31	0.020 CFS	
C	JERALD JENNARO					
	4092 GREENOAKS WAY			TOTAL DIVERSION:	0.020 CFS	
	HAYWARD CA 94542					
	(415) 582-9894					

Water Source: SQUAW CREEK

Tributary to: PAYETTE RIVER

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T10N R01E S23
Point(s) of Ending Stream Reach: T10N R01E S23

NENWSE
SESWS

GEM County
GEM County

Place of use Legal Description for: STOCKWATER

	NE								NW								SW								SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:									
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:								
---	---	---	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:									
10N	01E	23	:					:					:					:					:									
			:					:					:					:		S		S	:									

POL County: GEM

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP STOCKWATER, 35 RANGE CATTLE
PARCEL NO. RP 00542000

Dates: **Exam Made Date:** **Verified Date:** **06/08/2000** **Objection Filed Date:**

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 06/08/00 MSCHULTE

Form 42-1409(a)

**Claimant Acknowledgement of Change in Attorney
in Snake River Basin Adjudication (SRBA)**

RECEIVED**JUL 21 2000**WATER RESOURCES
WESTERN REGION

Name(s) of Claimant (please print):

JERALD JENNARO, JOSEPH JENNARO, J&J RANCHES

I/we acknowledge (check one):

☐ The attorney formerly representing me has withdrawn and I/we will be representing myself/ourselves.

☒ I/we are now represented by the attorney at the address below.

THOMAS R. LINVILLEEBERLE, BERLIN, KADING, TURNBOW & McKLVEENP O BOX 1368BOISE ID 83701Attorney's Phone 208-344-8535

The SRBA water right claim notice(s) affected by this change are listed below or on the attached sheet(s).

ALL CLAIMS

For Individuals:

Authorized signature(s) Date 7-16-2000

For Organizations:

I am _____ of _____, and I

Title

Organization

have signed the foregoing document in the space below as

of _____

Title

Organization

Signature of Authorized Agent _____

Title _____

Date _____

Organization _____

IDWR Use:

Date Received _____

Data Entry _____

Revised Date 4-03-92

EBERLE, BERLIN, KADING, TURNBOW & MCKLVEEN,
CHARTERED

ATTORNEYS AND COUNSELORS AT LAW
CAPITOL PARK PLAZA
300 NORTH SIXTH STREET
POST OFFICE BOX 1368
BOISE, IDAHO 83701

TELEPHONE
(208) 344-8535

FACSIMILE
(208) 344-8542

THOMAS R. LINVILLE
E-MAIL: TLINVILLE@EBERLE.COM

T. H. EBERLE (1822-1977)

July 20, 2000

Mel Schulte
State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

VIA FACSIMILE

Re: *Joseph Jennaro and Jerald Jennaro*
Snake River Basin Adjudication Claim A65-00212A

Dear Mel:

Pursuant to your request at our recent meeting, enclosed please find a facsimile copy of the Claimant Acknowledgement of Change in Attorney in Snake River Basin Adjudication form executed by Joseph Jennaro. Please cause this form to be filed with the IDWR and SRBA, if necessary. Please forward copies of the IDWR's proposed findings to me when you send the originals to the Jennaros.

Thank you again for your assistance and professional courtesies. Please call if you have any questions.

Very truly yours,



Thomas R. Linville

TRL:ec
cc: Client

AJ0749NP
No. A65-21737

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/08/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOSEPH JENNARO	04/01/1865	STOCKWATER	01-01 12-31	0.020 CFS	
C	JERALD JENNARO					
	4092 GREENOAKS WAY					
	HAYWARD CA 94542					
	(415) 582-9894					
				TOTAL DIVERSION:	0.020 CFS	

Water Source: SQUAW CREEK

Tributary to: PAYETTE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10N R01E S23

POB
NE NWSE SE SWSE POE

GEM County

Place of use Legal Description for: STOCKWATER

	NE				NW				SW				SE			
T R S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
10N 01E 23	:				:				:				:	S	S	:

POU County: GEM

Non-Irrigation Uses: STOCKWATER, 35 HEAD BEEF CATTLE

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

N11 + N13

EXP- Parcel + stock

AJ5856NP

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

DATE: AUG-27-1997
PAGE: A-200

RIGHT NUMBER: 65-21737

NAME & ADDRESS: JOSEPH JENNARO
JERALD JENNARO ✓
4092 GREENOAKS WAY
HAYWARD CA 94542

SOURCE: SQUAW CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.02 CFS

PRIORITY DATE: 04/01/1865

POINT OF DIVERSION: T10N R01E S23 NWSE ✓ Within GEM County
SWSE ✓

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER STOCKWATER, 35 HEAD BEE	01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within GEM County
T10N R01E S23 NWSE ✓ SWSE ✓

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP00542000

Verified by Paul Date 8-5-97
Verification Source City Dir. + 1-25-114P

RECEIVED

JAN 25 1995

WATER RESOURCES
WESTERN REGION

TELEPHONE
(208) 344-8535

FACSIMILE
(208) 344-8542

JAMES L. BERLIN
OF COUNSEL

T. H. EBERLE (1922-1977)

EBERLE, BERLIN, KADING, TURNBOW & MCKLVEEN,
CHARTERED

ATTORNEYS AND COUNSELORS AT LAW

CAPITOL PARK PLAZA

300 NORTH SIXTH STREET

POST OFFICE BOX 1368

BOISE, IDAHO 83701

STEPHEN A. BRADBURY

January 24, 1995

Lori Harris
State of Idaho - Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

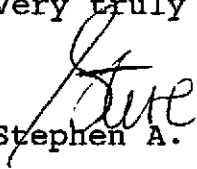
Re: Jennaro Water Rights

Dear Lori:

As you requested, enclosed please find a copy of a Special Power of Attorney executed by Jerald Jennaro permitting me to execute, on his behalf, "any and all notices, claims, applications and other required documents as may be necessary to preserve and make claim for any water rights appertaining to lands owned by [him] or in which [he] may have an interest."

I assume this satisfies your needs. If not, please feel free to call.

Very truly yours,


Stephen A. Bradbury

SAB:kla
Enclosure