



A5711557

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Claim No(s). 57-11557

Claim No(s). 57-11557

[illegible]

In Re SRBA)
)
Case No. 39576)
)

Water Right 57-11557

PAGE 1
Mar-12-2002

RULE 54(b) CERTIFICATE

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



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-11557

MAR 12 PM 2:39
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME AND ADDRESS: JOHN ROMERO
HC 88
BOX 1045
MURPHY, ID 83650

CATHERINE A ROMERO
HC 88 BOX 1045
MURPHY, ID 83650

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 18.12 CFS

PRIORITY DATE: 09/21/1911

POINT OF DIVERSION: T02S R04W S25 NESE Within Owyhee County
NENE
T03S R03W S06 LOT 03 (NENW)

TWO POINTS OF DIVERSION LOCATED IN T02S, R04W, S25, NESE.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	02-15 TO 07-15	18.12 CFS

PLACE OF USE:	Irrigation	Within Owyhee County
	T02S R03W S30 LOT 01 (NWNW) 5.0	LOT 02 (SWNW) 5.0
	LOT 03 (NWSW) 5.0	
	R04W S24 NESW 2.0	SESW 9.0
	NESE 14.0	NWSE 39.0
	SWSE 36.0	SESE 28.0
	S25 NENE 36.0	NWNE 35.0
	SWNE 17.0	SENE 39.0
	NESE 32.0	
	302.0 Acres Total	

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

THIS RIGHT SHALL NOT BE DELIVERED IF THE FLOW AT THE UPPER BASIN TOLLGATE WEIR (T03S, R04W, S24, SESW) IS AT OR LESS THAN 37 CFS, OR THE FLOW AT THE OUTLET WEIR (T02S, R04W, S12, NESE) IS AT OR LESS THAN 57 CFS.

THE USE OF WATER UNDER THIS RIGHT BEFORE MARCH 15 IS SUBORDINATE TO WATER RIGHTS 57-2325 AND 57-7040.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

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



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

SRBA

SUBCASE SUMMARY REPORT 57-11557

[Return to SRBA Home Page](#)

SRBA
01-30-2002

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 57-11557 FILE#: 00745
CLAIMANT: ROMERO, JOHN
 HC 88
 BOX 1045

MURPHY ID 83650

STATUS: UNOBJECTED TO W/R

WATER SOURCE: REYNOLDS CREEK, SNAKE RIVER

**** PARTIES INVOLVED ****

JOHN ROMERO

C PRO SE

**** ROA ENTRIES ****

02-16-1999	MOTION TO FILE LATE NOTICE OF CLAIM	MG	05-18-1999
02-16-1999	HEARING SET - MOTION FOR LATE CLAIM	HS	05-18-1999 0130
05-18-1999	ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM		
05-18-1999	LATE CLAIM FORWARDED TO IDWR; CASE DISPOSED		05-18-1999
05-18-1999	MONTHLY STATUS CONFERENCE	HH	05-18-1999 0130
05-18-1999	MINUTES		05-18-1999
03-05-2001	NOTICE OF FILING DIR'S RPTS FOR LATE CLAIMS FOR D&S & IRRIGATION & OTHER CLAIMS IN IDWR BASINS 32,34,35,36,37,51,57,61,71 & 72		
	OBJECTIONS DUE	5/4/2001 8B	05-04-2001 0500
	RESPONSES TO OBJECTIONS DUE	9/7/2001 RB	09-07-2001 0500
03-05-2001	DIRECTOR'S REPORT FOR LATE CLAIMS, DOMESTIC & STOCK AND IRRIGATION AND OTHER IN BASINS 32,34,35,36,37,51,57,61,71 & 72		
03-05-2001	HEARING UNCONTESTED CLAIMS IN DIR'S RPT FOR LATE CLAIMS BASINS 32-37,51,57,61,71 & 72	HV	11-14-2001 0130
05-15-2001	NOTICE RE DIRECTOR'S REPORT FOR LATE CLAIMS FILED 3/5/01 -- OBJECTION PERIOD EXTENDED TO JUNE 22, 2001		
	NO CHANGE TO RESPONSE DEADLINE		
11-14-2001	HEARING SET ON UNCONTESTED RIGHTS	HS	12-18-2001 0130

[Return to SRBA Home Page](#)

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

RIGHT NUMBER: 57-11557

NAME AND ADDRESS: CATHERINE A ROMERO
HC 88 BOX 1045
MURPHY ID 83650

JOHN P ROMERO
HC 88 BOX 1045
MURPHY ID 83650

SOURCE: REYNOLDS CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 18.120 CFS

PRIORITY DATE: 09/21/1911

POINT OF DIVERSION:

T02S R04W S25 NENE Within OWYHEE County
T02S R04W S25 NESE Within OWYHEE County
T03S R03W S6 NENW Lot 3 Within OWYHEE County
TWO POINTS OF DIVERSION LOCATED IN T02S, R04W, S25, NESE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	02/15 07/15	18.120 CFS

PLACE OF USE:

IRRIGATION Within OWYHEE County

T02S R03W S30 Lot 1 NWNW	5.0	T02S R03W S30 Lot 2 SWNW	5.0
T02S R03W S30 Lot 3 NWSW	5.0	T02S R04W S24 NESW	2.0
T02S R04W S24 SESW	9.0	T02S R04W S24 SESE	28.0
T02S R04W S24 NWSE	39.0	T02S R04W S24 SWSE	36.0
T02S R04W S24 NESE	14.0	T02S R04W S25 SENE	39.0
T02S R04W S25 NESE	32.0	T02S R04W S25 NWNE	35.0
T02S R04W S25 SWNE	17.0	T02S R04W S25 NENE	36.0

302 ACRES TOTAL

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

THIS RIGHT SHALL NOT BE DELIVERED IF THE FLOW AT THE UPPER BASIN TOLLGATE WEIR (T03S, R04W, S24, SESW) IS AT OR LESS THAN 37 CFS, OR THE FLOW AT THE OUTLET WEIR (T02S, R04W, S12, NESE) IS AT OR LESS THAN 57 CFS.

THE USE OF WATER UNDER THIS RIGHT BEFORE MARCH 15 IS SUBORDINATE TO WATER RIGHTS 57-2325 AND 57-7040.

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NO. 57-01080 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

RIGHT NOS. 57-00243, 57-01078 AND 57-01079 ARE ALSO DIVERTED THROUGH
POINT OF DIVERSION DESCRIBED ABOVE AS T02S, R04W, S25, NESE.

02/26/2001

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

RIGHT NUMBER: 57-11557

NAME AND ADDRESS: CATHERINE A ROMERO
JOHN P ROMERO
HC 88 BOX 1045
MURPHY, ID 83650

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 18.12 CFS

PRIORITY DATE: 09/21/1911

POINT OF DIVERSION:	T02S R04W S25	NENE	Within OWYHEE County
	T02S R04W S25	NESE	Within OWYHEE County
	T03S R03W S6 LOT 3	NENW	Within OWYHEE County

TWO POINTS OF DIVERSION LOCATED IN T02S, R04W, S25, NESE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	02-15 07-15	18.12 CFS

PLACE OF USE:

<u>IRRIGATION Within OWYHEE County</u>							
T02S R03W S30	LOT 1	NWNW	5	T02S R03W S30	LOT 2	SWNW	5
T02S R03W S30	LOT 3	NWSW	5	T02S R04W S24		NESW	2
T02S R04W S24		SESW	9	T02S R04W S24		SESE	28
T02S R04W S24		NWSE	39	T02S R04W S24		SWSE	36
T02S R04W S24		NESE	14	T02S R04W S25		SENE	39
T02S R04W S25		NESE	32	T02S R04W S25		NWNE	35
T02S R04W S25		SWNE	17	T02S R04W S25		NENE	36

302 ACRES TOTAL

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

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THE USE OF WATER UNDER THIS RIGHT BEFORE MARCH 15 IS SUBORDINATE TO WATER RIGHTS 57-2325 AND 57-7040.

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NO. 57-01080 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 57-00243, 57-01078 AND 57-01079 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE AS T02S, R04W, S25, NESE.

11/14/2000

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

RIGHT NUMBER: 57-11557

NAME AND ADDRESS: CATHERINE A ROMERO
JOHN P ROMERO
HC 88 BOX 1045
MURPHY, ID 83650

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 18.12 CFS

PRIORITY DATE: ~~02/25/1970~~ 9/21/1911

POINT OF DIVERSION:	T02S R04W S25	NENE	Within OWYHEE County
	T02S R04W S25	NESE	Within OWYHEE County
	T03S R03W S6 LOT 3	NENW	Within OWYHEE County

TWO POINTS OF DIVERSION LOCATED IN T02S, R04W, S25, NESE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	02-15 07-15	18.12 CFS

PLACE OF USE:

<u>IRRIGATION Within OWYHEE County</u>							
T02S R03W S30	LOT 1	NWNW	5	T02S R03W S30	LOT 2	SWNW	5
T02S R03W S30	LOT 3	NWSW	5	T02S R04W S24		NESW	2
T02S R04W S24		SESW	9	T02S R04W S24		SESE	28
T02S R04W S24		NWSE	39	T02S R04W S24		SWSE	36
T02S R04W S24		NESE	14	T02S R04W S25		SENE	39
T02S R04W S25		NESE	32	T02S R04W S25		NWNE	35
T02S R04W S25		SWNE	17	T02S R04W S25		NENE	36

302 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.

THIS RIGHT SHALL NOT BE DELIVERED IF THE FLOW AT THE
UPPER BASIN TOLLGATE WEIR (T03S, R04W, S24, SESW) IS AT OR LESS

Add subordination language

THAN 37 CFS, OR THE FLOW AT THE OUTLET WEIR (T02S, R04W, S12, NESE) IS AT OR LESS THAN 57 CFS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NO. 57-01080 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 57-00243, 57-01078 AND 57-01079 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE AS T02S, R04W, S25, NESE.

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: **A57-11557**
Date Received: 5/20/1999
Receipt No: C045497
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: CATHERINE A ROMERO 208-495-2382
Address: HC 88 BOX 1045
MURPHY ID 83650
AND/OR
Name: JOHN P ROMERO 208-495-2382
Address: HC 88 BOX 1045
MURPHY ID 83650

2. Date of Priority: SEP 21, 1911

3. Source: REYNOLDS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	04W	25	NE	NE	NE		OWYHEE
			NE	SE	SE		OWYHEE
03S	03W	6	NE	NW	NW	3	OWYHEE

5. Description of diverting works:
HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	02/01	07/15	18.120		1057.00

7. Total Quantity Appropriated is:
18.120 C.F.S. (and/or) 1057.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
02S	03W	30	NW	NW	1	IRR	5.0	
			SW	NW	2	IRR	5.0	
			NW	SW	3	IRR	5.0	
		Section Acres						15.0
		04W	24	NE	SW		IRR	2.0
				SE	SW		IRR	9.0
				NE	SE		IRR	14.0
				NW	SE		IRR	39.0
				SW	SE		IRR	36.0
	SE			SE		IRR	28.0	
	Section Acres						128.0	
	25	NE	NE		IRR	36.0		
		NW	NE		IRR	35.0		
		SW	NE		IRR	17.0		
		SE	NE		IRR	39.0		
NE		SE		IRR	32.0			
Section Acres						159.0		
Total Acres						302.0		

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

57-00259/01080/01084/01079/01078

14. Remarks:

2 POINTS OF DIVERSION IN T02S, R04W, S25, NESE.
 THIS WATER RIGHT IS BASED UPON THE HISTORICAL DIVERSION AND USE
 OF THE HIGH FLOWS THAT NORMALLY OCCUR BRIEFLY IN THE UPPER
 REYNOLDS CREEK BASIN. USE OF THIS RIGHT MAY OCCUR PRIOR TO THE
 BEGINNING OF THE NORMAL IRRIGATION SEASON SINCE THE WATER USER
 MUST TAKE AVANTAGE OF THE HIGH FLOWS AS THEY OCCUR. THIS RIGHT
 IS FOR THE DIVERSION AND USE OF UP TO 3.5 ACRE FEET PER ACRE
 ANNUALLY.
 AFFIDAVIT OF HENRY BRANDAU ATTACHED TO CLAIM.
 LETTER FROM RICHARD BRANDAU ATTACHED TO CLAIM.

15. Basis of Claim: BENEFICIAL USE

Revised
5/26/00
Der (See letter)

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: **A57-11557**
Date Received: 5/20/1999
Receipt No: C045497
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CATHERINE A ROMERO
Address: HC 88 BOX 1045
MURPHY ID

208-495-2382

83650

AND/OR

Name: JOHN P ROMERO
Address: HC 88 BOX 1045
MURPHY ID

208-495-2382

83650

2. Date of Priority: SEP 21, 1911

3. Source: REYNOLDS CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	04W	25	NE	NE	NE		OWYHEE
			NE	SE	SE		OWYHEE
03S	03W	6	NE	NW	NW	3	OWYHEE

5. Description of diverting works:
HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	02/01	07/15	18.120		1057.00

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

1057.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

DO NOT FILM

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
02S	03W	30	NW	NW	1	IRR	5.0	
			SW	NW	2	IRR	5.0	
			NW	SW	3	IRR	5.0	
		Section Acres						15.0
		04W	24	NE	SW		IRR	2.0
				SE	SW		IRR	9.0
	SE			SE		IRR	28.0	
	Section Acres						39.0	
	25	NE	NE		IRR	36.0		
		SE	NE		IRR	39.0		
		NE	SE		IRR	32.0		
	Section Acres						107.0	
Total Acres						161.0		

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

57-00259/01080/01084/01079/01078

14. Remarks:

2 POINTS OF DIVERSION IN T02S, R04W, S25, NESE.
 THIS WATER RIGHT IS BASED UPON THE HISTORICAL DIVERSION AND USE
 OF THE HIGH FLOWS THAT NORMALLY OCCUR BRIEFLY IN THE UPPER
 REYNOLDS CREEK BASIN. USE OF THIS RIGHT MAY OCCUR PRIOR TO THE
 BEGINNING OF THE NORMAL IRRIGATION SEASON SINCE THE WATER USER
 MUST TAKE AVANTAGE OF THE HIGH FLOWS AS THEY OCCUR. THIS RIGHT
 IS FOR THE DIVERSION AND USE OF UP TO 3.5 ACRE FEET PER ACRE
 ANNUALLY.
 AFFIDAVIT OF HENRY BRANDAU ATTACHED TO CLAIM.
 LETTER FROM RICHARD BRANDAU ATTACHED TO CLAIM.

15. Basis of Claim: BENEFICIAL USE

DO NOT FILM

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 457-11557Date Received 5/20/99Receipt Number 0045497 *df*

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) John P. and/or Catherine A. Romero Phone (208) 495-2382Mailing Address HC 88, Box 1045, Murphy, Idaho Zip 836502. Date of Priority (Only one (1) per claim) 9/21/19113. Source of water supply (a) Reynolds Creek
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 2S Range 4W Section 25,
_____ 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of OwyheeAdditional points of diversion if any: T2S, R4W, 25 NESE (2); T3S, R3W, 6 NENW (1ot 3)b. If instream flow, beginning point of claimed instream flow is: N/A

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 is diverted from Reynolds Creek
through commonly owned ditches to the place of use. Water is distributed to the
irrigated lands through open ditches and pipelines.

6. Water is claimed for the following ☐ purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 2/1 to 7/15 amount 18.12 or 1057

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 18.12 (cfs) and/or (b) 1057 (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater; Type and number of livestock Etc.) N/A

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other 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
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2S	3W	30						5	5			5			10				15
2S	4W	24									2			9	14	39	36	28	128
2S	4W	25	36	35	17	39									32				159

Total number of acres irrigated 302

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

12. Do you own the property listed above as place of use? Yes XXX 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.
57-00259; 01080; 01084; 01079; 01078 or None ()

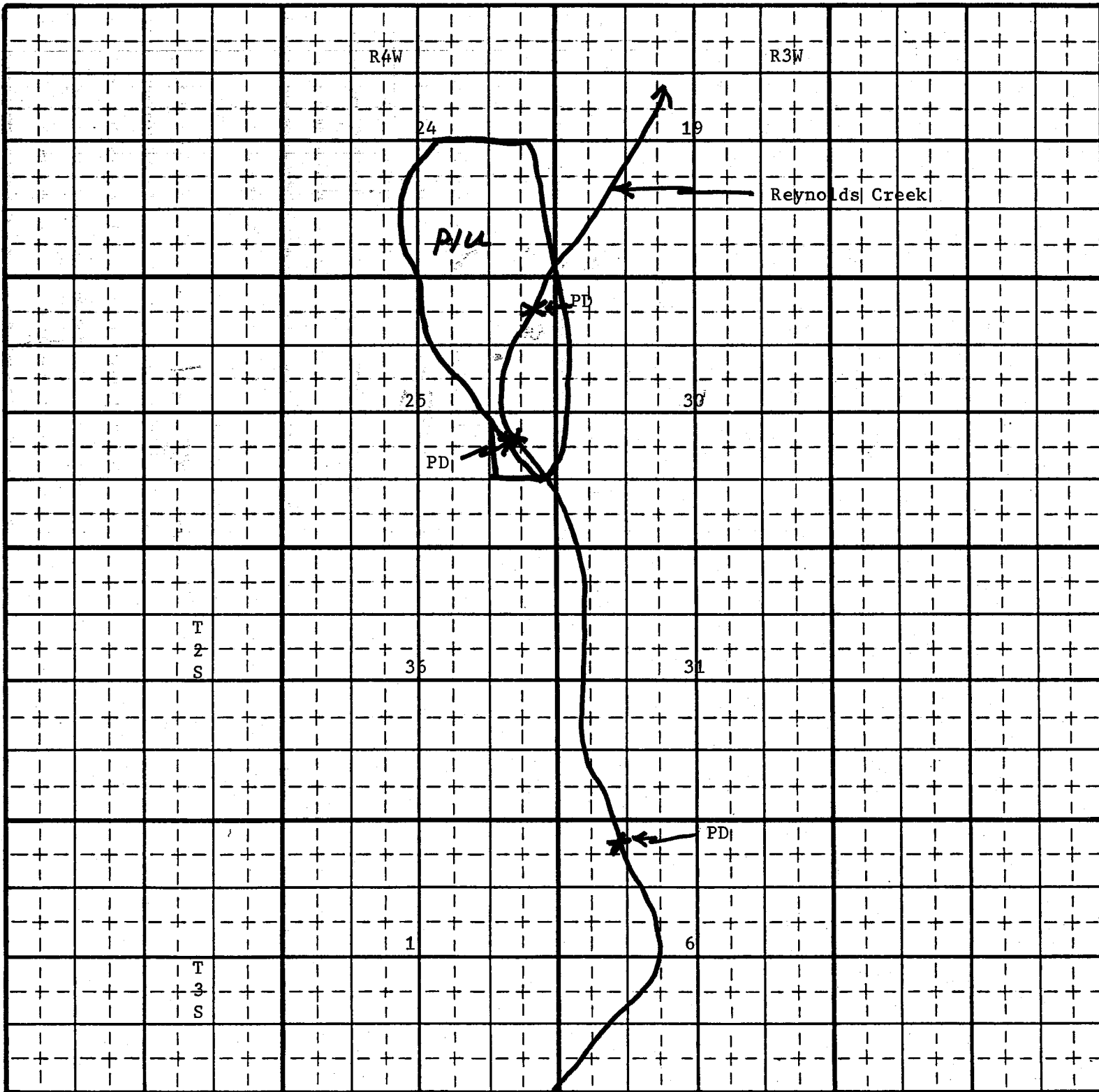
14. Remarks:
This water right is based upon the historical diversion and use of the high flows that normally occur briefly in the upper Reynolds Creek basin. Use of this right may occur prior to the beginning of the normal irrigation season since the water user must take advantage of the high flows as they occur. This right is for the diversion and use of up to 3.5 acre feet per acre annually.

Last Name Romero Ident No. A57-11557

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the p

Scale: 2 inches equals 1 mile



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

If applicable provide IDWR Water Right Number _____
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 _____

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

Signature of Claimant (s) John Romero Date 2-5-99

Date _____

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

Title
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 _____

Title and Organization _____ Date _____

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

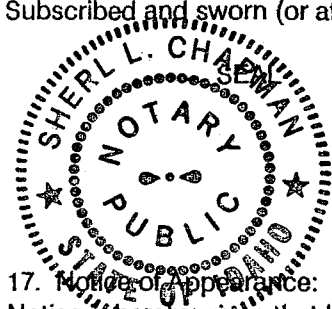
Subscribed and sworn (or affirmed) before me this 5 day of February 19 99

Notary Public Sheri L. Chapman

Residing at Meridian Idaho

My Commission Expires 6-14-2000

Please Print Name Sheri L. Chapman



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 Romero Ident. Number A57-11557

Copies White-State, Yellow-Claimant

AFFIDAVIT
HENRY BRANDAU

I, Henry Brandau, of HC 79, Box 66, Melba, Idaho have lived in the Reynold's Basin since 1914. My father George Brandau purchased the property in 1907. I have farmed and ranched in the basin all of my life and was Watermaster in 1935 and 36 in the basin. My personal experience has been that the "excess water" in the basin has been used on cropland on or before February 1st as long as the ground was not frozen. During drought years water was occasionally generally available but in average to good water years significant flow was diverted onto cropland in an effort to stimulate growth and prolong the flow of Reynold's Creek later in the year. Use of the excess water often extended into July as long as water was available and the creek was not put on regulation.

Signed: Henry Brandau
Henry Brandau

Date: 1-4-99

Subscribed and sworn before me on this 4th day of January,
19 99.



Angie Plunk
(Signature of Notary Public)

My commission expires: 01-16-06

December 10, 1998
Route #1 Box 1117A
No. Hogg Rd.
Homedale, Id. 83628

Dear Sirs:

My Name is Richard Bass, My address is Rt#1 Box 1117, No. Hogg Rd. Homedale Id. 83628. I am 65 years old and worked and lived on Reynolds Creek for 52 years prior to selling my ranch in June of 1998 to John and Cathy Romero. Prior to owning my ranch I worked for my Father, Jonas Bass, and Uncle George Bass. In 1962 I purchased my Uncle's ranch on Whiskey Hill road and in 1982 we purchased the home ranch from my Mother Launa Bass..

My father Jonas Bass, and my Uncle, always started irrigating in February and my normal practice in irrigation for these ranches was to start running water as soon as the ice went out of Reynolds Creek and Bavington Creek. This usually was the first week in February, I did this practice to take advantage of the early spring run off. In one drought period lasting 5 years I started running water in Mid December.

If I can be of further assistance please call 208-337-6085.

Richard Bass





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 26, 2000

Mr. Sherl Chapman
410 S. Orchard
Boise, ID 83705

RE: Notice of Claim to a Water Right No. A57-11557

Dear Sherl:

In response to your call earlier this week we reviewed the land list for the above-referenced Claim to a Water Right. We found that the land list on the electronic version of the claim was incomplete.

Please find enclosed a revised copy of the electronic version of the claim, which has been printed from the updated database. Please advise if you have any concerns about this revision.

Thanks for reporting this error to our office. We do plan to issue Director's Reports for this claim and the other claims to additional flows in Reynolds Creek during August of 2000.

Sincerely,

David R. Tuthill, Jr., P.E.
Chief, Adjudication Bureau

Enclosure: Copy of Claim A57-11557
Copy of electronic version of Claim A57-11557



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

May 25, 1999

KARL J. DREHER
DIRECTOR

JOHN P AND CATHERINE A ROMERO
HC 88 BOX 1045
MURPHY ID 83650

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim #A57-11557 & A57-11558

Dear Claimants:

Your Notices of Claim to a Water Right for your property in Owyhee County were received from the SRBA Court recently. I have enclosed computer-generated copies of your claims for your records. I have also enclosed your receipt #C045497 and C045498 for the fees paid.

Your Notices of Claim will be investigated and reported to the Court in a future supplemental Director's Report. Please contact me at 208/327-7932 if you have any questions.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:ss:region
Enclosures:

Computer-generated Notice of Claim Referenced Above
Receipt #C045497 and C045498
How You Will Receive Notice

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO

RECEIVED

MAY 20 1999

Department of Water Resources



(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

May 19, 1999

Dave Tuthill
Chief, Adjudication Bureau
Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720-0098

Re: Orders Granting Motions to File Late Notice of Claim

Dear Dave,

Enclosed are the Orders Granting Motions to File Late Notices of Claim with accompanying Notices of Claim and filing fees for the following:

SUBCASE(S)	CLAIMANT(S):	CHECK #	AMOUNT(\$)
34-00176A, 34-00807B	Clark & Diane Parker	0942	204.00 * ✓
57-11557	John Romero	5263	100.00 ✓
57-11558	John Romero	5264	100.00 ✓
57-11559	Jerry Hoagland	5489	100.00 ✓
57-11560	Seven High Ranch	5488	109.00 ✓
57-11561	Seven High Ranch	5491	100.00 ✓
57-11562	Seven High Ranch	5490	100.00 ✓
57-11563	Elias Jaca	6081	100.00 ✓
57-11564	Tom Hook	4452	100.00 ✓
57-11565	Tom Hook	**	
72-02069N	James & Rene Mabe	3716 (Lynda Hoggan)	106.00 ✓
72-02069P	Robert Webster	0346	102.00 ✓

May 19, 1999
Letter to Dave Tuthill (late claims)

- * The SF4s for both 34-00176A and 34-00807B appear to require \$204.00 for **each** claim, however, only one check is attached.
- ** The SF4s for both 57-11564 and 57-11565 appear to require \$100.00 for **each** claim, however, only one check is attached.

Please contact me with any questions you may have.

Sincerely,



Ami Alberdi
Deputy Clerk of the Court
Snake River Basin Adjudication

Enclosures

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Romero, John P./Catherine A. CLAIM IDENT. NO. 457-11557DATE RECEIVED 5-20-99 CK # 0045497 AMOUNT \$ 100.00

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 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. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | |
| Is the consumptive use correct? | ☒ | ☐ | |
| 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. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 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.) | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by: P. Sherman Date: 5-20-99Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: P. Shuff Date: 5-20-1999
 Claim data entered by: P. Shuff Date: 5-20-1999 Checked by: ps Date: 5-25-99
 Sent to claimant by: P. Shuff Date: 5-20-1999

Comments: Adm note fee = \$302.00 sent cys of claim wher'ts.

-P

RECEIVED

MAY 20 1999

Department of Water Resources

1999 MAY 18 PM 2:07

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

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

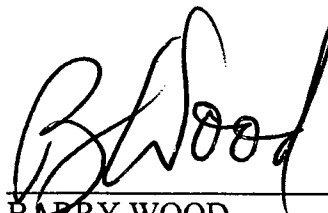
Subcase No. 57-11557

ORDER GRANTING MOTION
TO FILE LATE NOTICE OF CLAIM

On February 16, 1999, a Motion to File Late Notice of Claim was filed by
John Romero. All procedural requirements under *Administrative*
Order 1 were complied with in filing this *Late Notice of Claim*. No valid objections were made
to this *Late Notice of Claim*. The Motion is GRANTED.

IT IS SO ORDERED.

DATED MAY 18, 1999



BARRY WOOD
Administrative District Judge
Interim Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that true and correct copies of the **ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM** were mailed on May 18, 1999, with sufficient, first-class postage to the following:

IDWR Document Depository
PO Box 83720
Boise, ID 83720

NOTICE OF CLAIM FORWARDED

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Dept of Justice
Environment & Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

John Romero
HC 88, Box 1045
Murphy, ID 83650


Deputy Clerk

Claim No(s). A57-11550

Claim No(s). A57-11550

[illegible]