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JUN 30 2006

DEPARTMENT OF
WATER RESOURCES

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)

A. Subcase 74-01030
(Insert water right number)

Case No. 39576)

**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 Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

Name: Royden O. and Mina R. Capps

Address: Box 45; Lemhi, Idaho 83465

Name:

Address: ;

Name:

Address: ;

Name:

Address: ;

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

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: See attached.

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The United States of America, through the Bureau of Land Management, is the owner of the land upon which a portion of the use is claimed. The claimant's use of Federal land is unauthorized. Claimant's water right should not include Federal land. The description should be specific enough to exclude Federal land.

F.

VERIFICATION (Must be Completed)

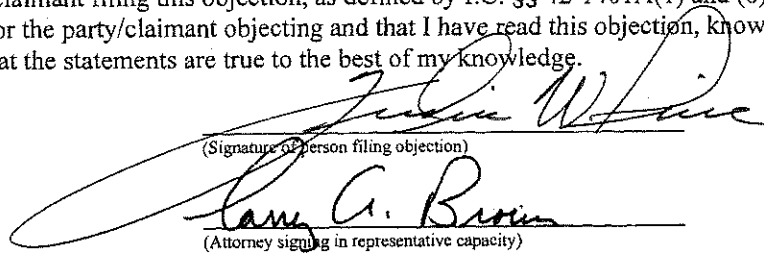
State of Idaho)

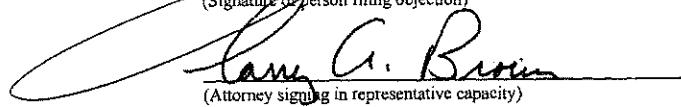
) ss.

County of ADA)

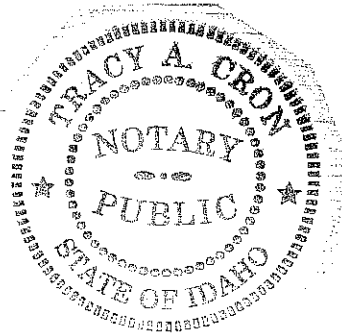
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

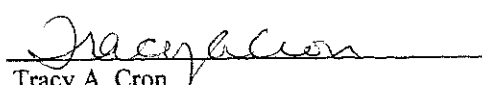
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 28, 2006




Tracy A. Cron

Notary Public for State of Idaho

Residing at: Meridian, Idaho

My Commission Expires: 08-22-2009

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 6-28, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

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: Royden O. and Mina R. Capps

Address: Box 45; Lemhi, Idaho 83465

Name:

Address: ;

Name:

Address: ;

Name:

Address: ;

3. Copies to:

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

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Signature of Objector or attorney mailing on Objector's behalf

01/19/2006

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

RIGHT NUMBER: 74-1030
NAME AND ADDRESS: MINA R CAPPS
BOX 45
LEMHI ID 83465
ROYDEN C CAPPS
BOX 45
LEMHI ID 83465

Mixed POU's & POU on BLM:

- Portions of the places of use described below contains public land that the claimant is not authorized to farm.
- The places of use described below contains both private and public lands.
- Clarify such that it is clear only private land is intended.

SOURCE: BASIN CREEK TRIBUTARY: HAYDEN CREEK
QUANTITY: 0.740 CFS
PRIORITY DATE: 04/01/1935
POINT OF DIVERSION: T17N R23E S4 SENE Within LEMHI County
PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	0.740 CFS
PLACE OF USE:	IRRIGATION Within LEMHI County		
BLM	T17N R23E S02 Lot 1 NENE	2.80	T17N R23E S02 Lot 2 NWNE 7.20
Mixed	T17N R23E S02 SWNE	7.00	T17N R23E S02 Lot 3 NENW 7.10
Mixed	T17N R23E S02 SENW	0.50	
24.6 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: BASIS OF CLAIM - Decreed

BLM

LEMHI COUNTY 059
SALMON DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT

INDEX TO SEGREGATED TRACTS					
MEASURED TRACT NO	Y	R	SEC	ORIGINAL SURVEY	SUBDIVISION

Completed 9/6/05 114 46 1561/12/14 600 10 133 3056 1 1561/12/14 600 10 133 3056 1

101 32512 PX 19105 37 27 15 2001

Sec 12: 1438

10

[illegible]

Figure 1 is a schematic representation of the experimental design. It shows a sequence of events: a 10-minute rest period, followed by a 10-minute rest period, then a 10-minute rest period, and finally a 10-minute rest period. The sequence is labeled with '10 min' and '10 min'.

Figure 1 is a line graph showing the time course of the effect of 100 mg/kg of diazepam on the plasma concentration of diazepam in rats. The y-axis is labeled 'Plasma concentration of diazepam (mg/ml)' and ranges from 0 to 1.0. The x-axis is labeled 'Time (h)' and ranges from 0 to 12. There are two data series: a solid line with open circles representing the control group and a dashed line with open circles representing the group treated with diazepam. The control group shows a steady increase in plasma concentration over time, reaching approximately 0.8 mg/ml at 12 hours. The diazepam-treated group shows a much lower plasma concentration, remaining below 0.2 mg/ml throughout the 12-hour period.

[illegible]

Figure 1. The structure of the proposed model. The model is divided into three main parts: the input layer, the hidden layer, and the output layer. The input layer consists of 10 nodes, the hidden layer consists of 10 nodes, and the output layer consists of 10 nodes. The model is trained using a genetic algorithm (GA) to optimize the weights and biases of the network. The GA is applied to the hidden layer weights and biases, while the input and output layer weights and biases are fixed. The model is evaluated using a fitness function that measures the accuracy of the network. The GA iterates until the fitness function reaches a maximum value, indicating that the model has been optimized.

Figure 1. Schematic representation of the experimental design. The figure shows a timeline of the study. The timeline starts with a baseline period (BL) and is divided into three main phases: Pre-Test, Test, and Post-Test. The Pre-Test phase includes a familiarization session (FAM) and a pre-test session (PRE). The Test phase includes a test session (TEST) and a post-test session (POST). The Post-Test phase includes a post-test session (POST) and a follow-up session (FOLLOW-UP). The timeline also indicates the duration of each session and the overall duration of the study.

[illegible]

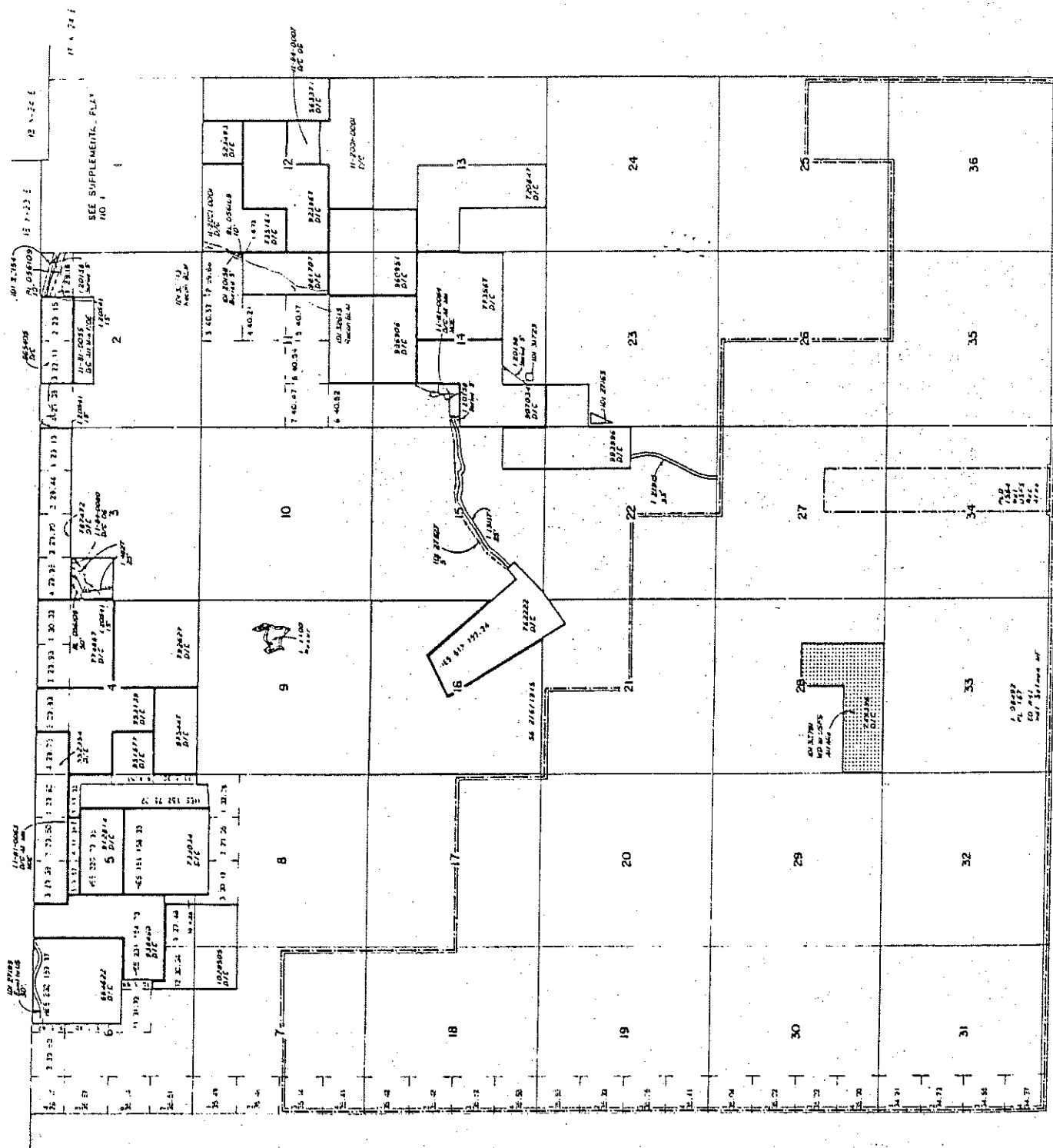
Figure 1. Schematic representation of the experimental design. The subjects were divided into two groups: the control group (n = 10) and the intervention group (n = 10). The control group received a standard diet and no intervention. The intervention group received a standard diet and a 12-week intervention. The intervention group was further divided into two subgroups: the intervention group with a 12-week intervention (n = 5) and the intervention group with a 12-week intervention and a 12-week follow-up (n = 5). The intervention group with a 12-week intervention and a 12-week follow-up was further divided into two subgroups: the intervention group with a 12-week intervention and a 12-week follow-up (n = 5) and the intervention group with a 12-week intervention and a 12-week follow-up (n = 5). The intervention group with a 12-week intervention and a 12-week follow-up was further divided into two subgroups: the intervention group with a 12-week intervention and a 12-week follow-up (n = 5) and the intervention group with a 12-week intervention and a 12-week follow-up (n = 5).

FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF

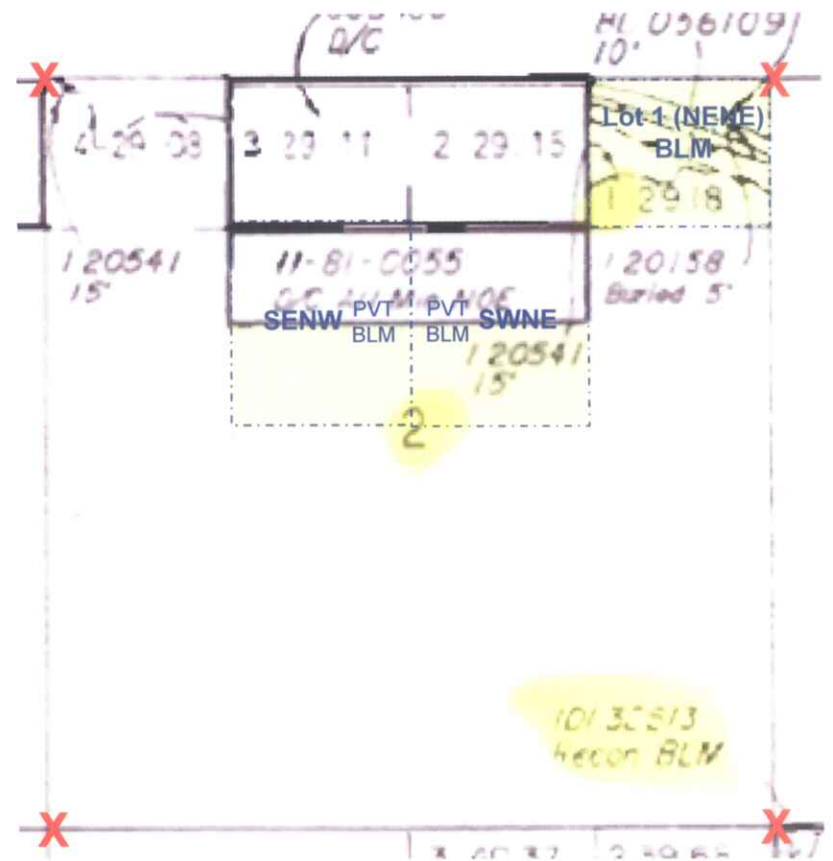
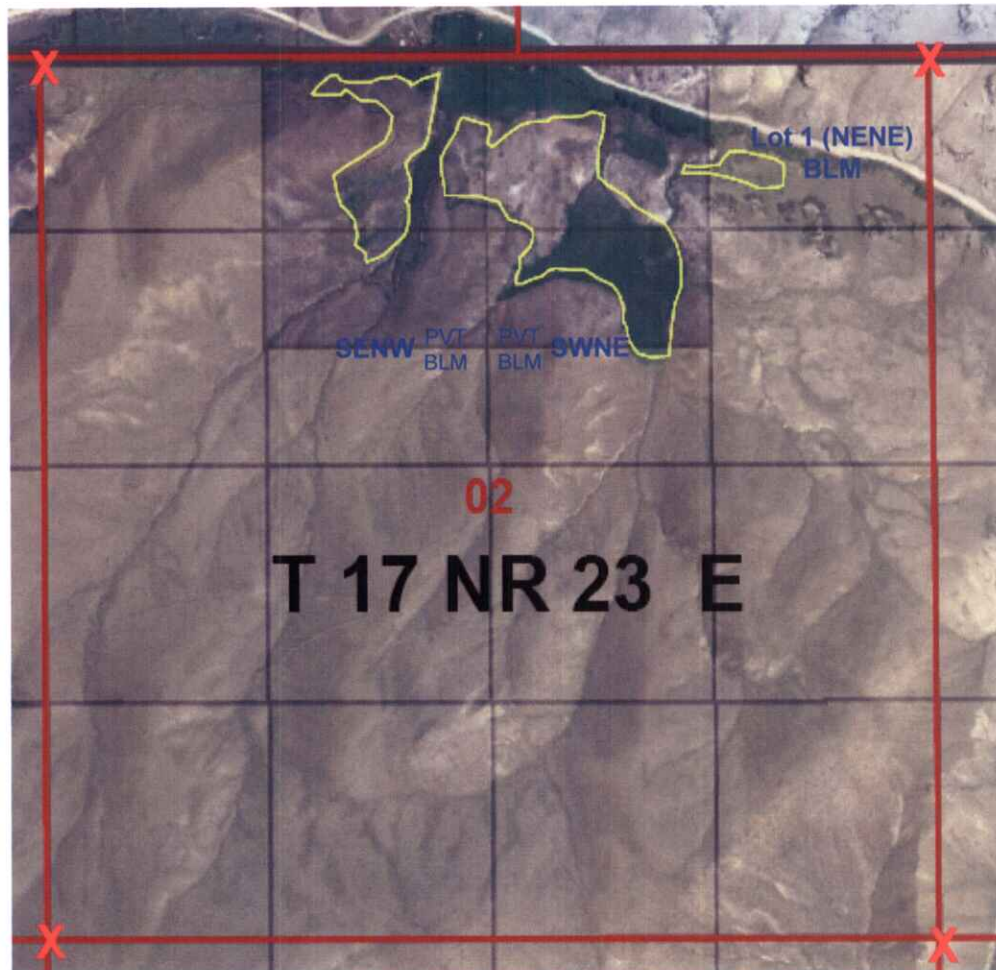
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MAR 10 2 30 PM '61
COMMUNICATIONS SECTION
U.S. AIR FORCE
OFFICE OF THE SECRETARY
WASHINGTON, D.C. 20330

USE PLAYS.



74-01030



1. Claimant is not authorized to farm public land. Remove S02 Lot 1 (NENE) from the recommendation and adjust shapefile accordingly.

2. Since S02 SWNE and SENW contain both private and public lands, please insert the following language under place of use to clarify these POUs such that only private land is intended:

“Place of use does not include federal public land.”