

RECEIVED
OCT 18 2007
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)

Case No. 39576)

A. Subcase 75-14029
(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 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: Lloyd A. & Sheryl L. Tutor
Address: 309 Granite St.; Salmon, Idaho 83467

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 legal description for the place of use element may include Federal land. The description should be specific enough to exclude Federal land.

F.

VERIFICATION (Must be Completed)

State of Idaho

)

) ss.

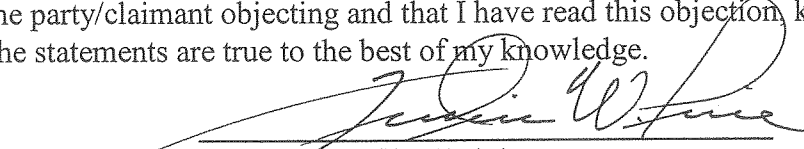
County of ADA

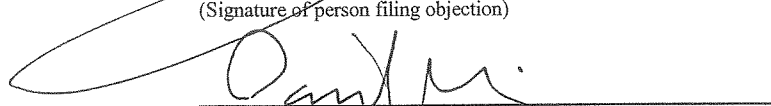
)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:

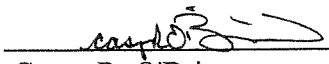
(Name of person filing objection)

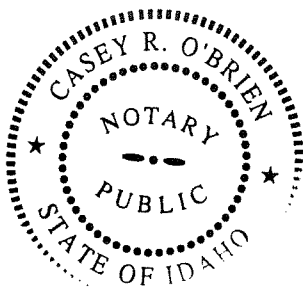
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on: October 15, 2009


Casey R. O'Brien



Notary Public for State of Idaho

Residing at: Nampa, ID.

My Commission Expires: 10-31-2009

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 Oct. 16, ²⁰⁰⁷~~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: Lloyd A. & Sheryl L. Tutor
Address: 309 Granite St.; Salmon, Idaho 83467

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

01/08/2007

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

RIGHT NUMBER: 75-14029
NAME AND ADDRESS: LLOYD A TUTOR
309 GRANITE ST
SALMON ID 83467
SHERYL L TUTOR
309 GRANITE ST
SALMON ID 83467

Mixed POU:

-The place of use contains both private and public land.
-Please clarify such that only private land is intended by
inserting the following language under place of use:

"Place of use does not include federal public lands."

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.038 CFS
PRIORITY DATE: 04/01/1915
POINT OF
DIVERSION: T23N R22E S35 NENE Within LEMHI County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.038 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T22N R22E S03 Lot 1 NENE 0.50	T22N R22E S03 Lot 2 NWNE	1.40
Mixed	T23N R22E S34 SWSE 0.50	T23N R22E S34 SESE	0.50
	2.9 ACRES TOTAL		

Right Nos. 75-14023 and 75-14029 are limited to the irrigation of a combined total of 2.9 acres in a single irrigation season.

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 - Beneficial Use

SAVILE DISTRICT SEC 1

STATUS OF FEDERAL GOVERNMENT
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

REPORT	TRACING NO.	SEC.	SUBDIVISION
INDEX TO SEGREGATED TRACTS			
STANDARD POWER			

INDEX TO SEGREGATED TRACTS
ORIGINAL NUMBER
SUBDIVISION

18-10-00 00000000 00 118 76000000 00000000
00000000 00000000 00000000 00000000

[illegible]

54C18 167
54D07A 4000 S
54C18 1019 4.6

[illegible]

Survey Pending Group No. 1172
Parial Tp.

[illegible]

$\frac{d}{dt} \left(\frac{\partial L}{\partial \dot{x}} \right) = \frac{\partial L}{\partial x}$

[illegible]

Variable	Mean	SD	Min	Max	Skewness	Kurtosis	Shapiro-Wilk	Normality
Age	38.5	12.5	25	65	0.1	3.2	0.98	Normal
Gender	1.2	0.4	1	2	0.1	3.2	0.98	Normal
Marital Status	1.5	0.5	1	3	0.1	3.2	0.98	Normal
Education	12.5	2.5	9	16	0.1	3.2	0.98	Normal
Income	3500	1500	1000	8000	0.1	3.2	0.98	Normal
Occupation	1.5	0.5	1	3	0.1	3.2	0.98	Normal
Health	1.5	0.5	1	3	0.1	3.2	0.98	Normal
Stress	1.5	0.5	1	3	0.1	3.2	0.98	Normal
Depression	1.5	0.5	1	3	0.1	3.2	0.98	Normal
Life Satisfaction	3.5	1.5	1	7	0.1	3.2	0.98	Normal

Variable	Mean	Standard deviation	Minimum	Maximum	Skewness	Kurtosis	Jarque-Bera	Probability > chi-square (df=2)
Age	34.5	10.5	20	55	-0.1	3.2	0.95	0.61
Gender	0.5	0.5	0	1	0.0	3.0	0.98	0.60
Marital status	0.7	0.4	0	1	0.0	3.0	0.98	0.60
Education	12.5	1.5	10	16	-0.2	3.1	0.96	0.62
Income	15.0	5.0	10	30	-0.1	3.2	0.95	0.61
Occupation	1.5	1.0	1	5	0.0	3.0	0.98	0.60
Religion	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Political party	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Family size	3.0	1.0	1	5	-0.1	3.2	0.95	0.61
Home ownership	0.7	0.4	0	1	0.0	3.0	0.98	0.60
Auto ownership	0.6	0.5	0	1	0.0	3.0	0.98	0.60
Life satisfaction	4.0	1.0	1	5	-0.1	3.2	0.95	0.61
Life expectancy	75.0	5.0	60	90	-0.1	3.2	0.95	0.61
Health expenditure	10.0	5.0	5	20	-0.1	3.2	0.95	0.61
Health insurance	0.8	0.4	0	1	0.0	3.0	0.98	0.60
Health status	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care access	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care quality	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care cost	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care satisfaction	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care utilization	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care access barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care quality barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care cost barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care satisfaction barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care utilization barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care access barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care quality barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care cost barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care satisfaction barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care utilization barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care access barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care quality barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care cost barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care satisfaction barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care utilization barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care access barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care quality barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care cost barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care satisfaction barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care utilization barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care access barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care quality barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care cost barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care satisfaction barrier	1.0	1.0	1	5	0.0	3.0	0.98	0.60
Health care utilization barrier	1.0							

[illegible][illegible]

Variable	Mean	SD	Min	Max	Skewness	Kurtosis	Normality
Age	35.5	10.5	20	65	-0.5	3.0	0.95
Gender	1.5	0.5	1	2	0.0	3.0	0.95
Marital Status	1.5	0.5	1	2	0.0	3.0	0.95
Education	12.5	1.5	10	15	-0.5	3.0	0.95
Income	1500	500	500	3000	0.5	3.0	0.95
Occupation	1.5	0.5	1	2	0.0	3.0	0.95
Health Status	1.5	0.5	1	2	0.0	3.0	0.95
Stress Level	2.5	1.0	1	4	0.5	3.0	0.95
Life Satisfaction	3.5	1.0	1	5	-0.5	3.0	0.95
Resilience	3.0	1.0	1	5	-0.5	3.0	0.95
Emotional Stability	3.0	1.0	1	5	-0.5	3.0	0.95
Physical Health	3.0	1.0	1	5	-0.5	3.0	0.95
Mental Health	3.0	1.0	1	5	-0.5	3.0	0.95
Social Support	3.0	1.0	1	5	-0.5	3.0	0.95
Life Events	2.0	1.0	1	4	0.0	3.0	0.95
Life Satisfaction	3.5	1.0	1	5	-0.5	3.0	0.95
Resilience	3.0	1.0	1	5	-0.5	3.0	0.95
Emotional Stability	3.0	1.0	1	5	-0.5	3.0	0.95
Physical Health	3.0	1.0	1	5	-0.5	3.0	0.95
Mental Health	3.0	1.0	1	5	-0.5	3.0	0.95
Social Support	3.0	1.0	1	5	-0.5	3.0	0.95
Life Events	2.0	1.0	1	4	0.0	3.0	0.95

[illegible][illegible]

Parameter	0.0	0.25	0.50	0.75	1.00	1.25	1.50	1.75	2.00
α	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
β	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
γ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
δ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
ϵ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
ζ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
η	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
θ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
ι	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
κ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
λ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
μ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
ν	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
ξ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
$\omicron$	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
π	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
ρ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
σ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
τ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
υ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
ϕ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
χ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
ψ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
ω	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
φ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
η	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
θ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
ι	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
κ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
λ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
μ	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
ν	0.0000	0.0000	0.0000	0.0000	0				

[illegible]

Year	Number of cases	Number of deaths	Number of cases per 100,000 population	Number of deaths per 100,000 population
1990	1,000	100	10.0	1.0
1991	1,100	110	11.0	1.1
1992	1,200	120	12.0	1.2
1993	1,300	130	13.0	1.3
1994	1,400	140	14.0	1.4
1995	1,500	150	15.0	1.5
1996	1,600	160	16.0	1.6
1997	1,700	170	17.0	1.7
1998	1,800	180	18.0	1.8
1999	1,900	190	19.0	1.9
2000	2,000	200	20.0	2.0
2001	2,100	210	21.0	2.1
2002	2,200	220	22.0	2.2
2003	2,300	230	23.0	2.3
2004	2,400	240	24.0	2.4
2005	2,500	250	25.0	2.5
2006	2,600	260	26.0	2.6
2007	2,700	270	27.0	2.7
2008	2,800	280	28.0	2.8
2009	2,900	290	29.0	2.9
2010	3,000	300	30.0	3.0
2011	3,100	310	31.0	3.1
2012	3,200	320	32.0	3.2
2013	3,300	330	33.0	3.3
2014	3,400	340	34.0	3.4
2015	3,500	350	35.0	3.5
2016	3,600	360	36.0	3.6
2017	3,700	370	37.0	3.7
2018	3,800	380	38.0	3.8
2019	3,900	390	39.0	3.9
2020	4,000	400	40.0	4.0

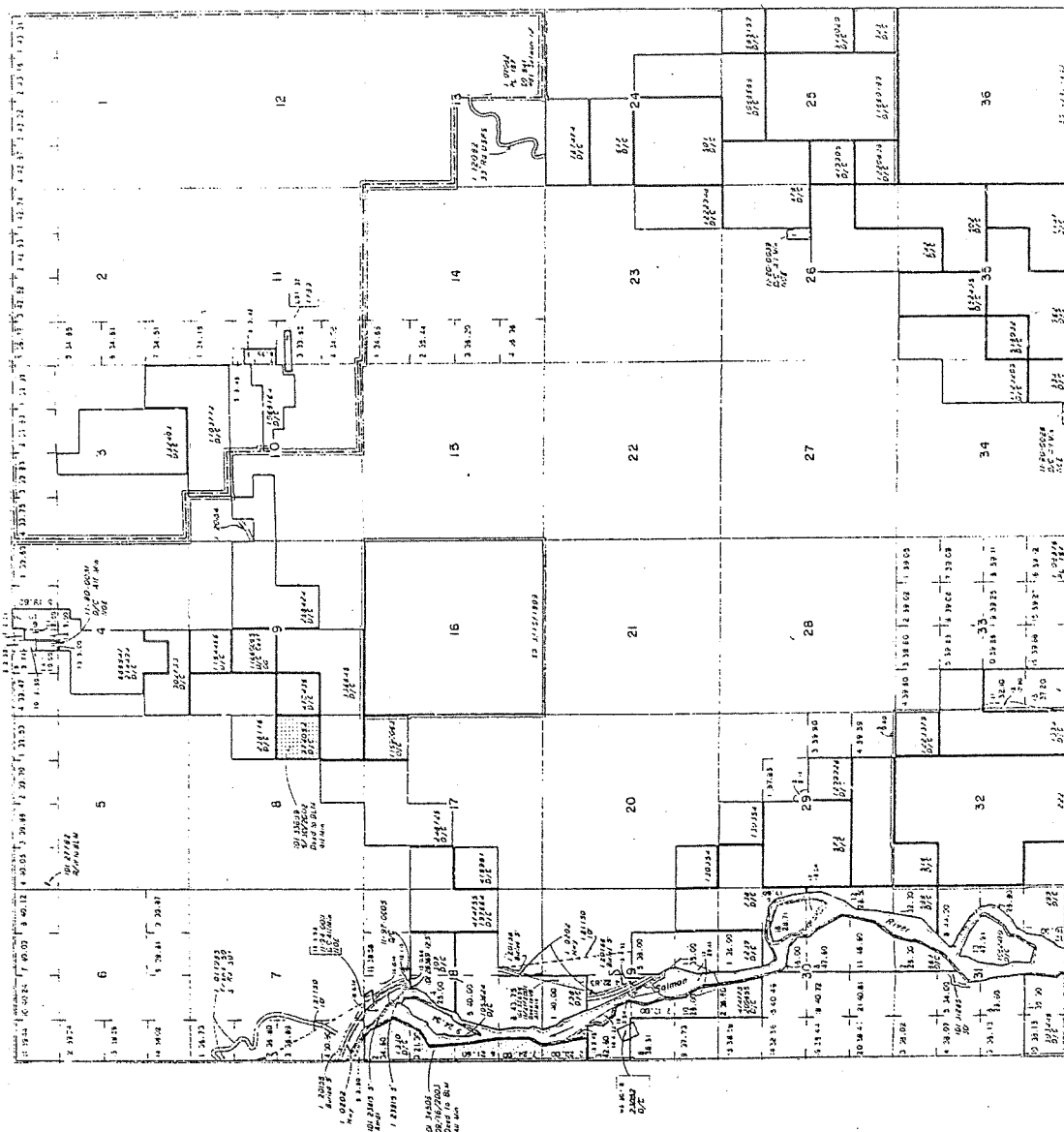
1. The first part of the paper is devoted to the study of the properties of the function $f(x)$ defined by the equation

[illegible][illegible]

	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	(20)	(21)	(22)	(23)	(24)	(25)	(26)	(27)	(28)	(29)	(30)	(31)	(32)	(33)	(34)	(35)	(36)	(37)	(38)	(39)	(40)	(41)	(42)	(43)	(44)	(45)	(46)	(47)	(48)	(49)	(50)	(51)	(52)	(53)	(54)	(55)	(56)	(57)	(58)	(59)	(60)	(61)	(62)	(63)	(64)	(65)	(66)	(67)	(68)	(69)	(70)	(71)	(72)	(73)	(74)	(75)	(76)	(77)	(78)	(79)	(80)	(81)	(82)	(83)	(84)	(85)	(86)	(87)	(88)	(89)	(90)	(91)	(92)	(93)	(94)	(95)	(96)	(97)	(98)	(99)	(100)
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	

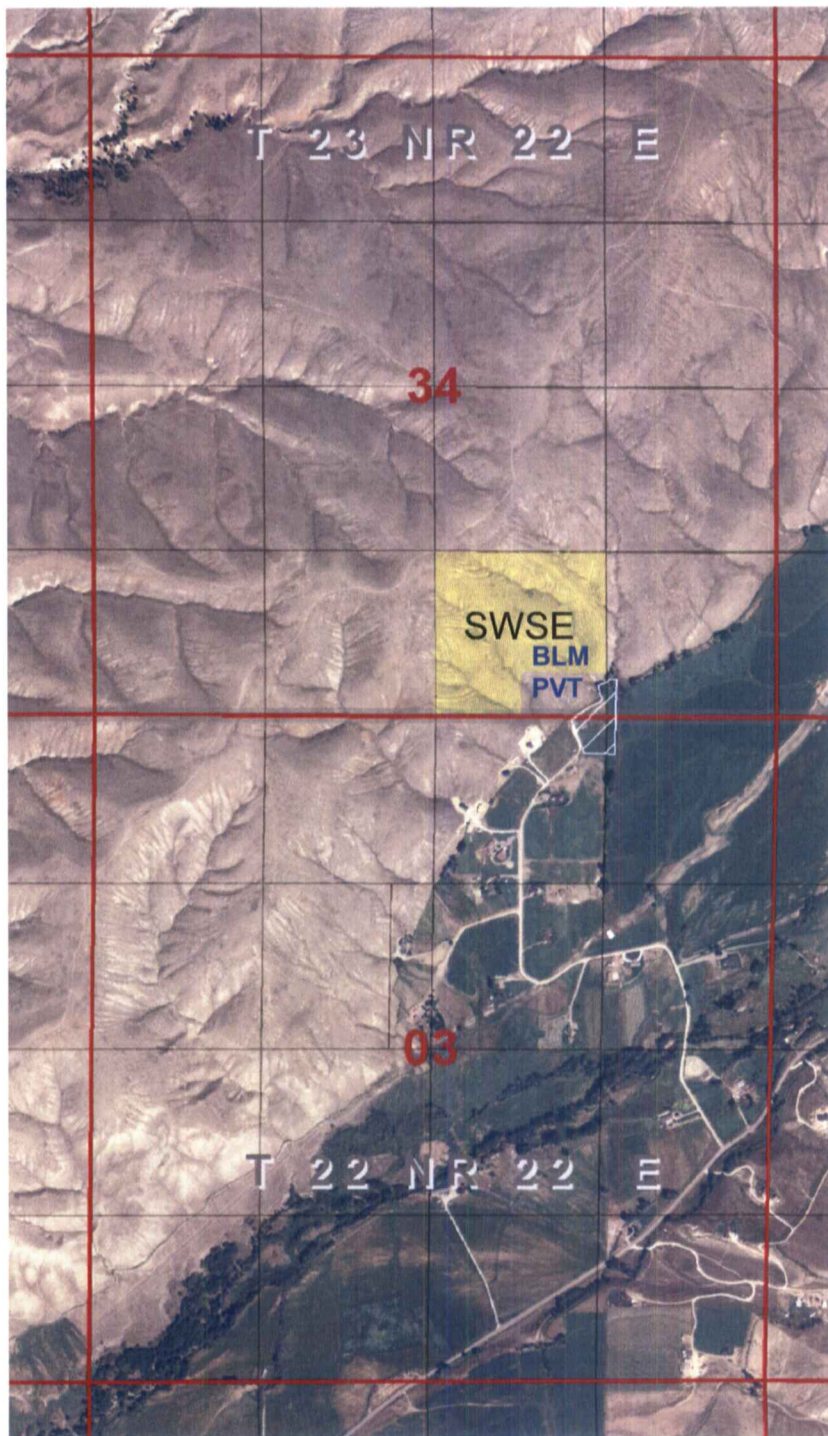
$$\frac{\partial}{\partial t} \left(\frac{\partial \mathcal{L}}{\partial \dot{q}} \right) = \frac{\partial \mathcal{L}}{\partial q}$$

100

[illegible][illegible]

100
 90
 80
 70
 60
 50
 40
 30
 20
 10
 0

[illegible]



75-14023 & 75-14029; Lloyd & Sheryl Tutor

Mixed POU:

- The place of use contains both private and public land.
- Please clarify such that only private land is intended by inserting the following language under place of use:

"Place of use does not include federal public lands."

