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OCT 14 2008

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

75-4062

(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: Randy Capps

Address: 87 Corbett Lane

Salmon, Idaho 83467

Daytime Phone: 208-756-2997

Name & Address of Attorney, if any:

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

Name: Rainbow Farms Ditch

Address: 88 Lois Lane

Salmon, Idaho 83467

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: Randy Capps
2. ☐ **Source**
Should be: Rainbow Ditch
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: May 1, 1886
5. ☐ **Point of Diversion**
Should be: Sec 12 SENESE
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: Irrigation
8. ☐ **Period of Year**
Should be: 4/1 to 11/1
9. ☐ **Place of Use**
Should be: Capps Ranch
10. ☐ **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 OBJECTIONS(S):** I'm correcting my
diversion point where Williams Creek intersects the
Rainbow Ditch. Sec 12 SENESE.

F.

VERIFICATION (must be completed)

State of IDAHO)
County of LEMHI)ss.

RANDY CAPPS, 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.

Randy
(Signature of person filing objection)

(Attorney signing in representative capacity)

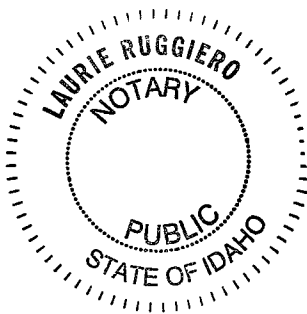
Subscribed and sworn to before me on:

10/9/08

Laurie Ruggiero
Notary Public for IDAHO

Residing at: SALMON

My Commission Expires: 08/06/2013



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 10/9, 2008, 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
PO Box 2707
Twin Falls, ID 83303-2707

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

Name: Randy Capps

Address: 87 Conwell Ln.
Salmon, ID 83467

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

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

Randy Capps
Signature of objector or attorney
mailing on Objector's behalf