

DISTRICT COURT - CSRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUL 15 2024

By _____ Clerk
 _____ Deputy Clerk

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

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|--|--|--|
| <p>In Re CSRBA)</p> <p>Case No. 49576)</p> <p>_____)</p> | <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> | <p>A. Subcases 91-7777, 92-10906, 92-10907, 93-7469 to 93-7470, 94-9244 to 94-9246, 95-16678 to 95-16684</p> <p>STANDARD FORM 2 RESPONSE TO OBJECTION</p> <p>(Instream Flow Claims)</p> |
|--|--|--|

Please print or type the following information:

B. NAME AND ADDRESS OF THE PERSON RESPONDING

Name: Benewah County
 Address: 701 W. College Avenue
 St. Maries, Idaho 83861
 Daytime Phone: (208) 245-3212

Name & Address of Attorney, if any:

DUNHAM & WOLFF, P.A.
 Mariah R. Dunham (ISB# 7287)
 722 Main Avenue
 St. Maries, Idaho 83861
 Phone: (208) 245-2523
 Fax: (208) 245-4392

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH YOU ARE RESPONDING

Name: Raul R. Labrador
 Attorney General
 State of Idaho

Address: PO Box 83720
 Boise, Idaho 83720-0010

D. I am responding to the Objections to the following elements or general provision. (Please check the appropriate box(es)).

1. **Name and Address**
2. **Source**
3. **Quantity**
4. **Priority Date**
5. **Point of Diversion**
6. **Instream Flow Beginning and End Point**
7. **Purpose(s) of Use**
8. **Period of Year**
9. **Place of Use**
10. **General Provisions**
11. **Recommendation:**
 - This water right should not exist.
 - This water right was not recommended, but should be recommended with the elements described above.

DATED this 11 day of July, 2024.

DUNHAM & WOLFF, P.A.

By: Mariah R. Dunham
MARIAH R. DUNHAM, ISB# 7287
Attorney for Benewah County

CERTIFICATE OF MAILING

I certify that on July 11, 2024, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Coeur d'Alene-Spokane 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: United States of America, as trustee on behalf of the Coeur d'Alene Tribe
and on behalf of the Coeur d'Alene Indian Reservation acting through the
Regional Director, Northwest Region

Address: Department of the Interior Bureau of Indian Affairs
911 NE 11th Avenue, Portland, Oregon 97232

3. Copies to:

CLERK OF THE DISTRICT COURT
Coeur d'Alene-Spokane River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, Idaho 83303-2707

U.S. Mail, Postage Prepaid
 Hand Delivered
 Overnight Mail

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

U.S. Mail, Postage Prepaid
 Hand Delivered
 Overnight Mail

DIRECTOR OF IDWR
PO Box 83720
Boise, Idaho 83720-0098

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CHIEF, NATURAL RESOURCES DIVISION
OFFICE OF THE ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 83720
BOISE, IDAHO 83720-0010

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 Hand Delivered
 Overnight Mail

US DEPARTMENT OF JUSTICE
ENV & NATL' RESOURCES DIV.
550 West Fort Street, MSC 033
Boise, Idaho 83724

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 Hand Delivered
 Overnight Mail
 Email: mattsmith@caci.com

VANESSA BOYD WILLARD
KATHERINE M. KANE
DANIEL F. McCARL
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INDIAN RESOURCES SECTION
Denver, Colorado 80202

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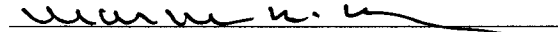
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Date: 7-11-24


MARIAH R. DUNHAM