

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**

In Re CSRBA)
))
Case No. 49576)
))
))
))
_____)

A. Subcase 95-16704

STANDARD FORM 2

RESPONSE TO OBJECTION

(Lake Claim)

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 (X) U.S. Mail, Postage Prepaid
Coeur d’Alene-Spokane River Basin Adjudication () Hand Delivered
253 Third Avenue North () Overnight Mail
PO Box 2707
Twin Falls, Idaho 83303-2707

IDWR Document Depository (X) U.S. Mail, Postage Prepaid
PO BOX 83720 () Hand Delivered
Boise, ID 83720-0098 () Overnight Mail

DIRECTOR OF IDWR (X) U.S. Mail, Postage Prepaid
PO Box 83720 () Hand Delivered
Boise, Idaho 83720-0098 () Overnight Mail

CHIEF, NATURAL RESOURCES DIVISION (X) U.S. Mail, Postage Prepaid
OFFICE OF THE ATTORNEY GENERAL () Hand Delivered
STATE OF IDAHO () Overnight Mail
PO BOX 83720
BOISE, IDAHO 83720-0010

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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Date: 7-11-24



MARIAH R. DUNHAM