

**From:** Berne M. Indahl [mailto:berneindahl@aol.com]

**Sent:** Sunday, December 16, 2018 9:20 PM

**To:** Spackman, Gary <Gary.Spackman@idwr.idaho.gov>; Jones, Doug <Doug.Jones@idwr.idaho.gov>

**Cc:** Luke, Tim <Tim.Luke@idwr.idaho.gov>; Baxter, Garrick <Garrick.Baxter@idwr.idaho.gov>; indahlaw@aol.com

**Subject:** Objection to Mr. Gordon Sylte's Appointment as Flood Control District 17 Commissioner - Request for the Director to hold a hearing in this matter.

Idaho Department of Water  
Resources

Gary Spackman, Director-

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Subject: Objection to Gordon Sylte's  
Appointment as Flood Control

District 17 commissioner. Request the Director to hold a hearing in the matter

Dear Director Spackman and Mr Jones.

We are long-time property owners at Twin Lakes -- since 1977. Taxes paid by us to Kootenai County to date total over \$100,000.

*The purpose of this e-mail is the Objection to Gordon Sylte's Appointment as Flood Control District 17 Commissioner. Request the Director to hold a hearing in the matter.*

Flood Control District (FCD) 17 has a water storage right from 6'4' to 10 ft 4' measured at the dam staff gauge. This FCD 17 storage right is named in the Sylte Petition and it is at risk. Any change to this water storage right - - directly affects my property's significant negative usability at Twin Lakes, Idaho. I have provided email feedback to your departments and to the FCD and its commissioners going back to Oct 19, 2017 regarding my concerns around the Conflict of Interest of Mr Sylte. In an email of Oct 20th regarding the Sylte petition and the inability of the fellow commissioners ( "Their hands are tied") to hire an attorney under their fiduciary duty to protect the FCD water right and public interest against the Sylte petition. I wrote :

" My View:

Mr. Sylte is a person in a serious conflict of interest position and should have zero involvement in this matter---even to be a FCD #17 Director and Chairman.

If he were an ethical person - he would never

have taken a position on the FCD #17 board or accepted the job as it's Chairman - when he has a legal action pending -- of critical concern to the public interest.

For so many obvious reasons to me ---- unethical and likely nefarious i.e. self-beneficial reasons by Sylte legally cloud this issue.

Action Requested: Please tirelessly work at every possible angle with your other co-commissioner to remove him from his FCD #17 position and Chairmanship via a **urgent motion of no confidence in his abilities**. This should have been done when he generated his recent lawsuit.

If he does not agree to resign immediately -- your request for his resignation needs to be on the FCD #17 meeting record and an local reporter interview placed in the Kootenai County newspaper soonest. Why? It's a very big issue in the public interest.

No Sir - your hands are not tied. Just that it is not yet of significant importance to you - to move it forward. Please re-engage. "

I've had other email exchanges that clearly point out the lack of education, training and the commissioners understanding of the Idaho statues, IDWR instructions, and quorums, which begs the question who's responsibility is it to train the commissioners? In most organizations it belongs to the leader which in this instance Gordon Sylte. I believe there have been a number of folks who over

the past two years who have raised concerns all centered around the conflict of interest and litigation of Mr. Sylte. These have direct impact on the FCD ability to function properly and put my and the public interest at risk.

**Action Requested:** Investigate for a better understanding of the deficiencies Mr Sylte has in his role as Commissioner. Reconsider the appointment of Gordon Sylte, And ask for his resignation. Frankly - without any doubt, he is an embarrassment.

Thank you.

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