

Case #
P-FCD-2018-01

Expected Witness List: for Susan Goodrich

Dan Park, Diane Park, Laurin Scarcello, Gordon Stephenson, Jason Lucas, Bill Gumm, Bob Haynes, Doug Jones, Tim Sullivan, John Eixenberger, Gordon Sylte, Susan Goodrich, Steve Neff Norman Semanko, Debra Andrews, Susie Ellis, Don Ellis, Paul Finman, John Andrews, Debra Andrews, Ronald Cater, Jean & Henry Emerson, Barbara Herr, Berne & Pamela Indahl, Amy & Adam Kremin, Clint & Patti Marvel, Sheree Greenfield, Cindy Mathisen, Lori Snider, Dave Nipp, Travis Roth, Linda Solan, Pat Miller, Sheryl Knowlton, Rick Van Zandt, Colby Clark

Exhibits all available online:

RECEIVED
JUL 22 2019
DEPARTMENT OF
WATER RESOURCES

Idaho Statutes Title 67 Chapter 28

Idaho Statutes Title 42-3806

Idaho Statutes 42-3892 (d)

Idaho Statutes Title 42 Chapter 31

The following are officially noted to be on record:

IDAPA 37.01.01 – Rules of Procedure of the Idaho of Water Resources

IDWR website “Flood Control Districts” OVERVIEW

All petitions, orders, letters and other documents and recordings on IDWR website regarding or referring to Case No. P – FCD – 2018 – 01

Deposition transcript for Joe Carlson (this was not available 7/19/2019 date of this mailing although it had been recorded)

twinlakesidaho.org (website which provides comprehensive information on the Twin Lakes Rathdrum Creek Drainage, Twin Lakes Dam, Flood Control District minutes and information, sensors recently installed, Water District 95C, Twin Lakes Improvement Association information, and historical data)

Paper copies:

- 1: Excerpts from Twin Lakes Flood Control District Minutes itemized by date.
- 2: Pictures of Rathdrum Creek debris removal, announcement & minutes of special meeting and indemnity signatures.
- 3: TLIA letter and template to its members regarding intervention in Sylte Petition (Docket #46062)
- 4: Emails between Colby Clark and Paul Finman and related spreadsheet

Excerpts from Twin Lakes Flood Control District Minutes.

In the interest of space, time, energy and conservation of paper, this format has been adopted.

5/7/2015: The need to let out as little water as possible will continue unless we get significant rainfall.

11/5/2015: Laurin Scarcello reported on meeting with Paul Finman and Don Ellis. Don and Laurin are going to work with Paul to get the creek through his property cleaned. The water in the creek seems to be stopped somewhere inside the Finman property and to ensure the downstream properties and the City of Rathdrum Park future water, it needs to be done.

3/3/2016: The Commissioners would like to let out more water to assure there is room for spring runoff. Laurin will leave 9' until end of March and then start to fill the lake. Bobbie Hunsinger reported that when talking to Gordon Sylte he would like to be on record to keep the lake as full as possible.

4/7/2016: Gordon Sylte talked about the possibility of a "Ditch Rider" to maintain Rathdrum Creek. The other Commissioners feel this would be best if addressed to the Water District.

5/5/2016: After discussion.....Laurin Scarcello will try to keep the level up with allowing some water out so the creek bed will not dry and crack.

8/4/2016: Gordon Stephenson moved to instruct Laurin Scarcello to close the gate to around 10 CFS and monitor. S/P/U Laurin Scarcello gave a report on the channel work he has been trying to do on Rathdrum Creek. He feels at least two thirds of the water is being lost on the property owned by Paul Finman who is one of the largest property owners on Rathdrum Creek

9/1/2016 It is felt that Paul Finman would let us clear the deep brush and obstacles to help with flooding on his property. Jason Lucas and Colby Clark will pursue this route for this fall.

10/6/2016: Morgan Case had correspondence with John Eixenberger that the Department considers the creek a "Continuously Flowing Stream" according to the definition in the law.

12/1/2016: Gordon Sylte went to see Leon Duche, City of Rathdrum to see if they would be interested to appoint someone as commissioner. Gordon Sylte also talked to them about asking for their water rights.

1/5/2017: Gordon Sylte asked about the work that property owners need to do to help the flow of water in Rathdrum Creek. Morgan Case reported that there is nothing Water Resources can do and she said one option is to seek legal counsel.

4/6/2017: Colby Clark wanted to bring Sylte's Petition for Declaratory Ruling on water storage rights to the Commissioners' attention. He stated that the TLIA had hired an attorney and wonders if the Twin Lakes/Rathdrum Creek Flood Control District should be hiring an attorney also. Gordon Sylte said the Commissioners would take it under advisement.

5/4/2017: Gordon Stephenson stated that he wished Colby Clark would have attended the meeting today so he could discuss the letter that Colby Clark sent to the Board of Directors of the Twin Lakes Homeowners Association's secretary. Colby Clark sent a copy of Gordon Sylte's declaration with a cover letter stating that Sylte Ranch will be taking all the water in Twin Lakes and the docks would be sitting on dry land.....this created an uproar in Twin Lakes Village. Gordon Stephenson was not appreciative of these tactics. Gordon Stephenson has been in charge of the water rights issues for Twin Lakes Village for a long time and feels Colby Clark should have contacted him.

6/1/2017: Gordon Sylte assured everyone he was not trying to drain the lake. Sue Goodrich pointed out that a Declaratory Ruling would help everyone understand the issue better. She asked that everyone read the first 6 pages of the petition.

There were varied opinions and a discussion about the districts and the commissioners within Twin Lakes Flood Control. The commissioners agreed that they know who they represent and what their job is.

8/3/2017: Gordon Sylte brought copies of the permits that he, Dan Parks and Sue Parks have been working on for the improvement of Rathdrum Creek to help with spring flooding. Gordon Sylte had been meeting with the IDWR and they are helping with suggestions on the permit. The Commissioners and Parks will continue to work on this process. Gordon Sylte reported that the IDWR thinks the permitting process will take about 60-90 days to approve once it is submitted.

Gordon Sylte explained a maintenance program that is used on the Boise River and hopes that our Flood Control District can plan something similar. At this time there is a tree down in Rathdrum Creek, but until our permit is in place, we cannot advise or help the property owner on the removal of the tree.

10/5/2017: Gordon Sylte explained the property at the sump and how the sump works. The commissioners discussed the cleaning of the sump and how it needs to be done approximately every two years. It is currently being cleaned and the cleaning should be finished by next meeting. William Gumm reported he has been working with Mekel Engineering on the survey that is being done on the sump property. They are surveying it so a fence can be constructed around the sump. He walked the property with Richard Tevis and found at that time a portion of the fence would need to be on property owned by the Greenfields. He contacted the daughter who is in charge of the Greenfield estate and she was not receptive to a fence. She said she was not worried about liability when we explained why the fencing needed to be done. Bill Gumm called our insurance and talked to several people who explained that there was emanate domain and we could go to court and get a judge to rule for the fencing with little trouble. Gordon Sylte said he knew the family, and would try to talk to them about it. The Commissioners reported they have been working with Mike Galante of North Kootenai Water District and Aquifer Protection on this project. The Aquifer Protection has set aside monies to reimburse the FCD#17 spent on securing the Sump when the project is finished. There is supposed to be a 6' fence with barbed wire along the top and "Keep Out" signs posted. William Gumm will be working with the surveyor and getting a bid on the fence. The survey bid from Meckel Engineering was \$4,300 and Gordon Stephenson moved to go ahead with the survey as long as the dollar amount did not exceed \$5000. S/P/U.

Doug Jones, IDWR, reported on permit process. The permit has been issued for maintenance of Rathdrum Creek, except where the creek flows through the Finman property. If at any time FCD#17 can arrange with Paul Finman to do maintenance work for flood control, a permit will need to be obtained for that work. This permit is for 3 years renewable.

11/2/2017: It was reported that Doug Jones and Bill Gumm received a notice to stop any and all access to the Greenfield property from Norm Semanko, a lawyer who has been retained by the Greenfields. They did not allow the survey process to continue. The commissioners discussed and decided that Mike Galante at the Aquifer Protection Agency should be informed and see what they recommend.

Debbie Andrews shared Idaho Open Meeting Law Manual pages 26-28. She is hoping the approved minutes could be posted on the website. Bobbie Hunsinger was told in the past by Morgan Case, IDWR that this shouldn't be done unless it was a complete recording of the meeting. Doug Jones, IDWR will look into this and let Bobbie know.

12/7/2017: Gordon Stephenson explained his position on the Sylte petition and why he hasn't wanted to vote on the position that the Twin Lakes/Rathdrum Creek Flood Control will take. The board has hired legal counsel to keep the Flood Control interests options open and he explained that with the lack of a 4th commissioner, and, Gordon Sylte excusing himself, that in case of a tie vote that the Chairman, who is Gordon Sylte, has to break the tie. He (Gordon Stephenson) has been unwilling to take a chance on that happening. Mr. Stephenson has wanted to wait until there is a 4th commissioner. If no commissioner is appointed by the January 2018 meeting, the commissioners will vote on this position.

4/5/2018: The Mission statement was discussed and the following adopted "To encompass the watershed top to bottom. To evaluate weather and conditions to minimize water damage while maximizing the best use

management of water resource, through dam and waterway maintenance, and operation to best serve ALL watershed interests.”

5/3/2018: Gordon Sylte reported that he went to the Rathdrum City Council meeting. He wanted to bring to their attention the clear cutting that is being done in the drainage area. He told them about the increased water coming from the different creeks and wanted them to be aware of it. He is hoping to form a group of people that could request smaller cutting annually. He handed out a paper that outlined possible members of the group and areas of concern. There was discussion on how it could be formed and possible names for it. It was the hope that this group would give voice for various persons that have no voice now.

Gordon Sylte talked about the Flood Control District needing to have local and available legal counsel. He asked Pat Miller if that was something he or his firm could do for the Flood Control District. Pat Miller indicated that he could not comment on it until he made sure there was no conflict of interest with other clients. William Gumm explained the legal counsel we have been using and agreed that it would be an advantage to have one “go to” attorney.

6/7/2018: Gordon Sylte brought a letter from KSB Litigation P.P. (Pat Miller’s firm) declining to represent Twin Lake Flood/Rathdrum Creek Flood Control District #17 in legal matters. Pat Miller had recommended a couple other lawyers who might be able to represent TLF; Gordon Stephenson wanted to look into other possibilities before making a decision on this matter.

10/4/2018: Jack Hern introduced himself as a new property owner near the dam and there was a discussion about the history of piling debris from the dam on his property. He would like to make sure in the future that all materials (including nails) be completely cleaned up.

12/6/2018: Paul Finman asked how to keep Gordon Sylte from being Commissioner. Doug Jones said there were steps that he could pursue and suggested he bring his concerns to the IDWR.

1/3/2019: The following Rules of Conduct were read by Gordon Stephenson – “Exchanges of comments and ideas between Directors, employees, and attending citizens will be done with respect and tolerance for each other. If attendees cannot comply with these rules, they will be considered out of order and asked to leave the meeting. No person shall orally initiate charges or complaints against individual employees of the District at a public meeting of the Board. All such charges or complaints shall be presented to the Idaho Department of Water Resources.”

Joe Carlson suggested that Laurin Scarcello on his own should be able to control the dam and lake level. Laurin said he did not want to do that and said he has contact several times a week with Gordon Sylte and Gordon Stephenson to discuss the best course of action. The commissioners directed to try to hold at 8’ and keep communicating as snow levels change this winter.

2/7/2019: Training for new commissioners was discussed and Doug Jones indicated that there is nothing in the state that gives guidelines for such training. The IDWR is going to continue to work on this and would like help from Commissioners Gordon Stephenson and Gordon Sylte to make it work.

Debra Andrews asked the Flood Control District is engaging legal counsel in the Sylte Petition, Gordon Stephenson assured her that it is.

TWIN LAKES-RATHDRUM CREEK FLOOD CONTROL DISTRICT NO. 17
September 6, 2016

AGENDA FOR Friday September 9, 2016

The following is the agenda for a Special Meeting of the Twin Lakes-Rathdrum Creek Flood Control District No. 17, to be held at 3:00 p.m. on September 6, 2016 at Twin Lakes Village:

Call to order

Changes to the Meeting Agenda

Clearing debris on Rathdrum Creek

Adjournment

Bobbie Hunsinger, Secretary/Treasurer

Cc John Eixenberger, Gordon Sylte
Gordon Stephenson, Eva Maxfield

TWIN LAKES-RATHDRUM CREEK FLOOD CONTROL DISTRICT NO. 17
MINUTES OF THE SPECIAL MEETING September 9, 2016

The meeting was called to order at 3:08 p.m. Present were John Eixenberger, Gordon Sylte, Gordon Stephenson, and Eva Maxfield. A quorum was established.

Also present - Jason Lucas and Paul Finman

There were no additions or changes to the agenda.

The commissioners discussed the equipment needed to clean debris from the Rathdrum Creek channel that was a concern of ice dams and cause of spring flooding. An excavating machine needs to be rented from Sept 9th to Sept 12th, and a licensed excavating operator from Peck & Peck (Bob Fleming) to be hired for Saturday September 10, 2016 8am to 5pm, or until job complete.

There was a discussion about the waiver of liability insurance and cost involved. John Eixenberger read the liability insurance and waivers signed by parties involved.

Jason Lucas provided photographs of the area to be cleared of debris and Paul Finman agreed to open the gate at 8am on Saturday September 10, 2016 so work can be done.

Gordon Stephenson moved to request approval of indemnification and waiver of liability not to exceed \$3,500 plus \$2,000 potential damage liability. S/P/U

Waivers were signed by the commissioners and Paul Finman.

Gordon Sylte moved to adjourn the meeting at 3:50 PM

Respectfully Submitted, Eva Maxfield - Commissioner

Request for Approval / Indemnification and Waiver of Liability

The Twin Lakes Flood Control District ("TLFCD") does hereby appoint "Peck & Peck Excavating, Inc.", a licensed and insured contractor, to provide a representative/operator to execute a project to clean and or remove trees and debris from Rathdrum Creek Starting Friday, September 9, 2016 through September 12, 2016 ("Project"). The properties to be cleaned during this project, in order of importance are: 1) The Paul Finman Farm, Rathdrum, Idaho; 2) The Hogan Property, Rathdrum, Idaho 3) The Glen Sylte Property, Rathdrum, Idaho; 4) The Karen Cooper Property, Rathdrum, Idaho; 5) The Sylte Ranch, Rathdrum, Idaho

Waiver: For valuable consideration received, all parties mutually release and forever discharge each other including the other party's affiliates, successors and assigns, officers, employees, representatives, partners, agents and anyone claiming through them, in their individual and/or corporate capacities for, from and against any and all claims, liabilities, obligations, promises, agreements, disputes, demands, losses, damages, causes of action of any nature and kind, known or unknown, which the parties have or may have in the future have against the other parties arising out of or relating to: the Project ("Claims").

All parties represent they fully understand their right to review all aspects of this Indemnification and Release with attorneys of their choice, that they have carefully read and fully understand all the provisions of this Release and that they are freely, knowingly and voluntarily entering into this Release. This Indemnification and Release may not be altered, amended or modified, except by a written document signed by all parties.

Property owners, on their own volition, may assist in or monitor the process with or without equipment of their own; but will allow the TLFCD appointee to efficiently complete the project to the best of their ability.

Heavy equipment (an excavator with a mulching attachment) is a part of this project; and will be delivered to an area on or near one of the properties, the location of which is to be determined. Once dropped off the equipment will need to rest at that location until the rental company picks it up (dates below). The excavator is to be exclusively operated by the Peck & Peck operator. Property owners understand that the excavator will likely need to migrate across some property to access the streambed. The unit is expected to work and travel within the streambed; but may need to use some of the property at the banks of the streambed to properly engage the matter to be cleaned. This may cause "reasonable" tracks or marks on the property.

Equipment Drop Off: Friday, September 9, 2016 Afternoon (brief training session to be undergone on drop site at this time)	Equipment Pickup: Monday, September 12, 2016 Morning or as soon as rental company can pick it up.
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Project Start / Duration:

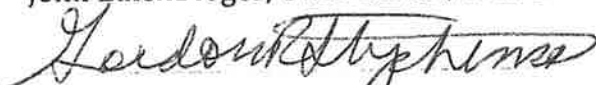
Saturday, September 10, 2016

8:00AM - 5:00PM or until completion, whichever is first. Project can be extended later at the mutual discretion of the property owner(s) and the TLFCDD appointee.

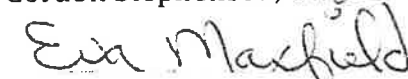
The terms herein have been fully and properly ratified by the Twin Lakes Flood Control District and are mutually understood and agreed to by all parties:


 John Eixenberger, Twin Lakes Flood Control District

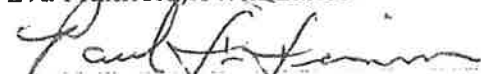
9-9-16
 Date


 Gordon Stephenson, Twin Lakes Flood Control District

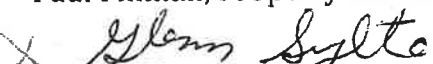
9/9/16
 Date


 Eva Maxfield, Twin Lakes Flood Control District

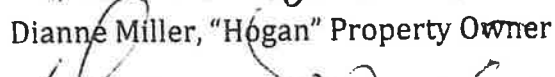
9/9/16
 Date


 Paul Finman, Property Owner


9/9/16
 Date

x 
 Dianne Miller, "Hogan" Property Owner

x 9-10-16
 Date


 Glen Sylte, Property Owner

9-10-16
 Date


 Karen Cooper, Property Owner

9-9-16
 Date


 Gordon Sylte, Sylte Ranch Representative

9-9-16
 Date

Twin Lakes Flood Control District NO.17, 5416 West Village Blvd, Rathdrum, ID 83858-6638

Rathdrum Creek Project – Fall 2016

Report Stage 1A: Major obstruction removal / channel grooming

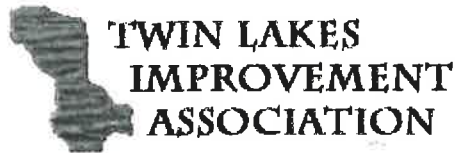
Photos represent a small fraction of debris and work



Rathdrum Creek Project – Fall 2016

Report Stage 1A: Major obstruction removal / channel grooming





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Resources

Find up to date information regarding the lake.

Dear TLIA Member and Individual Water Right Holder,

You recently received a Letter from the Department of Water Resources in the Matter of Sytle's Petition for Declaratory Ruling regarding the distribution of water to water right No. 95-0734. This issue is of interest to all water right holders within Water District 95C. Decisions, in this case, may impact your water-right and beneficial use in the future.

Twin Lakes Improvement Association Water Right No. 95-0934 was established in 1906 to store water in the lake from 0 feet to 6'4." Twin Lakes Improvement Association is entitled to store and make beneficial use of stored water in Twin Lakes. Your Individual water-right beneficial use is found in your particular water right license.

Twin Lakes Improvement Association's Board had retained counsel to protect our water storage rights interest. To help you as an individual water right holder, a legal motion has been developed for your use with no legal cost to you. For individual use find attached a template for the petitions to intervene. It is in Word format, so changes can be made as desired. Each water user must submit his/her own Petition to Intervene to IDWR, along with the required \$25 filing fee, checks made out to IDWR. You will need to fill in your name, address, telephone number and water right number blanks at the top of the form. (Water Right Number **is not required** if you can't find it) You also need to date, sign and fill in your name in at the end of the Petition and on the Certificate of Service. Mail a copy to the Petitioners Attorney Michael P Lawrence before May 8th, 2017, address on the certificate of service page.

The TLIA Board encourages you to get educated on the issues and exercise your rights as a water right holder within Water District 95 C. If you have questions or concerns feel free to contact any TLIA Board Member. The electronic Petition to intervene can be found on the TLIA website.

Key dates:

- Letters to intervene must be filed with IDWR by **May 8th, 2017** with 25.00 filing fee checks made out to IDWR
- Pre-Conference hearing held on **May 22, 2017**, at 1:00 pm PST Kootenai County Commissioners Building Meeting room 1A, Located at 451 Government Way CDA ID. **If you file to intervene, you must be represented in person or by phone. If participating by phone, dial 1 720 279 0026 and enter guest code When Prompted: 581193#**
- Water District 95 C Meeting on **May 23rd, 2017, 7 pm** at the Twin Low Camp where a new watermaster will be elected as well as a water advisory board. This is an important meeting all water right holders should attend.
- **July 8th 2017** TLIA Annual Meeting, 9:00 am to 12:00 TwinLakes Elementry School
- Beer Brat and Band Fundraiser **Aug 12th 2017** Shrine Club Hayden Idaho 6- 9 pm

[May 2017 Petition to Intervene \(PDF\)](#)

[May 2017 Petition to Intervene \(Word\)](#)

[IDWR Issued Watermaster Instructions](#)

[Twin lakes Do's and Don'ts](#)

[Bouy Letter](#)

[Current Lake Level](#)

Who Controls the Lake Levels?

Lake Levels are maintained between 10' 4" (high water) and 6'4" (low water) and monitored by the Flood Control District #17. This organization is chaired by John Eixenberger which meets the 1st Thursday of each month at 7PM at The Twin Village Office. This meeting is open to the public. You are encouraged to attend to learn more about the delicate balance of flooding and ensuring all water right holders can receive the necessary water they need. There is a link to the daily lake level data on the TLIA website. There is more information regarding the Flood Control District #17 (High Water) as well as the Twin Lakes Water District #95c (Low Water) on their website at www.twinlakesidaho.org.

[Current Lake Outflow](#)

Name: _____

ADDRESS: _____

Phone: _____

Water Right No. _____

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF SYTLE'S PETITION
FOR DECLARATORY RULING
REGARDING DISTRIBUTION OF WATER
TO WATER RIGHT NO. 95-0734

Docket No. P-DR-2017-001

PETITION TO INTERVENE

COMES NOW the undersigned water user in Water District 95-C (Petitioner), and submits this PETITION TO INTERVENE in the above captioned matter, pursuant to Rules 350 through 354 of the Rules of Procedure of the Idaho Department of Water Resources (IDWR), and in response to the *Notice of Prehearing Conference; Order Setting Deadline for Petitions to Intervene and Appointing Hearing Officer* (Order), issued by the Director of IDWR on April 14, 2017.

1. The Petition to Intervene is Timely.

The Order sets a deadline of May 8 for petitions to intervene in this matter. This petition has been filed on or before that deadline, with the required filing fee of \$25. Therefore, the petition is timely.

2. The Petitioner has a Direct and Substantial Interest.

The Petitioner's name and address is set forth above.

The Petitioner is a water user in Water District 95-C. IDWR's decision on Sylte's Petition for Declaratory Ruling may adversely impact other water users in the water district, including the Petitioner. Therefore, the Petitioner has a direct and substantial interest in the matter.

3. The Petition Does not Unduly Broaden the Issues.

The Petitioner does not seek to broaden the issues beyond those set forth in Sylte's Petition for Declaratory Ruling, involving the proper administration of water rights and the distribution of water in Water District 95-C. Therefore, the petition does not unduly broaden the issues in this matter.

4. The Petitioner is Not Adequately Represented by Existing Parties.

Sylte does not represent the interests of the Petitioner water user. The individual Petitioner water user cannot be adequately represented by other individual water users in Water District 95-C, who have their own particular interests. Therefore, the Petitioner is not adequately represented by existing parties to this matter.

For the reasons set forth above, the Petition to Intervene should be granted.

DATED this _____ day of _____, 2017.

By _____
Name: _____

Water District 95-C Water User

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this ____ day of _____, 2017, I caused a true and correct copy of the foregoing **PETITION TO INTERVENE** to be served by the method indicated below, and addressed to the following:

MICHAEL P. LAWRENCE
JACK W. RELF
GIVENS PURSLEY LLP
601 WEST BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
mpl@givenspursley.com

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

Original mailed (or hand delivered) to:

IDWR
NORTHERN REGIONAL OFFICE
7600 MINERAL DRIVE, SUITE 100
COEUR D'ALENE, ID 83815-7763

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

with \$25.00 filing fee

By: _____
Name: _____

By count there were approximately 42 people to whom this email was sent. Since part of the content of the email is obviously political, some were not residents on Twin Lakes but most were. That part of the content clearly illustrates a long term goal.

Approximately 50 parties intervened in Sylte's petition for Declaratory Ruling regarding water right 95-734. Of that number, 30 were sent the previous email. Whether or not they utilized the TLIA template is a matter of record and can be verified according to the format of their petitions to intervene. It should also be noted that Mr. Semanko began representing TLIA and other parties as this matter moved through the court system.

There are approximately 18 parties asking for the reconsideration or removal of Mr. Sylte as Commissioner from FCD#17. Of that 18, only 6 were involved in both the previous email and intervention. This could be partially attributed to the hiring of Mr. Semanko to represent TLIA.

Of the 13 TLIA board members, only 4 were involved in the intervention and also received the email.

These numbers and names reflect a dwindling support when one considers the population of persons living on Twin Lakes full time or in the summer. TLIA estimates that to be over 1000. It should also be officially recognized that there has only been one (1) petition filed for Mr. Sylte's removal from anyone living on Rathdrum Creek (the region of the Twin Lakes Rathdrum Creek which he represents).

— Forwarded Message —

From: Colby Clark <colby.clark@gmail.com>

To: P. Finman/LCF <pfinman@lcfamps.com>

Cc: White, Kimi <Kimi.White@idwr.idaho.gov>; Blades, Emmi <Emmi.Blades@idwr.idaho.gov>; Adam Kremin (adam@zayconfoods.com) <adam@zayconfoods.com>; Amber Hatrock <ahatrock@hotmail.com>; Angela R Murray <murrayzone@aol.com>; Barbara J. Herr <haspedis@mindspring.com>; Charles and Ruth Benage <cfbenage@gmail.com>; Clarence and Kurt Geiger Families <geigeras@aol.com>; Darwin Schultz <darschultz@juno.com>; David and Lori Schafer <ldschafer@msn.com>; David R Nipp <dnipp@farmersagent.com>; Debra L and John L Andrews (1) <fordebto@aol.com>; Debra L and John L Andrews (2) <finder4@aol.com>; Denise S and Patrick J Hogan <dsuzanhogan@gmail.com>; Donald M. Jayne <djayne@jaynedds.com>; Donald R Ellis <donellisflhx@hotmail.com>; Douglas and Bertha Mary Jayne <marydougjayne@comcast.net>; Hal Sunday <halsunday@hotmail.com>; Jack W Relf <jwr@givenspursley.com>; James Curb <mistercurb@gmail.com>; Joan M Freije <joan.freije@gmail.com>; Kathryn Clark <katparker1@gmail.com>; Kimberli Roth <kimberli.roth@gmail.com>; Kristin E Megy <rathdrum@proprintidaho.com>; Larry D and Janice A Faris Living Trust <jandlfaris@comcast.net>; Leif Houkum <leifh@comcast.net>; Lori Gibson <lorigibson@givenspursley.com>; Marie A. Alice <jim@libertyparkflorist.com>; Mary Anderson <andersonmaryfran@aol.com>; Maureen DeVitis <mcdevitis@hotmail.com>; Michael Knowles <twinlakes.knowles@gmail.com>; Michael Knowles (michael.w.knowles@jci.com) <michael.w.knowles@jci.com>; Molly Seaburg <mollyj9@live.com>; Patrick E. Miller <milpate@gmail.com>; Rene Lacroix <renelacroix50@gmail.com>; Rick and Corrinne Van Zandt <rick@vanzandtfinancial.com>; Sandra Cozzetto <secozzetto@hotmail.com>; Steve and Elizabeth Holmes <rwandalady@hotmail.com>; Steve and Pam Rodgers <sjroddgers65@gmail.com>; Susan R Ellis <susan_elizabeth_ellis@hotmail.com>; TCRV LLC-Tom Pearson <pearson7274@yahoo.com>; Terry J Laliberte <terry827@live.com>; Twin Echo Resort <twinechoshoresidaho@yahoo.com>; Twin Lakes FDC 17 <bahunsinger@yahoo.com>; Twin Lakes FDC 17-Bill Gumm <wm.gumm@gmail.com>; Upper Twin Lakes LLC (rcater@peoplepc.com) <rcater@peoplepc.com>; Wes Crosby <wes.crosby@comcast.net>; Lorna Finman <lorna@lcfamps.com>

Sent: Tuesday, November 28, 2017 09:45:12 PM PST

Subject: Re: Tommy Ahlquist Breakfast Meeting in Twin Lakes Wednesday - 8AM (tomorrow)

Thanks Paul,

I appreciate that a lot. I also appreciate your introductions to political connections that can hopefully help us through the legislative process to allow for removal of Flood Control commissioners that are not representing the best interest of the public, for whom they are supposed to advocate. Bob Nonini has been very supportive and I encourage everyone to email or call him. I am hopeful that Tommy Ahlquist will be similarly supportive.

I am starting to agree with your assessment about Raul Labrador. He seems to have been assimilated into the establishment and now aligns very much with their agenda and talking points.

Brad Little comes off like JR Ewing from the TV show Dallas, back in the 1980's. He is proudly and vocally one of the good ole boys of Idaho and was actually quite supportive of the Sylte position, stating "Well, that is just how it works in Idaho!... You should see how it is down south!" I don't see how anything good will come from Brad Little being elected as governor.

I will see you all tomorrow. I am available to meet with the group from 8-10:30 at the event Paul is planning.

Thanks,

CAC

On Tue, Nov 28, 2017 at 5:50 PM, P. Finman/LCF <pfinman@lcfamps.com> wrote:

Colby Clark,

Thank you very much for starting the process that removed a water master who did not limit the Sylte Ranch overusing Twin Lakes water. You have accomplished a great deal, and we now have a good group working to finalize the end of water overuse. Discussing the Twin Lakes water issue with the candidates for governor in the March 2018 Republican primary is a good way to raise awareness of this issue in Boise.

Tommy Ahlquist is a candidate for governor in the March 2018 Republican primary. The two other candidates are Raul Labrador and Brad Little.

Raul Labrador is currently the U.S. Congressman for North Idaho and he has good name recognition. When I tried to raise the issue of Twin Lakes water with him a few months ago, he did not listen to me, and he told me this is a local issue. Raul was a lawyer before becoming a congressman, and in the past my wife Lorna and I have been two of his strongest supporters. Unfortunately, I have become disillusioned with lawyers who go on to become politicians in Washington, D.C. Part of this is Lorna going to Washington, D.C., and seeing Raul in his element. Raul makes a good showing when he is back in Idaho, but Lorna did not like what she saw of him in Washington, D.C.

Brad Little is currently Lt. Governor of Idaho. I observed when you talked to him about Twin Lakes water, and maybe you should provide your assessment to others directly. I felt that Brad was not supportive, but he did at least listen to you for a little while. My personal assessment of Brad Little is that he is a nice guy but most of the old-time lobbyists support him because of the time and money they have invested with him during his tenure as Lt. Governor.

Tommy Ahlquist is a business man in Boise, and he is running a strong campaign as a newcomer to politics. If Tommy increases his name recognition, Lorna and I think he will be the next governor because he offers greater leadership and a better vision for Idaho, education, the economy, and our future. Tommy definitely will listen to people about the Twin Lakes water issue. I don't think he can do anything with the IDWR and its regulations, but he is a business man with a great deal of experience with lawyers and established politicians, and I have a feeling that Tommy's experience is similar to my negative experience. I think Tommy can and will put political pressure on practicing attorneys such as Michael Lawrence and dissuade them from making absurd arguments in court that only waste community resources. As I have repeatedly stated, I think Michael Lawrence should be disbarred for filing the Sylte lawsuit and arguing that it is "prejudicial" against the Sylte Ranch if the IDWR instructs the water master to monitor Sylte water use and enforce the annual limit for water right 95-0734.

You said the breakfast meeting fits in your schedule. I think it would be educational and beneficial for you and everyone else to attend.

Paul Finman

208-415-4300

Begin forwarded message:

From: "Lorna " <lorna@lcfamps.com>

Subject: Tommy Ahlquist Breakfast Meeting Tomorrow - 8AM

Date: November 28, 2017 at 12:40:47 PM PST

To: Colby Clark <colby.clark@gmail.com>, Debra Andrews <fordebto@aol.com>

Cc: "P. FinmanLCF" <pfinman@lcfamps.com>

Looking forward to seeing you tomorrow - bring your questions for Tommy and anyone else you think might want to meet him!

Breakfast will be provided.

Location: Twin Lakes Village Clubhouse (above restaurant); 5416 West Village Blvd, Twin Lakes

My cell: 1-208-640-9412

If you can confirm you are coming and how many others that will help me with the breakfast quantities.

--
Lorna Finman
LCF Enterprises
lorna@lcfamps.com
208-777-0555

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Thanks,

Colby Clark

208.553.3266

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NAME	EMAIL	INTERVENTION	SYLTE FCD	TLIA BD
Alice, Mary	X	X		
Anderson, Mary	X	X		
Andrews, Debbie	X	X	X	X
Andrews, John	X		X	
Bafus, Matthew		X		
Benage, Charles	X	X		
Blades, Emmi	X			
Cater, Ron			X	
Chetlain, Arthur		X		
Clark, Kathryne	X			
Collins/Bosch		X		
Cozzetto, Sandra	X	X		
Crosby, Wes	X	X		
Curb, James	X	X		
Devitis, Maureen	X	X		
Ellis, Don	X	X		
Ellis, Susan	X	X	X	
Emerson, Jean			X	
Erickson, Scott		X		
Faris Living Trust	X			
FCD #17		X		
Finman, Paul	X	X	X	
Freije, Joan		X		
Geiger, Family	X	X		
Gibson, Lori	X			
Hatrock, Amber		X		
Herr, Barbara	X			X
Hillard, Wendy & J		X		
Hogan, Pat &D	X	X		
Holmes, Steven & E	X	X		
Houkam, Leif	X	X		
Indahl, Berne			X	
Jayne, Donald		X		
Jayne, Doug	X	X		X
Jayne, Mary	X	X		X
Keifer, Terry		X		
Knowles, Mike	X	X		X
Knowton, Sheryl			X	X
Kremin, Adam		X		
Kremin, Adam				
Kremin, Amy			X	
Kuhn, Bob		X		X
Lacroix, Renee	X	X		X
Laliberte, Terry	X	X		
Marvel, Clint			X	

NAME	EMAIL	INTERVENTION	SYLTE FCD	TLIA BD
Marvel, Patti			X	
Mathisen, Cindy			X	
Miller, Pat	X	X	X	X
Minature, Herb		X		X
Mott, Jeff				X
Murray, Angela	X	X		
Nipp, David	X	X	X	
Nonney, John		X		
Pearson, Tom	X			X
Relf, Jack	X			
Rodgers, Steve &P	X	X		
Roth, Kimberli	X	X		
Roth, Travis			X	
Schafer, David & L	X	X		
Schultz, Darwin	X			
Seaburg, Molly	X	X		
Solan, Linda			X	
Sunday, Hal	X	X		
TCRV LLC		X		
TLIA	X	X	X	
Twin Echo Resort	X			
Twin Lakes LLC		X		
VanZant, Rick	X	X	X	
Wagner, Tyler				X
Weller, Gerald		X		
White, Kimi	X			
Wilson, Bruce & Jamie		X		
Ziuchkovski, Dave		X		

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lindaapplesolan@gmail.com

IHEREBY CERTIFY that on this 19th day of July, 2019 true and correct copies of expected witnesses list, exhibit lists, officially noted documentation, and copies of exhibits in CASE NO. P-FCD-2018-1-0 by Susan C. Goodrich were served by placing a copy of the same with the United States Postal Service postage prepaid and properly addressed to the attached persons.

A handwritten signature in black ink that reads "Susan C. Goodrich". The signature is written in a cursive style and is positioned above a solid horizontal line.

Susan C. Goodrich