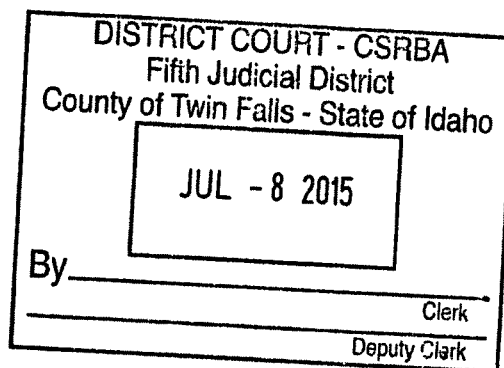




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO AND FOR THE COUNTY OF TWIN FALLS

In Re CSRBA	)	A. Subcase No's. <u>92-7219</u>
	)	
Case No. 49576	)	
	)	STANDARD FORM 2
	)	RESPONSE TO OBJECTION
	)	
_____	)	

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: North Idaho Water Rights Alliance on behalf of the
Respondents identified in Attachment A
Address: 391 Bella Rose Rd
St Maries, Idaho 83861
Phone: 208-245-0275

Attorney Name: Douglas P. Payne (ISB # 4789)
Attorney Address: 701 W. Collage St. Suite 201
St Maries, Idaho 83861
Attorney Phone No. 208-245-2564

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

Name: Coeur d'Alene tribe of the Coeur d' Alene
Indian Reservation
Address: 850 A street, PO Box 408
Plummer, ID 83851

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 Ending Point
- 7. ☐ Purpose(s) of Use
- 8. ☐ Period of Year
- 9. ☐ Place of Use
- 10. ☐ General Provision
- 11. ☒ Recommendation

☒ This water Right Should Not Exist

☐ This water right was not recommended, but should be recommended with the elements described above.

E: Respondents Recommendation:

This water right should be decreed as recommended by the IDWR Director on the following grounds: In 1891 the Coeur d'Alene reservation was created by Congress, reserving the beds and the banks of submerged lands within the reservation. In 1906, Congress opened up the reservation under the Allotment and Homestead Acts and provided that the land, once patented, would be thereafter subject to the law of the State in which it was located. The U.S. reserved certain mineral and hydropower rights in regard to the subject lands. The U.S. did not reserve any other littoral or riparian rights in regard to the subject lands which are ordinarily attendant to waterfront property, including the right to access water, to wharfage, or to use the adjacent water. These rights are therefore appurtenant to and including with those waterfront lands sold by the U.S and are subject only to State law regulation as provided by the Acts of Congress enabling the alienation of those lands.

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.

F. CERTIFICATE OF MAILING

I certify that on September 12, 2014, I mailed the original and copies of this objection, including all attachments, to the following persons

:

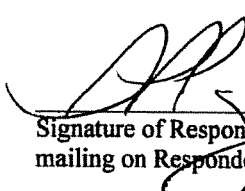
1. Original to: Clerk of the District Court
Coeur d'Alene-Spokane River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707
2. One copy to the claimant of the water right at the following address:
Name: Coeur d'Alene tribe of the Coeur d' Alene
Indian Reservation
Address: 850 A street, PO Box 408
P Plummer, ID 83851

3. Copies to:

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

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

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



Signature of Respondent or attorney
mailing on Respondent's behalf

Attachment 'A'

The below identified respondents listed below are members of the North Idaho Water Rights
North Idaho Water Rights Alliance

pg 1 of 10

Steve 33037 S. Hells Gulch Road St. Maries ID 83861	Addington Linda 26914 Dudley E. Road Cataldo ID 83810	Alldredge. Ed 57 Deer Lane Kellogg ID 83837	Bailey
Tuck 5151 Alder Creek St. Maries ID 83861	Ainge Candace P. O. Box 327 Kingston ID 83839	Anderson Janice 57 Deer Lane Kellogg ID 83837	Bailey
June 33037 S. Hells Gulch Road St. Maries ID 83861	Addington Shannon P. O. Box #56 Cataldo ID 83810	Anderson Leroy 705 "A" Street Pinehurst ID 83850	Bailey
Billy 440 Agency Road Plummer ID 83851	Anderson Conrad 9486-A Coeur d' Alene River Kingston ID 83839	Bailey Betty 705 "A" Street Pinehurst ID 83850	
Doris 9486-A Coeur d' Alene River Kingston ID 83839	Anderson Joseph P. O. Box #56 Cataldo ID 83810	Baker Mary Lou 715 N. Chisholm Court Post Falls ID 83854	
Edward P. O. Box 327 Kingston ID 83839	Anderson David 8250 IHells Gulch Road St. Maries ID 83861	Barton Gary 975 Watertower Road St. Maries ID 83861	
Joy 389 Shady Lane Wallace ID 83873	Averitt Jeffrey 715 N. Chisholm Court Post Falls ID 83854	Barton Janet 975 Watertower Road St. Maries ID 83861	
William 558 Placer Creek Wallace ID 83873	Becker Merrilee 558 Placer Creek Wallace ID 83873	Bertoch Ron 209 Pine Wallace ID 83873	
Judy 209 Pine Wallace ID 83873	Bertoch Angelo 5305 E. O'Gara Road Harrison ID 83833	Bissell Joyce 5305 E. O'Gara Road Harrison ID 83833	
George 27180 S. Wildwood Drive Worley ID 83876	Bloomsburg Hilma 27180 S. Wildwood Drive Worley ID 83876	Boldt Leland 4924 Honey Hill Road Oak Hills CA 92344	
Boldt 4924 Honey Hill Road Oak Hills CA 92344	Danielle Robert P. O. Box 241 Potlatch ID 83855	Bostrom Dianna P. O. Box 241 Potlatch ID 83855	

Attachment 'A'

The below identified respondents listed below are members of the North Idaho Water Rights
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pg 2 of 10

Shannon Dellinger P. O. Box #444 Silverton ID 83867	Ken Devries 333 Lost Trail St. Maries ID 83861	Yvonne Devries 333 Lost Trail St. Maries ID 83861
Mary Dickson P. O. Box #1138 Spirit Lake ID 83869	Dale Dimico 99 Bulter Drive St. Maries ID 83861	Pete Dirlam P. O. Box #155 Santa ID 83866
Jean Dohrman 59510 S. Hwy 97 St. Maries ID 83861	Larry Domingo P. O. Box #963 Pinehurst ID 83850	Joan Dorsett 3007 Woodland Drive Pinehurst ID 83850
Tom DuHamel 4300 E. Sunset Drive Harrison ID 83833	Eileen DuHamel 4300 E. Sunset Drive Harrison ID 83833	Cherie Duncan 1684 Goosehaven Road St. Maries ID 83861
Fred Duncan 1684 Goosehaven Road St. Maries ID 83861	East Shoshone County Water District 606 Cedar Street Wallace ID 83873	F & H Mine Supply, Inc. P. O. Box #747 Wallace ID 83873
Barbara Eckman 15459-B St. Joe River Road St. Maries ID 83861	Betty Ellis 174 S. Cda Street - Bldg H204 Spokane WA 99201	Beverly Evans 6776 Benewah Creek Road St. Maries ID 83861
Birdie Ellison 360 Eagle Creek Road Wallace ID 83873	Lisa Emerson 354 Ahrs Loop St. Maries ID 83861	Don Eckman 15459-B St. Joe River Road St. Maries ID 83861
Elmor Evans 6776 Benewah Creek Road St. Maries ID 83861	Fernwood Water & Sewer District P. O. Box #215 Fernwood ID 83830	Janet Ferrell P. O. Box #125 Santa ID 83866
Edmond Ferrell P. O. Box #125 Santa ID 83866	John Ferris 7569 Windfall St. Maries ID 83861	Shirley Ferris 7569 Windfall St. Maries ID 83861
Nick Ferris 1967 Alder Creek Loop St. Maries ID 83861	Sabrina Ferris 1967 Alder Creek Loop St. Maries ID 83861	Mike Fish 2626 Railroad Grade Road St. Maries ID 83861
Jonny Fish 2626 Railroad Grade Road St. Maries ID 83861	Eugene Flamand 4970 N. Industrial Way STE-2 Coeur d' Alene ID 83815	Nancy Flamand 4970 N. Industrial Way STE-2 Coeur d' Alen ID 83815

Attachment 'A'

The below identified respondents listed below are members of the North Idaho Water Rights
North Idaho Water Rights Alliance

pg 3 of 10

Mark Fowler
380 Wagon Wheel Road
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Debra Friede
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Kendrick ID 83537

Walter Floch
4661 Minaloosa Valley Road
Plummer ID 83851

Marcie Fowler
380 Wagon Wheel Road
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Kent Friede
2750 Linden Road
Kendrick ID 83537

Denise Floch
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Plummer ID 83851

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Steve Geike
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St. Maries ID 83861

Grayson Gerard
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Victoria Furth
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Carol Gerard
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Kingston ID 83839

Alan Gilda
P. O. Box #498
Mullan ID 83846

Archie Glisson
P. O. Box #82
Smelterville ID 83868

Malinda Gilda
P. O. Box #498
Mullan ID 83846

Francis Glisson
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Pam Grubham
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Missoula MT 59808

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Beth Halversen
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Santa ID 83866

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Coeur d' Alen ID 83814

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St. Maries ID 83861

Gretchen Harrison
12777 W. Cougar Gulch Road
Coeur d' Alene ID 83814

Dick Harwood
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St. Maries ID 83861

Carol Harwood
81527 Hwy 3 South
St. Maries ID 83861

Thomas Hayes
214 W. Elder
Kellogg ID 83837

Jacqueline Hayes
214 W. Elder
Kellogg ID 83837

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Judith Heicksen
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Donald Heikkila
12248 E. O'Gara Road
Harrison ID 83833

Attachment 'A'

The below identified respondents listed below are members of the North Idaho Water Rights
North Idaho Water Rights Alliance

pg 4 of 10

Brian Higdem 360 Lahde Hill Road Pinehurst ID 83850	Jann Higdem 360 Lahde Hill Road Pinehurst ID 83850	Jane Holte 479 S. Newell Road Coeur d' Alen ID 83814
Kathy Jo Hinsz P. O. Box #810 Wallace ID 83873	Edward Howe 10373 W. Riverview Coeur d' Alene ID 83814	Grace Huff 20609 50th Avenue, East Spanaway WA 98387
Clifford Hinsz P. O. Box #810 Wallace ID 83873	Claudia Howe 10373 W. Riverview Coeur d' Alene ID 83814	Harvey Hughett 2003 Ilene Drive Moscow ID 83843
Randy Holte 479 S. Newell Road Coeur d' Alen ID 83814	Cheryl Hughett 2003 Ilene Drive Moscow ID 83843	Marvina Jackson 135 Flat Creek Road St. Maries ID 83861
Darren Jackson 135 Flat Creek Road St. Maries ID 83861	Dean Johnson 140 Arrhenius Lane St. Maries ID 83861	Marjean Johnson 140 Arrhenius Lane St. Maries ID 83861
Eli Johnson P. O. Box #1102 Winthrop WA 98862	J. Rachael Johnson 689 Nuthatch Lane St. Maries ID 83861	Kellogg School District 800 Bunker Avenue Kellogg ID 83837
John Katovich P. O. Box #385 St. Maries ID 83861	Beverly Katovich P. O. Box #385 St. Maries ID 83861	Patrick Kinsey 35 Main Woodland Park Wallace ID 83873
Melvin Kirkman 502 Happy Valley Lane St. Maries ID 83861	Janet Kinsey 35 Main Woodland Park Wallace ID 83873	Bob Anderson P. O. Box 2674 Everett WA 98213
Carolyn Clark 1513 E. 56th Lane Spokane WA 99223	Elizabeth Roberts 10015 W. Royal Oak #327 Sun City AZ 85351	Patty Anderson P. O. Box 2674 Everett WA 98213
Marvin Wheeler 33716 S. Benewah Road Harrison ID 83833	MaryAnne Wheeler 33716 S. Benewah Road Harrison ID 83833	Wilma Lang 5112 B Coeur d' Alene River Rd Kingston ID 83839
Allen Linscott 5112-A Coeur d' Alene River Rd Kingston ID 83839	William Latshaw P. O. Box #187 St. Maries ID 83861	Therese Latshaw P. O. Box #187 St. Maries ID 83861

Attachment 'A'

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pg 5 of 10

Allen Linscott
5112-A Coeur d' Alene River Rd
Kingston ID 83839

Ivan Linscott
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Wallace ID 83873

Glen Caldwell
5112 B Coeur d' Alene River Rd
Kingston ID 83839

Margo Linscott
7150 Burke Road
Wallace ID 83873

Bernie Lowry
640 Renlow Road
Plummer ID 83851

Robert Lowry
640 Renlow Road
Plummer ID 83851

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P. O. Box #619
Mullan ID 83846

Lorraine Manthey
P. O. Box #619
Mullan ID 83846

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Cataldo ID 83810

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Nancy McAninch
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St. Maries ID 83861

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Michele McDaniel
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St. Maries ID 83861

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Cataldo ID 83810

Agnes McFaddin
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Cataldo ID 83810

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Osburn ID 83849

Pat McKay
P. O. Box #931
Osburn ID 83849

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Victorville CA 92393

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Victorville CA 92393

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Cataldo ID 83810

& Adrienne New
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Cataldo ID 83810

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St. Maries ID 83861

Cindy Newsom
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St. Maries ID 83861

Carl Nordstrom
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Dawn Weber
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Harrison ID 83833

MaryAnne Wheeler
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Harrison ID 83833

Verland Woempner
6351 S. Army's Road
Harrison ID 83833

Carla Woempner
6351 S. Army's Road
Harrison ID 83833

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Weber Farms
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Fernwood ID 83830

Attachment 'A'

The below identified respondents listed below are members of the North Idaho Water Rights
North Idaho Water Rights Alliance

pg 6 of 10

Vic Brodie P. O. Box 82 Santa ID 83866	Mark Brown 746 Bearsprings Road St. Maries ID 83861	Debra Brown 746 Bearsprings Road St. Maries ID 83861
Rita Brodie P. O. Box 82 Santa ID 83866	Wayne Brown Box #134 Kingston ID 83839	Nona Bruns P. O. Box 105 St. Maries ID 83861
Terry L. . Burger. 689 Hume Creek Road St. Maries ID 83861	Patricia A. Burger. 689 Hume Creek Road St. Maries ID 83861	Hap Butler 2600-A E. Seltice Way #214 Post Falls ID 83854
Geraldine Butler 2600-A E. Seltice Way #214 Post Falls ID 83854	Gordon Canterbury P. O. Box #967 Wallace ID 83873	Barbara Canterbury P. O. Box #967 Wallace ID 83873
James Carpenter 1330 Shepherd Road St. Maries ID 83861	Ginger Carpenter 1330 Shepherd Road St. Maries ID 83861	Sherry Carriere 2668 Pettis Peak Road St. Maries ID 83861
James Carney 19483 S. Latour Creek Road Cataldo ID 83810	Arlene Carney 19483 S. Latour Creek Road Cataldo ID 83810	Mary Carver 2301 Cromwell Drive St. Maries ID 83861
Thomas Carver 2301 Cromwell Drive St. Maries ID 83861	City of Osburn P. O. Box #865 Osburn ID 83849	Jack Conklin 41845 Silver Valley Road Kingston ID 83839
Mary Combs 38079 S. Hwy 3 St. Maries ID 83861	Yvonne Conklin 41845 Silver Valley Road Kingston ID 83839	Robert Coppa P. O. Box #183 Santa ID 83866
Connie Coppa P. O. Box #183 Santa ID 83866	John Cross 4600 E. Inverness Drive Post Falls ID 83854	Angela Cross 4600 E. Inverness Drive Post Falls ID 83854
Crows Nest Co-operative P. O. Box 311 Harrison ID 83833	Doug Dana 19010 St. Joe River Road St. Maries ID 83861	Valorie Dana 19010 St. Joe River Road St. Maries ID 83861
Rick Day 59494 S. Hwy 97 St. Maries ID 83861	Holly Day 59494 S. Hwy 97 St. Maries ID 83861	Todd Dellinger P. O. Box #444 Silverton ID 83867

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North Idaho Water Rights Alliance

pg 7 of 10

Sally Nordstrom 404 Klette Road Kingston ID 83839	Pamela Secord 391 Bella Rose Road St. Maries ID 83861	Tricia O'Donnell P. O. Box #3926 Coeur d' Ale ID 83816
Jennifer Osier P. O. Box #554 St. Maries ID 83861	Douglas Payne P. O. Box 315 St. Maries ID 83861	Patrick Petrie 349 Kathy Drive St. Maries ID 83861
Kenny Osier P. O. Box #554 St. Maries ID 83861	Kristi Payne P. O. Box 315 St. Maries ID 83861	Annette Petrie 349 Kathy Drive St. Maries ID 83861
Steven Pfeifer 2525 Arapahoe PMB 174 Ste. Boulder CO 80302	John Phillis E 38079 S. Hwy 3 St. Maries ID 83861	Pinehurst Water District P. O. Box #98 Pinehurst ID 83850
Erling Place 1066 Minaloosa Road Plummer ID 83851	Plemmons, Tom & Mary 9423 NE 137th Street Kirkland WA 98034	Alexander Podsaid 357 Mountain Ridge Kingston ID 83839
Gerrie Lee Place 1066 Minaloosa Road Plummer ID 83851	Rick Powell 396 Powell Road St. Maries ID 83861	Dan Price 42182 Silver Valley Road Kingston ID 83839
Anne Reed P. O. Box #327 St. Maries ID 83861	Kurt Reed P. O. Box #327 St. Maries ID 83861	Jane Price 42182 Silver Valley Road Kingston ID 83839
Mark Reimann P. O. Box #481 St. Maries ID 83861	Mazetta Reimann P. O. Box #481 St. Maries ID 83861	William Rogers P. O. Box #227 Santa ID 83866
Chris Renaldo 706 Center Avenue St. Maries ID 83861	Robin Renaldo 706 Center Avenue St. Maries ID 83861	Terry Rogers P. O. Box #227 Santa ID 83866
Edward Rozema 1765 Minaloosa Valley Road Plummer ID 83851	Mary Rozema 1765 Minaloosa Valley Rd Plummer ID 83851	Don Rumpel 1957 Montgomery Gulch Rd Kellogg ID 83837
Karen Rumpel 1957 Montgomery Gulch Rd Kellogg ID 83837	Vince Sartain 1242 W. Cedar Court Ontario CA 91762	Elaine Sartain 1242 W. Cedar Court Ontario CA 91762

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The below identified respondents listed below are members of the North Idaho Water Rights
North Idaho Water Rights Alliance

pg 8 of 10

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Ernest Scalberg
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Heather Scott
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Andrew Scott
27091 Hwy 41
Blanchard ID 83804

Mary Ann Shaw,
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Sherman, John
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Dean Shick
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Santa ID 83866

Eldon Shaw,
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DeSmet ID 83824

Claudia Shick
P. O. Box #64
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Jeff Shippy
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St. Maries ID 83861

Dede Shippy
95 Ferguson Street
St. Maries ID 83861

Robert Short
31054 Highway 6
St. Maries ID 83861

Gail Short
31054 Highway 6
St. Maries ID 83861

Agnes Sibert
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Calder ID 83808

Shoshone County Commissioners
700 Bank Street
Wallace ID 83873

Randy Siler
P. O. Box #59
St. Maries ID 83861

Clysta Siler
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St. Maries ID 83861

Shoshone Co. Outdoor Sportsmen Assn
P. O. Box #725
Wallace ID 83873

Darrell Skaggs
335 Shady Lane
Wallace ID 83873

Donna Skaggs
335 Shady Lane
Wallace ID 83873

Paul Smith
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St. Maries ID 83861

Colleen Smith
88 Garden Tracts Road
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Larry Sotin
82803 Hwy 3 South
St. Maries ID 83861

Larry Sotin
82803 Hwy 3 South
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Bill Stanley
51 A Placer Creek Road
Wallace ID 83873

Eileen Stanley
51 A Placer Creek Road
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Doug Stanley
1818 135th Street, East
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Linda Stanley
1818 135th Street, East
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Lance Stanley
500 Cedars St
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Robin Stanley
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Silverton ID 83867

Leslee Stanley
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Silverton ID 83867

Samuel Steele
303 Happy Valley Lane
St. Maries ID 83861

Jennifer Steele
303 Happy Valley Lane
St. Maries ID 83861

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North Idaho Water Rights Alliance

pg 9 of 10

Merton Steward Box #474 Pinehurst ID 83850	Danielle McClory Box #474 Pinehurst ID 83850	Robert Stowell 412 Main Avenue St. Maries ID 83861
Sunshine Silver Mine 2209 Big Creek Road Kellogg ID 83837	Dennis Tate Box #273 Kellogg ID 83830	Donald Taylor 31825 S. Indian Mountain Road Harrison ID 83833
Michael Tenhonen P. O. Box #14 Kingston ID 83839	Koreena Stowell 412 Main Avenue St. Maries ID 83861	William Teninty P. O. Box #732 Osburn ID 83849
Grant. Tester 1251 Eagle Creek Road Wallace ID 83873	Connie Tenhonen P. O. Box #14 Kingston ID 83839	Diana Teninty P. O. Box #732 Osburn ID 83849
Terrann Tester. 1251 Eagle Creek Road Wallace ID 83873	Lois Tuel 756 Shepherd Road St. Maries ID 83861	Sheree Tester 79 West Fork Eagle Creek Rd Wallace ID 83873
John Thomas P. O. Box #220 Worley ID 83876	Christie Thomas P. O. Box #220 Worley ID 83876	John Tester 79 West Fork Eagle Creek Rd Wallace ID 83873
Tommy Turcott 39211 S. Hwy 3 St. Maries ID 83861	Deann Turcott 39211 S. Hwy 3 St. Maries ID 83861	Homer Turner P. O. Box #327 Fernwood ID 83830
Sherry Turner P. O. Box #327 Fernwood ID 83830	Stanton Turner 740 Happy Creek Lane St. Maries ID 83861	Sally Turner 740 Happy Creek Lane St. Maries ID 83861
Don Vail 1530 Cottonwood Drive St. Maries ID 83861	Martha Vail 1530 Cottonwood Drive St. Maries ID 83861	Forest VanDorn P. O. Box #444 Osburn ID 83849
Calvin Vork 27 Hunt Gulch Road Kingston ID 83839	Susan Vork 27 Hunt Gulch Road Kingston ID 83839	Alice Lee VanDorn P. O. Box #444 Osburn ID 83849
Charlie Warren P. O. Box #331 Fernwood ID 83830	Molly Warren P. O. Box #331 Fernwood ID 83830	Norris Warner II, 42674 S. Hwy 97 Harrison ID 83833

Attachment 'A'

The below identified respondents listed below are members of the North Idaho Water Rights
North Idaho Water Rights Alliance

pg 10 of 10

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42674 S. Hwy 97
Harrison ID 83833

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Bernard Weber
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Tony Zeller
P. O. Box #214
Kingston ID 83839