

DEPT. OF LANDS
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BOISE, IDAHO

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*Attorneys for Plaintiff Sharlie-Grouse
Neighborhood Association, Inc.*

BEFORE THE STATE BOARD OF LAND COMMISSIONERS

SHARLIE-GROUSE NEIGHBORHOOD
ASSOCIATION, INC.,

Petitioner,

v.

IDAHO STATE BOARD OF LAND
COMMISSIONERS,

Respondent,

and

PAYETTE LAKES COTTAGE SITES
OWNERS ASSOCIATION, INC., and
WAGON WHEEL BAY DOCK
ASSOCIATION, INC.,

Intervenors.

**SGNA'S MOTION FOR SUMMARY
JUDGMENT**

COMES NOW Petitioner Sharlie-Grouse Neighborhood Association, Inc. (“SGNA”), by and through its attorneys of record, and pursuant to Rule 260 of the Rules of Practice & Procedure Before the State Board of Land Commissioners, Rule 56 of the Idaho Rules of Civil Procedure, and the scheduling order entered in the above-captioned matter, moves for summary judgment granting declaratory relief in accordance with its *Petition for Declaratory Ruling* (“*Petition*”) dated May 29, 2018. SGNA seeks a declaratory ruling that the constitutional and statutory constraints applicable to the conveyance of trust property were violated, rendering the conveyance of Community Beach unlawful, null, and void. SGNA also seeks a ruling that the Idaho Board of Land Commissioners has jurisdiction to provide this declaratory ruling.

Respectfully submitted this 15th day of April, 2019.

GIVENS PURSLEY LLP

By 
Christopher H. Meyer

SPINK BUTLER, LLP

By 
T. Hethe Clark
Matthew J. McGee

*Attorneys for Petitioner, Sharlie-Grouse
Neighborhood Association, Inc.*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 15th day of April, 2019, the foregoing was filed, served, and copied as follows:

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