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Attorneys for Petitioner

IN THE SUPREME COURT OF THE STATE OF IDAHO

BRANDEN DURST, a qualified elector of the  
State of Idaho,

Petitioner,

v.

IDAHO COMMISSION FOR  
REAPPORTIONMENT, and LAWERENCE  
DENNEY, Secretary of State of the State of  
Idaho, in his official capacity,

Respondents.

Supreme Court No. 49261-2021

**PETITION FOR REVIEW**

I.

**INTRODUCTION**

Petitioner asks this Court to address an issue that is important to every Idaho citizen. The United States Constitution requires a census be taken nationally every 10 years for reapportionment of the United States House of Representatives. As a result of the 2020 federal census, the Idaho Secretary of State formed a Commission for Reapportionment (“the Commission”). The Commission held numerous hearings and

adopted a state legislative plan. The Commission has filed a final report with the Secretary of State who, pursuant to law, shall transmit a copy of the report to the president of the senate and the speaker of the house, which shall be spread upon the journals.

Petitioner contends that the state legislative plan contained in the report violates Article III, Section 5 of the Idaho Constitution because it divides more counties externally than needed to meet standards of equal protection. Specifically, Plan L03 divides eight counties externally with a total of 13 external divisions, whereas Plan L084 divides seven counties externally with a total of nine external divisions.<sup>1</sup> Both Plans L03 and L084 have population deviations of less than 10%, which satisfies the United States Constitutional requirement of equal protection.

Accordingly, the Petitioner respectfully petitions this Court to declare Plan L03 unconstitutional under Article III, Section 5 of the Idaho Constitution. A brief will be filed subsequently in support of this Petition pursuant to this Court's briefing schedule.

## II.

### JURISDICTION

1. This Court has original jurisdiction to consider this Petition under Idaho Constitution, Art. III, § 2(5) that states, "The Supreme Court shall have original jurisdiction over actions involving challenges to legislative apportionment." See also Idaho Code Section 72-1510.

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<sup>1</sup> L084 is a proposed legislative district plan Petitioner submitted to the Commission and is contained in the public record and can be found on the Commission's website <https://legislature.idaho.gov/redistricting/2021/maps/>.

### III.

#### THIS IS THE PROPER FORUM

2. Pursuant to Idaho Code § 72-1509(1), “Within the time and in the matter prescribed by rule of the supreme court, any registered voter, incorporated city or county in this state may appeal to the supreme court a congressional or legislative redistricting plan adopted by the commission.”

3. Idaho Appellate Rule 5(b) states that any challenge to a legislative redistricting plan adopted by the Commission for Reapportionment . . . “shall be filed within 35 days of the filing of the final report with the office of the Secretary of State by the Commission.”

4. The Redistricting Commission filed its final report with the Secretary of State on November 10, 2021. Accordingly, this Petition is filed both timely and in the proper forum.

### IV.

#### PARTIES

5. Petitioner, Branden Durst, is a qualified elector of the State of Idaho and as such has standing pursuant to Idaho Code § 72-1509(1) to bring the constitutional challenge to the final reapportionment plan filed by the Commission with the Secretary of State’s office.

6. Respondent, Idaho Commission for Reapportionment, is a body organized upon the order of the Secretary of State.

7. Respondent, Lawrence Denney, is the Secretary of State for the State of Idaho and responsible to implement the Commission for Reapportionment Report filed with the Secretary of State's office.

**V.**

**BACKGROUND**

8. Petitioner hereby realleges and incorporates by reference the allegations contained in paragraphs 1 through 7.

9. The federal census was officially conducted on April 1, 2020, and census data was transmitted to Idaho on August 14, 2021.

10. As a result, pursuant to Idaho Code Section 72-1501, a Commission for Reapportionment was organized upon an order of the Secretary of State.

11. On September 1, 2021, the Commission was called to order and conducted its business through November 10, 2021.

12. On November 10, 2021, the Commission voted to approve Findings of Fact and Final Report that it subsequently filed with the Secretary of State.

13. Before the Commission filed the Final Report with the Secretary of State, Petitioner appeared before the Commission and provided testimony. Petitioner explained to the Commission that the Idaho Constitution, Article III, Section 5, and this Court's prior decisions require the Commission adopt a plan with a legislative district plan containing the fewest number of counties externally divided and not to include those counties which may be wholly contained through internal division.

14. Notwithstanding (1) the express language of Article III, Section 5, of the Idaho Constitution; (2) this Court's clear precedent on this issue; and (3) Petitioner's testimony on this issue before the Commission, the Commission adopted Plan L03 which divides eight counties externally with a total of 13 external divisions, whereas Plan L084 divides seven counties externally with a total of nine external divisions.

15. Both Plans L03 and L084 have population deviations of less than 10%, which satisfies the United States Constitutional requirement of equal protection and are therefore presumptively constitutional (federally).

16. L03 divides more counties externally and has more total external divisions than needed to meet standards of equal protection and is therefore, on its face, unconstitutional under Article III, Section 5 of the Idaho Constitution.

## **VI.**

### **CLAIM FOR RELIEF**

17. Petitioner hereby realleges and incorporates by reference the allegations contained in paragraphs 1 through 16.

18. For all the reasons set forth in this Petition, this Court should declare that the final legislative redistricting plan adopted by the Commission is unconstitutional and issue a Writ of Prohibition restraining the Secretary of State from transmitting a copy of the report to the president of the senate and the speaker of the house.

19. As a further claim for relief, Petitioner requests that this Court adopt Plan L084 with instructions to the Secretary of State to transmit a copy of Plan L084 to the president of the senate and the speaker of the house. Petitioner makes this claim for

relief based on the exigent circumstances due to the need for clerks to prepare new precinct boundaries in conformity with the new adopted plan and other pressing duties as well as due to the need for potential legislative candidates to file in March 2022 for the May primary.

20. Alternatively, Petitioner requests that this Court remand this matter back to the Commission for further consideration with due regard for the Idaho State Constitution, Article III, Section 5.

## VII.

### SUPPORTING DOCUMENTS

21. This Petition is supported by the Verification of Branden Durst.

22. Appendix A is a true and correct copy of the transcribed public comment Petitioner gave the Commission on October 8, 2021 and is incorporated into this Petition in full.

23. Appendix B is a true and correct copy of the legislative district plan contained in L03 and adopted by the Commission.

24. Appendix C is a true and correct copy of the legislative district plan contained in L084 and not adopted by the Commission.

25. Appendix D is a true and correct copy of the proceedings of the Commission to prepared, processed, and transmitted by the Commission to the Supreme Court.<sup>2</sup>

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<sup>2</sup> Idaho Code Section 72-1509(2) reads, "The commission shall prepare, process and transmit to the supreme court such documents of the proceedings of the commission as may be provided by rule of the

## VIII.

### PRAYER FOR RELIEF

WHEREFORE, Petitioner prays that the Court grant the following relief:

1. That this Court declare legislative redistricting plan L03 adopted by the Commission for Reapportionment unconstitutional and issue a Writ of Prohibition restraining the Secretary of State from transmitting a copy of the report to the president of the senate and the speaker of the house.
2. That this Court adopt Plan L084 with instructions to the Secretary of State to transmit a copy of Plan L084 to the president of the senate and the speaker of the house. Alternatively, Petitioner requests that this Court remand this matter back to the Commission for further consideration with due regard for the Idaho State Constitution, Article III, Section 5.
3. For an award of attorney's fees, expenses, and costs under Idaho Code § 12-117, § 12-121, or as otherwise provided by law and particularly under the common fund doctrine; and
4. For any such further relief, including issuance of declaratory relief or other extraordinary relief as the Court deems just, equitable, reasonable and proper under the circumstances.

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supreme court." Petitioner was unable to find such a rule from this Court and requests that this Court order the proceedings be prepared, processed and transmitted to this Court.

DATED this 10<sup>th</sup> day of November, 2021.

RESPECTFULLY SUBMITTED,

SMITH, DRISCOLL & ASSOCIATES, PLLC

By:   
For Bryan D. Smith, Esq.  
Attorney for Petitioner

VERIFICATION

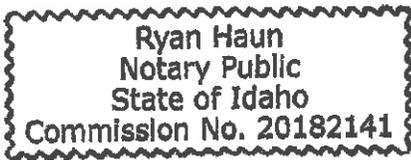
STATE OF IDAHO     )  
                                  ) ss.  
County of Ada        )

Branden Durst, being first duly sworn under oath, deposes and states as follows:

1. I am the Petitioner herein.
2. I am a qualified elector in the State of Idaho. I am currently registered in Ada County to vote and voted in most recent November 2, 2021 election.
3. I have reviewed the foregoing Petition and am familiar with the facts asserted therein. The Petition and the facts asserted therein are true and correct to the best of my knowledge and belief.

  
\_\_\_\_\_  
Branden Durst, Petitioner

SUBSCRIBED AND SWORN to before me this 10<sup>th</sup> day of November, 2021.



  
\_\_\_\_\_  
Notary Public for Idaho  
Residing at: Boise, ID  
My Commission expires: 10/29/2024

# **APPENDIX A**

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5  
6 BRANDEN DURST,                    )  
  )  
7           Plaintiff,                )  
  )  
8 vs.                                    )  
  )  
9 IDAHO COMMISSION ON                )  
REDISTRICTING,                        )  
10                                        )  
  )  
11           Defendant.                )  
  )  
12 \_\_\_\_\_)  
13  
14           TRANSCRIPT OF AUDIO RECORDING  
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1 fifty hours on these maps starting in 2017 doing  
2 some demographic analysis around where I think  
3 things are shifting.  
4           So I'm pretty intimately involved or  
5 familiar with where the numbers are in this state  
6 and how that requires us to build-out maps. And so  
7 to start off with, I just wanted to say I appreciate  
8 the effort of the redistrict commission and the  
9 staff. I know this has been hard given the  
10 accelerated timeline, and I appreciate their efforts  
11 in this.  
12           Just as a recommendation for future --  
13 for future commissions, it would be great if we had  
14 the opportunity to upload maps that are created in  
15 other programs and be able to upload those to the  
16 system here. That would make it a lot easier so  
17 when we do that, it would make it more streamlined  
18 for people, and that way if we have a bandwidth of  
19 only a hundred users, we would be able to get those  
20 uploaded and taken out more quickly. That would be  
21 just as a good governance issue.  
22           Let me just move into the congressional  
23 maps really quick like. I'm not going to spend as  
24 much time talking about those as I am the  
25 legislative map, but I've submitted two

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1           **CHAIRMAN DAVIS:** -- this is the absolute  
2 opposite of what you want.  
3           **MR. DURST:** That's good. I  
4 appreciate --  
5           **CHAIRMAN DAVIS:** So I do insert sarcasm  
6 there.  
7           But we do want to hear from each of you.  
8 We may have some questions for you, but once we have  
9 completed the lists and whatever lists still make  
10 their way up here, we'll adjourn until --  
11           Please go ahead.  
12           **MR. DURST:** Thank you, Chairman Davis  
13 and members of the Commission. I appreciate the  
14 opportunity to be here.  
15           For the record, my name is Branden  
16 Durst, and I currently reside in Boise, Idaho,  
17 although I am moving to Nampa as soon as my house  
18 gets built. So I'm excited to be here today.  
19           I have to admit this is a bit of a hobby  
20 for me. I've been working on maps. When the first  
21 redistrict commission started in 2001, I was at the  
22 Albertsons library at Boise State, and I spent about  
23 a week-and-a-half in the terminals at the college  
24 library working on maps, and ten years ago I was  
25 quite involved, and I think I put about a hundred

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1 congressional maps. One, to this point neither of  
2 them have been uploaded that I have seen to the  
3 website, but I believe Todd has access to both of  
4 those, and I just wanted -- one of them is actually  
5 replicated here in your C-02. That was the second.  
6 I think it might have been the second congressional  
7 map that I submitted on the 5th of September.  
8           And just to speak in favor of that  
9 particular layout, I think it does a good job with  
10 compactness in the Treasure Valley. And I think to  
11 me, being born and raised in this part of the state,  
12 and actually having more of a statewide view right  
13 now, I think it would be helpful if the other parts  
14 of the state had a fighting chance of electing a  
15 congress person. And I think as long as you split  
16 the Treasure Valley between the first CD and the  
17 second CD, that makes it incredibly difficult.  
18           And so I think it would behoove,  
19 especially for the northern part of the state, I  
20 think it's hard for them to be able to compete when  
21 they have to compete with the Treasure Valley where  
22 the mass -- where the vast majority of the  
23 population is. And so I really support plan C-02.  
24 I think that's -- I think that's probably the right  
25 way to go. It helps kind of put the Treasure Valley

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1 in its own little space, and lets the rest of the  
2 state have a say in congress as well.  
3 My second congressional map, if you  
4 wouldn't mind opening that, and Todd, can you do  
5 that, the one I talked about splitting Ada County?  
6 So my second congressional map has a deviation of  
7 two people. So that's about as close to perfect as  
8 you're going to get. And it has a very -- the line  
9 mix is very simple to follow.  
10 So the way the commission did it ten  
11 years ago is they used the interstate as the  
12 dividing line between north and south in Ada County,  
13 and they took Cloverdale and they went north up  
14 Cloverdale.  
15 And so what I've done is I've taken the  
16 map -- and I can't -- I keep turning around because  
17 it's not here on the screen in front of me. But I'm  
18 taking Eagle Road, and I'm taking Eagle Road north  
19 to Willowcreek Road, which is where Eagle Road turns  
20 into. So to me, it makes more sense if we can tell  
21 members of the public in a really simple way this is  
22 where the line is. So we can keep it as simple for  
23 them as possible.  
24 Also it takes out -- it goes down in  
25 southern Ada County and consolidates the Forge

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1 Training Center area which is part of the federal  
2 training facilities for our -- for our armed forces,  
3 and it takes just a little tiny piece out of the  
4 correctional facilities, takes the south Boise  
5 Women's Correctional Center, which is really easy to  
6 extract from their huge complex, and that's how we  
7 get to the deviation of two people in our  
8 congressional map.  
9 And so that's -- if you're going to  
10 split Ada County, I think that's probably the one  
11 that makes the most sense. It's more congruent with  
12 what we're currently doing. It also consolidates  
13 the federal assets that we're talking about from a  
14 military standpoint. So that's all I have to say  
15 about the congressional piece.  
16 Going on to the legislative maps, I  
17 would just start by saying I appreciate what  
18 Chairman Davis pointed out, which is that the name  
19 of the game is really about how do you split the  
20 least number of counties. And the map that we have  
21 before us today splits more than we have to. And it  
22 not only does that, but it splits those counties  
23 more times than they have to be split themselves.  
24 I've submitted two maps for the  
25 Commission's review. Map L-13 and Map L, I believe,

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1 24, both of which only split southern counties  
2 externally.  
3 The Supreme Court in 2011 was crystal  
4 clear that if you don't have to split a county  
5 externally, you should not do it. We're standing in  
6 the county today that's split externally that does  
7 not need to be split externally.  
8 I understand that puts pressures on the  
9 rest of the map when you don't split Ada County, but  
10 you don't have to, and I have the map that shows you  
11 don't have to.  
12 So here's the -- so we also don't have  
13 to split Kootenai County more than once externally.  
14 We only have to split that one time.  
15 When you get down the panhandle, you  
16 have choices to make, depending upon how you're  
17 going to split the rest of the state. You can  
18 either split Nez Perce County, Latah County, or  
19 Idaho County, but you don't have to split all three.  
20 You only have to split one, and that's a choice the  
21 Commission obviously gets to make. But that is --  
22 that is the bottom line when it comes to the first  
23 seven districts in the state of Idaho.  
24 When you get south of Idaho County,  
25 things start to get a little more difficult and

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1 there are some choices there. But if you look at  
2 the maps that I've put together, and we'll see if  
3 Todd can get one of those up on the map, I'll show  
4 you kind of what I did.  
5 Either 13 or 24.  
6 **TODD:** L-24.  
7 **MR. DURST:** What's that?  
8 **TODD:** L-24.  
9 **MR. DURST:** Okay. Perfect. So if you  
10 look at L -- so you see in L-24 -- so here's the  
11 difference. Your deviations change a little bit.  
12 So with L-24, the difference is that you're now  
13 having an impingement upon -- instead of being able  
14 to put Gem County with Canyon County, now you can  
15 put Payette County with Canyon County, would that  
16 change your deviations that you have to have up  
17 north, which then means you have to connect  
18 Clearwater with the first -- with what I would call  
19 in the legislative district two which is the  
20 Shoshone, Bonner, Kootenai, Benewah, Peace.  
21 Or -- and so you have to do it that way,  
22 and that allows you to have enough deviation up  
23 north to be able to make the numbers work. If you  
24 don't do that, your deviations get out of whack.  
25 Both the plans that I've submitted, by

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1 the way, are under ten percent. They are a little  
2 higher than the five percent, but they're lower than  
3 the five -- negative five percent, so they're still  
4 within the permissible range or they're  
5 presumptually constitutional in the State of Idaho  
6 or by the federal courts.  
7 So if you go down the map, if you go  
8 south of Idaho County, what you can see we've done  
9 is -- I hate this first map. I really hate this  
10 map, to be really honest with you, because it takes  
11 a district from Wyoming to Oregon. And I think  
12 that's gross. But that is -- the question is how do  
13 you want to split the pig. Do you want -- and the  
14 court's been clear, if you don't have to split a  
15 county, you shouldn't, and if a county is  
16 contiguous, then it's permissible to contain with  
17 another county. So that's one option that you have.  
18 With this you have -- for all the  
19 counties that are externally split, you only have  
20 one external split within those counties with two  
21 exceptions. The first is Bonneville County, which  
22 has two external splits in this map, and the other  
23 is Canyon County, which has two external splits in  
24 this map.  
25 If you look over in Bonneville County,

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1 what we're doing is connecting it with Jefferson  
2 County and then also with Bingham County as well.  
3 So the area, Commissioner Davis, you're familiar  
4 with the Shelley area in Bonneville County, and  
5 connect that area with Bingham, which is -- you  
6 know, if you leave Blackfoot, you get there pretty  
7 quickly. It's a very similar -- similar area, so I  
8 think from a community interest standpoint it makes  
9 more sense.  
10 The other alternative to this where you  
11 don't split -- where you split Canyon and Bonneville  
12 twice, is where you split Bonneville three times and  
13 no other county externally more than once, and  
14 that's in L-13. And so that creates -- that allows  
15 us to avoid the problem of stretching from Adams  
16 County to Teton County, which is -- which again, as  
17 I've said already, is not ideal for anyone, I don't  
18 think. I can't imagine being a legislator in a  
19 district that runs from Wyoming to Oregon without a  
20 road that connects in between. It would be very,  
21 very, very difficult.  
22 But L-13 provides you an opportunity to  
23 be able to avoid that, but it does split Bonneville  
24 County three times. The total number of external  
25 splits is the same, but it focuses those on

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1 Bonneville instead.  
2 And so the ultimate -- but to put it in  
3 a summation, the key is you don't have to split more  
4 than seven times. You don't have to split more than  
5 seven counties externally.  
6 Now, if I can just really briefly talk  
7 about Ada County because this is where we are today,  
8 this is the area that I have the most subject matter  
9 expertise in. If we can zoom in to that, my maps,  
10 both L-13 and L-24, didn't change how I drew Ada  
11 County.  
12 **COMMISSIONER DAVIS:** So everybody, so  
13 that we're all operating from the same sheet of  
14 music, we're playing from the sheet of music, when  
15 you hear the phrase external split and internal  
16 split, my understanding of that is that if you take  
17 a county and you cut a portion of it and put it with  
18 another county, that's an external split. So if you  
19 grab the eastern part of Bonneville County and move  
20 it up or down to make southern or northern districts  
21 work, well, there's an external split.  
22 You grab the northwest corner of that  
23 county, then you have split that county externally  
24 twice. But you might also have legislative  
25 districts that are only contained within a county,

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1 and when that happens, that's called an internal  
2 split.  
3 Now the court has yet to speak in a  
4 plain and identifiable way as to internal versus  
5 external splits. In fact, you can read the Twin  
6 Falls decision to suggest that they're reading  
7 internal and external identically. Now, we don't --  
8 we hope that that's not what they mean based on some  
9 language actually in Idaho's constitution, and that  
10 issue doesn't appear to be expressly presented to  
11 the court, but when we talk of the external and  
12 internal splits, that's what I believe it means.  
13 Go ahead.  
14 **MR. DURST:** Thank you, Chairman.  
15 Appreciate the clarification as well.  
16 And my reading of the Bingham County  
17 case is that it said that if a county can be  
18 internally divided, then it should be, which is  
19 why -- which is why I've gone the direction that I  
20 have here with Ada County as well.  
21 So if you start up where the current  
22 District 14 is in the northwest part of the county,  
23 obviously District 14 has to shrink significantly  
24 because it's way overpopulated right now. I'm  
25 trying to use natural landmarks as a place to

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1 create -- again, trying to go back to ease of use  
2 for voters. I think we need to put that as premium.  
3 I heard a clerk -- a young voter  
4 yesterday say we need to make this easier for  
5 clerks, and I think we need to make it easier for  
6 voters first. So if we can have a natural line that  
7 crosses that's easy for folks to know, I think that  
8 should be our preference.  
9 And so in this case I've used the river  
10 as the dividing line. People -- everyone knows  
11 where the Boise River is if you live in Ada County,  
12 and if you're north of the Boise River, then you're  
13 in District 14; if you're south of it, you're not.  
14 And then we've just taken a natural line there.  
15 The same thing going through Meridian,  
16 trying to provide Meridian some -- a community of  
17 interest and allow them to have multiple legislative  
18 districts, which their population supports.  
19 If you go into the current District 17,  
20 that's comprised of most of Boise State, so what  
21 I've done is I've given them the entirety of Boise  
22 State and all of their assets as well of the  
23 majority of places where most of the people that go  
24 to Boise State live. So that's a real easy place to  
25 follow.

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1 The southwest part of the city, we're  
2 looking at the New York Canal in District 18.  
3 Everything south of the New York Canal goes into the  
4 new District 18 which becomes the south -- South  
5 Boise District.  
6 And I -- I'd say I was left center from  
7 this district. I know this area pretty darn well.  
8 I was born and raised in this area, and I would tell  
9 you that people that live in the southern part of  
10 that district don't feel connected to the rest of  
11 the people in the district, and especially the folks  
12 on the east end -- or the west end of that district  
13 don't feel connected to that district.  
14 And so ACHD has connected the areas and  
15 the Gowan Road area to the southwest part of this  
16 district through the Orchard access street, which is  
17 very busy now and is going to continue to grow, and  
18 those areas are going to start to merge together,  
19 and I think it just makes sense from a legislative  
20 standpoint if they're connected to each other.  
21 So we're trying to make these districts  
22 as compact as possible and allow them to be able to  
23 represent the people that are in communities of  
24 interest, but I think it makes more sense to be able  
25 to have Ada County kind of follow these natural

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1 lines where they already exist and allow the  
2 districts to -- obviously they're going to flow over  
3 to the west because that's where the population has  
4 been, so....  
5 Yes?  
6 **MALE SPEAKER:** It looks like the  
7 District 18, District 22, and the 10.07 percent  
8 difference there.  
9 **MR. DURST:** I don't have my glasses on,  
10 but we were within the numbers. The numbers still  
11 work.  
12 **MALE SPEAKER:** Okay.  
13 **MR. DURST:** It's 9.986. That's where  
14 we're at. It's very tight.  
15 District 18 does have the correctional  
16 facility, by the way, so that's seven thousand  
17 people you can move either way.  
18 **COMMISSIONER DAVIS:** We used a different  
19 map at the University of Idaho.  
20 But I see -- I see the point. And your  
21 point is because both 18 and 22 are positive  
22 numbers, that you're still below, because your floor  
23 isn't a larger number. It is five percent on either  
24 side.  
25 **MR. DURST:** Correct.

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1 **COMMISSIONER DAVIS:** And that's -- and  
2 that's -- and although we chose for the purposes of  
3 the draft plan to use an artificial five and five,  
4 an eight and two also works as well. That's the  
5 deviation between the most and the least populated  
6 districts.  
7 Did you have another question on that?  
8 **MALE SPEAKER:** No, that was my error  
9 because I was looking at a minus there instead of a  
10 plus.  
11 **MR. DURST:** And I understand it's a  
12 little bit -- if you're used to the five and five,  
13 if you want it to be symmetrical, I think you're  
14 going to have a harder time drawing the map with the  
15 limited least number of county splits externally  
16 with anything with a five and a five. At least I  
17 had a hard time doing that. You could maybe figure  
18 that out.  
19 But I'm done. Thank you for the time.  
20 I really appreciate that. I'm happy to answer any  
21 questions you may have.  
22 **CHAIRMAN DAVIS:** Thank you very much.  
23 Any other questions?  
24 **MR. DURST:** Thank you.  
25 **CHAIRMAN DAVIS:** The next person that is



	<b>artificial (1)</b> 16:3	<b>call (1)</b> 8:18	<b>compact (1)</b> 14:22	<b>create (1)</b> 13:1
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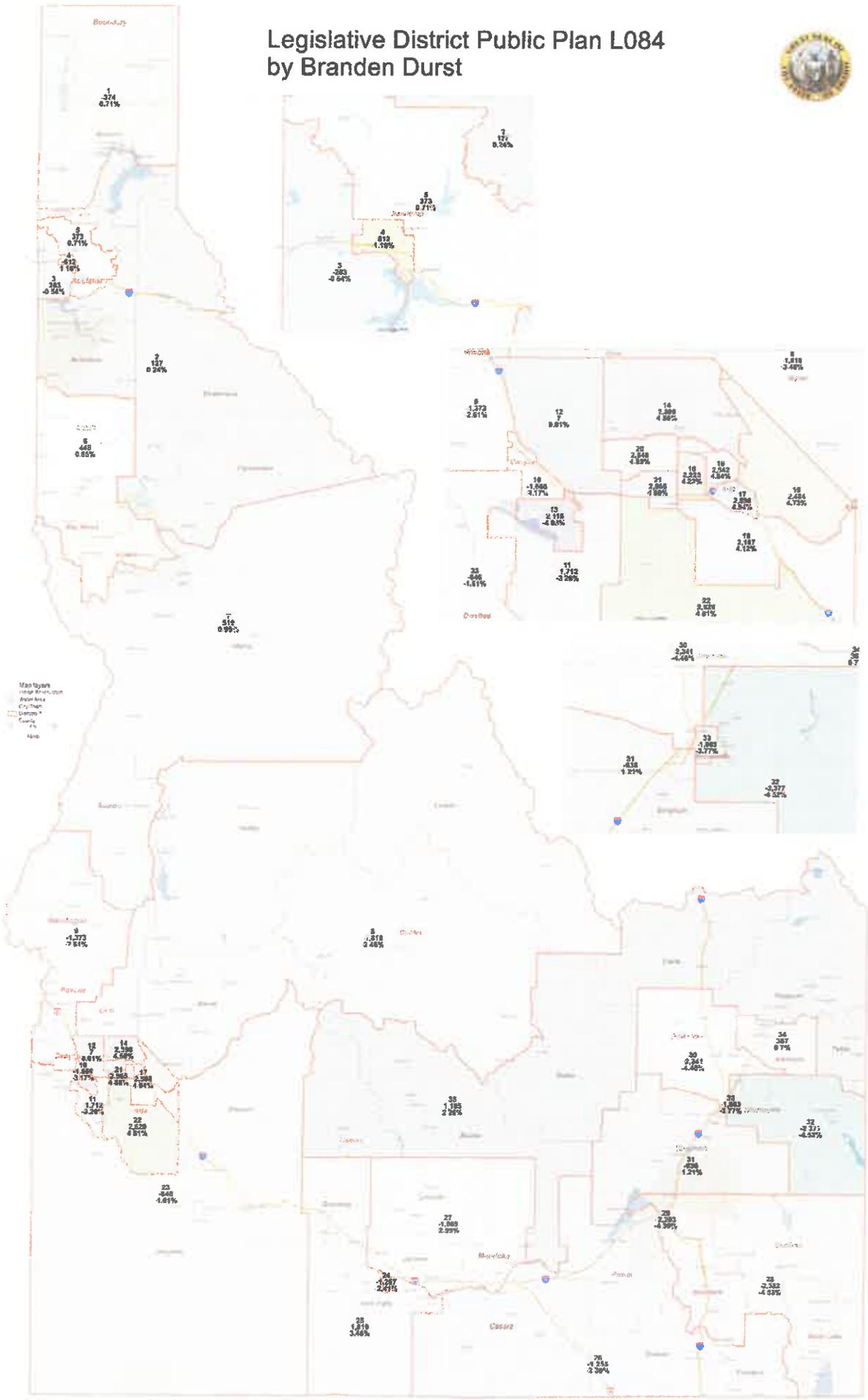
<p><b>simple (3)</b> 5:9,21,22</p> <p><b>soon (1)</b> 2:17</p> <p><b>south (8)</b> 5:12;6:4;7:24;9:8; 13:13;14:3,4,4</p> <p><b>southern (4)</b> 5:25;7:1;11:20;14:9</p> <p><b>southwest (2)</b> 14:1,15</p> <p><b>space (1)</b> 5:1</p> <p><b>speak (3)</b> 4:8;12:3;17:1</p> <p><b>SPEAKER (3)</b> 15:6,12;16:8</p> <p><b>spend (1)</b> 3:23</p> <p><b>spent (1)</b> 2:22</p> <p><b>split (31)</b> 4:15;6:10,19,23;7:1, 4,6,7,9,13,14,17,18,19, 20;9:13,14,19,20; 10:11,11,12,23;11:3,4, 15,16,18,21,23;12:2</p> <p><b>splits (8)</b> 6:21,22;9:22,23; 10:25;12:5,12;16:15</p> <p><b>splitting (1)</b> 5:5</p> <p><b>staff (1)</b> 3:9</p> <p><b>standing (1)</b> 7:5</p> <p><b>standpoint (3)</b> 6:14;10:8;14:20</p> <p><b>start (5)</b> 3:7;6:17;7:25;12:21; 14:18</p> <p><b>started (1)</b> 2:21</p> <p><b>starting (1)</b> 3:1</p> <p><b>State (12)</b> 2:22;3:5;4:11,14,19; 5:2;7:17,23;9:5;13:20, 22,24</p> <p><b>statewide (1)</b> 4:12</p> <p><b>still (4)</b> 2:9;9:3;15:10,22</p> <p><b>streamlined (1)</b> 3:17</p> <p><b>street (1)</b> 14:16</p> <p><b>stretching (1)</b> 10:15</p> <p><b>subject (1)</b> 11:8</p> <p><b>submitted (4)</b> 3:25;4:7;6:24;8:25</p>	<p><b>suggest (1)</b> 12:6</p> <p><b>summation (1)</b> 11:3</p> <p><b>support (1)</b> 4:23</p> <p><b>supports (1)</b> 13:18</p> <p><b>Supreme (1)</b> 7:3</p> <p><b>symmetrical (1)</b> 16:13</p> <p><b>system (1)</b> 3:16</p> <p style="text-align: center;"><b>T</b></p> <p><b>talk (2)</b> 11:6;12:11</p> <p><b>talked (1)</b> 5:5</p> <p><b>talking (2)</b> 3:24;6:13</p> <p><b>ten (3)</b> 2:24;5:10;9:1</p> <p><b>terminals (1)</b> 2:23</p> <p><b>Teton (1)</b> 10:16</p> <p><b>thousand (1)</b> 15:16</p> <p><b>three (3)</b> 7:19;10:12,24</p> <p><b>tight (1)</b> 15:14</p> <p><b>timeline (1)</b> 3:10</p> <p><b>times (4)</b> 6:23;10:12,24;11:4</p> <p><b>tiny (1)</b> 6:3</p> <p><b>today (4)</b> 2:18;6:21;7:6;11:7</p> <p><b>Todd (5)</b> 4:3;5:4;8:3,6,8</p> <p><b>together (2)</b> 8:2;14:18</p> <p><b>took (1)</b> 5:13</p> <p><b>total (1)</b> 10:24</p> <p><b>Training (2)</b> 6:1,2</p> <p><b>TRANSCRIPT (1)</b> 1:14</p> <p><b>Treasure (4)</b> 4:10,16,21,25</p> <p><b>trying (4)</b> 12:25;13:1,16;14:21</p> <p><b>turning (1)</b> 5:16</p> <p><b>turns (1)</b> 5:19</p>	<p><b>twice (2)</b> 10:12;11:24</p> <p><b>Twin (1)</b> 12:5</p> <p><b>two (9)</b> 3:25;5:7;6:7,24; 8:19;9:20,22,23;16:4</p> <p style="text-align: center;"><b>U</b></p> <p><b>ultimate (1)</b> 11:2</p> <p><b>under (1)</b> 9:1</p> <p><b>University (1)</b> 15:19</p> <p><b>up (8)</b> 2:10;5:13;8:3,16,22; 11:20;12:21;17:1</p> <p><b>upload (2)</b> 3:14,15</p> <p><b>uploaded (2)</b> 3:20;4:2</p> <p><b>upon (2)</b> 7:16;8:13</p> <p><b>use (3)</b> 12:25;13:1;16:3</p> <p><b>used (4)</b> 5:11;13:9;15:18; 16:12</p> <p><b>users (1)</b> 3:19</p> <p style="text-align: center;"><b>V</b></p> <p><b>Valley (4)</b> 4:10,16,21,25</p> <p><b>vast (1)</b> 4:22</p> <p><b>versus (1)</b> 12:4</p> <p><b>view (1)</b> 4:12</p> <p><b>voter (1)</b> 13:3</p> <p><b>voters (2)</b> 13:2,6</p> <p><b>vs (1)</b> 1:8</p> <p style="text-align: center;"><b>W</b></p> <p><b>wants (1)</b> 17:1</p> <p><b>way (11)</b> 2:10;3:18;4:25;5:10, 21;8:21;9:1;12:4,24; 15:16,17</p> <p><b>website (1)</b> 4:3</p> <p><b>week-and-a-half (1)</b> 2:23</p> <p><b>west (2)</b></p>	<p>14:12;15:3</p> <p><b>whack (1)</b> 8:24</p> <p><b>What's (1)</b> 8:7</p> <p><b>Willowcreek (1)</b> 5:19</p> <p><b>within (4)</b> 9:4,20;11:25;15:10</p> <p><b>without (1)</b> 10:19</p> <p><b>Women's (1)</b> 6:5</p> <p><b>work (3)</b> 8:23;11:21;15:11</p> <p><b>working (2)</b> 2:20,24</p> <p><b>works (1)</b> 16:4</p> <p><b>Wyoming (2)</b> 9:11;10:19</p> <p style="text-align: center;"><b>Y</b></p> <p><b>years (2)</b> 2:24;5:11</p> <p><b>yesterday (1)</b> 13:4</p> <p><b>York (2)</b> 14:2,3</p> <p><b>young (1)</b> 13:3</p> <p style="text-align: center;"><b>Z</b></p> <p><b>zoom (1)</b> 11:9</p> <p style="text-align: center;"><b>1</b></p> <p><b>10.07 (1)</b> 15:7</p> <p><b>13 (1)</b> 8:5</p> <p><b>14 (3)</b> 12:22,23;13:13</p> <p><b>17 (1)</b> 13:19</p> <p><b>18 (5)</b> 14:2,4;15:7,15,21</p> <p style="text-align: center;"><b>2</b></p> <p><b>2001 (1)</b> 2:21</p> <p><b>2011 (1)</b> 7:3</p> <p><b>2017 (1)</b> 3:1</p> <p><b>22 (2)</b> 15:7,21</p> <p><b>24 (2)</b> 7:1;8:5</p>	<p style="text-align: center;"><b>5</b></p> <p><b>5th (1)</b> 4:7</p> <p style="text-align: center;"><b>9</b></p> <p><b>9.986 (1)</b> 15:13</p>
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# **APPENDIX B**



# **APPENDIX C**

# Legislative District Public Plan L084 by Branden Durst



# **APPENDIX D**