

# Idaho Water Adjudications – Monthly Informational Meeting

Lacey Rammell-O'Brien, Scott Luvaas, & Suzy Cooley  
for the Idaho Department of Water Resources  
October 20, 2026



*Photo Credit: Scott Potter, Northern Region*



## DISCUSSION ITEMS

- Snake River Basin Adjudication
- Coeur d'Alene – Spokane River Basin Adjudication
- Palouse River Basin Adjudication
- Clark Fork – Pend Oreille River Basins Adjudication
- Bear River Basin Adjudication
- Kootenai River Basin Adjudication
- Other General Matters

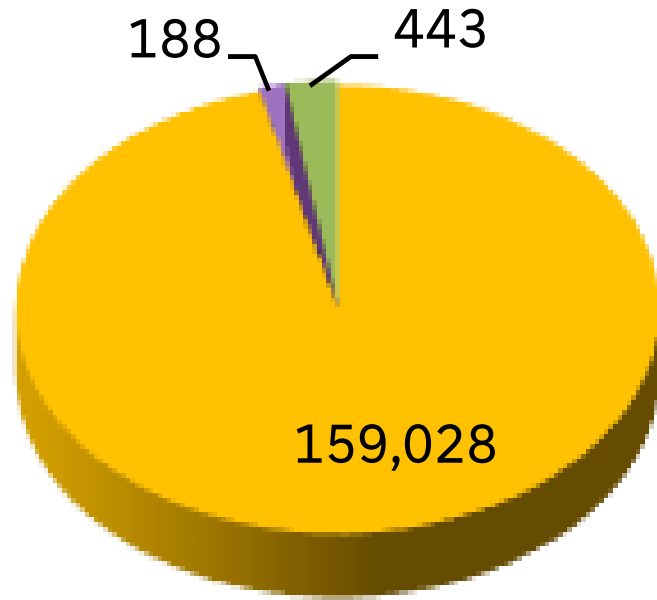
SRBA



*Black Rock east of Pocatello, ID*

*Photo Credit: Tami Warner, Idaho Through the Lens*

## SRBA SUMMARY AS OF OCTOBER 7, 2026



■ Decreed

■ Pending Decree

■ Closed

Note: If slides are printed in greyscale, all graphs should be read in clockwise order in relation to their legends.

# MOTION FOR DETERMINATION OF DE MINIMIS D&S RIGHT FILED BUT AWAITING AFFIDAVIT OF PUBLICATION

| Count | Claimant             | Subcase #(s)       | Motion Filed | Next Step                             |
|-------|----------------------|--------------------|--------------|---------------------------------------|
| 1     | Casa Del Norte – 5** | 63-35008           | 7/18/2025    | Waiting on Claimant to file Affidavit |
| 2     | Richins              | 43-13946, 43-13947 | 4/27/2028    | Waiting on Claimant to file Affidavit |

## WAITING FOR IDWR TO SUBMIT NOTICE OF EXAMINATION

| Count | Claimant   | Subcase #(s) | Affidavit Filed | Next Step                            |
|-------|------------|--------------|-----------------|--------------------------------------|
| 1     | Williamson | 47-17793     | 9/15/2026       | IDWR to submit Notice of Examination |

# AWAITING DIRECTOR'S REPORT BY IDWR

| Count | Claimant               | Subcase #(s)                                         | Director's Report Due | Next Step         |
|-------|------------------------|------------------------------------------------------|-----------------------|-------------------|
| 1     | Albano                 | 29-14557                                             | 12/15/2026            | IDWR to submit DR |
| 1     | Johnson                | 86-12185                                             | 12/15/2026            | IDWR to submit DR |
| 1     | Bieker                 | 86-12178                                             | 12/21/2026            | IDWR to submit DR |
| 1     | Lyke                   | 63-35673                                             | 01/12/2027            | IDWR to submit DR |
| 1     | Fischer                | 84-12331                                             | 02/1/2027             | IDWR to submit DR |
| 3     | Conner                 | 57-12120, 57-12132 , 57-12133                        | 04/27/2027            | IDWR to submit DR |
| 23    | Casa Del Norte, LP – 2 | 37-23270, et al.; 61-12366, et al.; 63-35004, et al. | 05/04/2027            | IDWR to submit DR |
| 5     | Casa Del Norte, LP – 3 | 37-23274, 37-23275, 37-23276, 61-12377, 61-12406     | 05/04/2027            | IDWR to submit DR |
| 17    | Casa Del Norte, LP – 4 | 61-12368, et al.                                     | 05/04/2027            | IDWR to submit DR |
| 1     | Tracy                  | 63-35797                                             | 07/12/2027            | IDWR to submit DR |
| 1     | Kinney                 | 65-24445                                             | 08/23/2027            | IDWR to submit DR |
| 1     | Ard                    | 85-15901                                             | 08/23/2027            | IDWR to submit DR |

## DIRECTOR'S REPORT ISSUED

| Count | Claimant           | Subcase #(s)                                                                                         | DR Filed   | Hearing on Uncontested                                                                             |
|-------|--------------------|------------------------------------------------------------------------------------------------------|------------|----------------------------------------------------------------------------------------------------|
| 1     | Blaser             | 65-24319                                                                                             | 06/22/2026 | Objection deadline 08/17/2026<br>Response deadline 10/16/2026<br>Hearing on Uncontested 11/17/2026 |
| 31    | Casa Del Norte, LP | 37-23475 thru 37-23482, 37-23484 thru 37-23501; 61-12396, 61-12398, 61-12400, 61-12401, and 61-12490 | 09/22/2026 | Objection deadline 01/04/2027<br>Response deadline 04/12/2027<br>Hearing on Uncontested 05/18/2027 |

# DIRECTOR'S REPORT ISSUED WITH OUTSTANDING OBJECTIONS

| Count | Claimant           | Subcase #(s)                                        | DR Filed   | Objection Filed                       |
|-------|--------------------|-----------------------------------------------------|------------|---------------------------------------|
| 47    | Pioneer Power LLC  | 55-14030 et al.                                     | 1/14/2022  | 3/14/2022                             |
| 1     | Gallant            | 67-15208                                            | 6/8/2022   | 8/8/2022                              |
| 14    | Williams           | 29-14388 thru 29-14397, 61-12467 thru 61-12470      | 5/22/2023  | 7/25/2023*                            |
| 1     | Normandie LLC      | 65-24159                                            | 11/24/2025 | 1/20/2026                             |
| 1     | Normandie, LLC     | 65-24308                                            | 11/24/2025 | unobjected, tracking with<br>65-24159 |
| 5     | Casa Del Norte - 1 | 37-23474, 61-12361, 61-12362, 61-12363,<br>61-12440 | 03/03/2026 | 05/04/2026                            |

# SPECIAL MASTER'S REPORT AND RECOMMENDATION

| Count | Claimant | Subcase #(s) | DR Filed | Hearing on Uncontested |
|-------|----------|--------------|----------|------------------------|
|       |          |              |          |                        |

\*Objection to the claim filed before Director's Report

## DIRECTOR'S REPORTS WITH EXECUTED SF5S

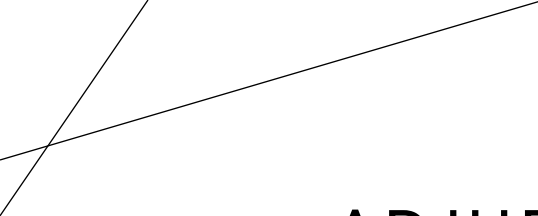
| Count | Claimant | Subcase #(s) | DR Filed | SF5 Filed Date | SMRR Filed Date |
|-------|----------|--------------|----------|----------------|-----------------|
|       |          |              |          |                |                 |

## PARTIAL DECREE ISSUED

| Count | Claimant      | Subcase #(s)           | Partially Decreed |
|-------|---------------|------------------------|-------------------|
| 1     | Animals Trust | 63-35660               | 09/15/2026        |
| 12    | T-Bone Ranch  | 25-14565 thru 25-14576 | 09/15/2026        |

## DISMISSED

| Count | Claimant | Subcase #(s) | Date Dismissed |
|-------|----------|--------------|----------------|
|       |          |              |                |



# SUBCASE 00-92095

## ADJUDICATION OF DEFERRED DE MINIMIS DOMESTIC AND STOCKWATER CLAIMS

- Pursuant to Judge Wildman's January 22, 2024 Stay Order, this subcase is stayed pending resolution of *U.S. v. Idaho* in the Federal Courts.

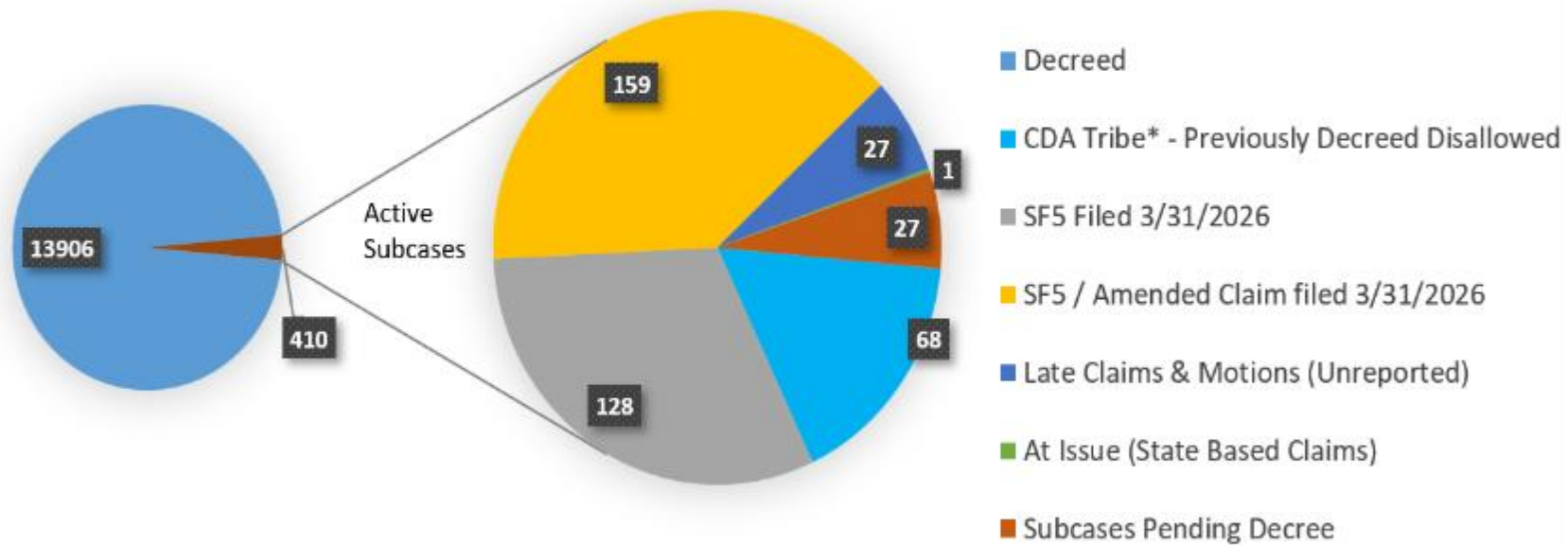
CSRBA

*Coeur d'Alene Lake, Worley, ID*

*Photo Credit: Scott Potter, Northern Region*



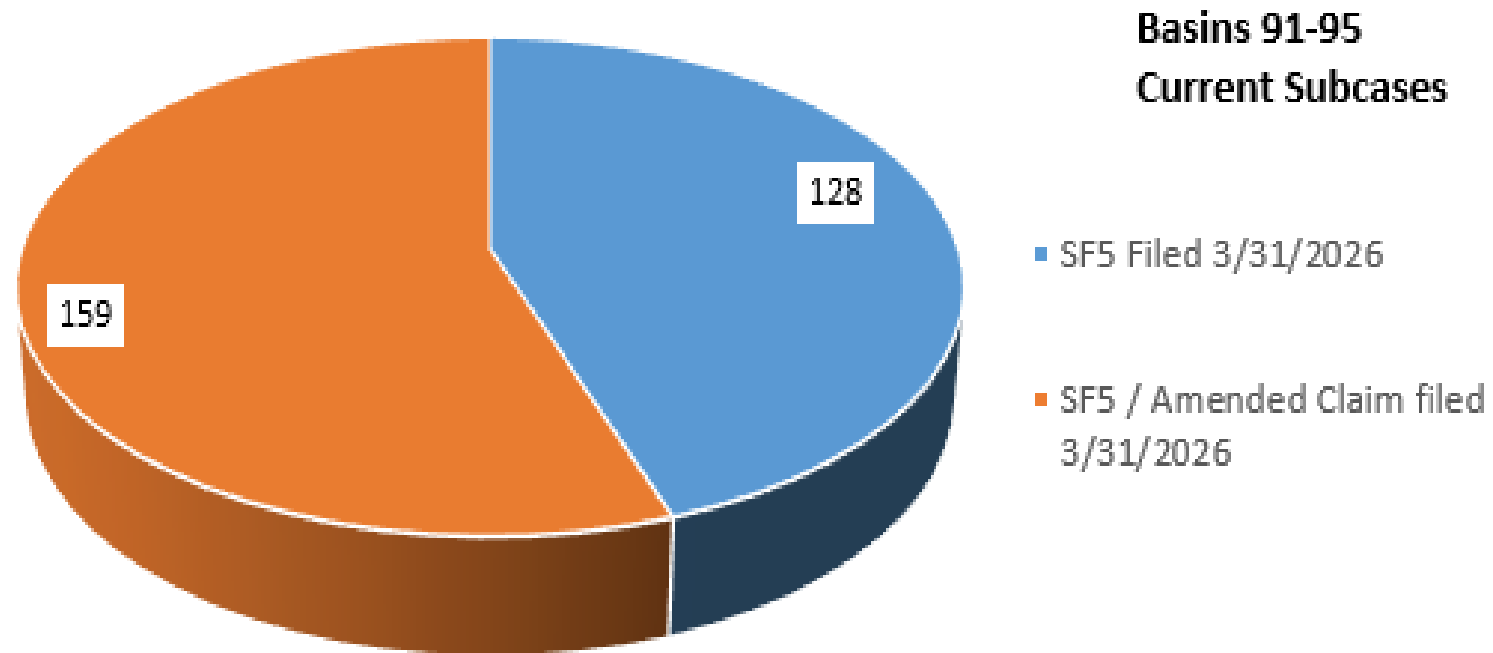
## CSRBA Summary All Subcases



*\*United States of America as trustee on behalf of the Coeur d'Alene Tribe of the Coeur d'Alene Indian Reservation*

*As of 10/7/2026*

## CSRBA FEDERAL RESERVED CLAIMS



*\* United States of America as trustee on behalf of the Coeur d'Alene Tribe of the Coeur d'Alene Indian Reservation*

# BASIN 95 PART 1

## SUBCASES FOR WHICH OBJECTIONS ARE UNRESOLVED



*Priest Lake, near Granite Creek*

*Photo Credit: Scott Potter, Northern Region*

State-based claims in Coeur d'Alene Lake

- SMRRs issued June 25, 2026. Decrees anticipated to issue with the larger Federal Package (91-7755 et al).

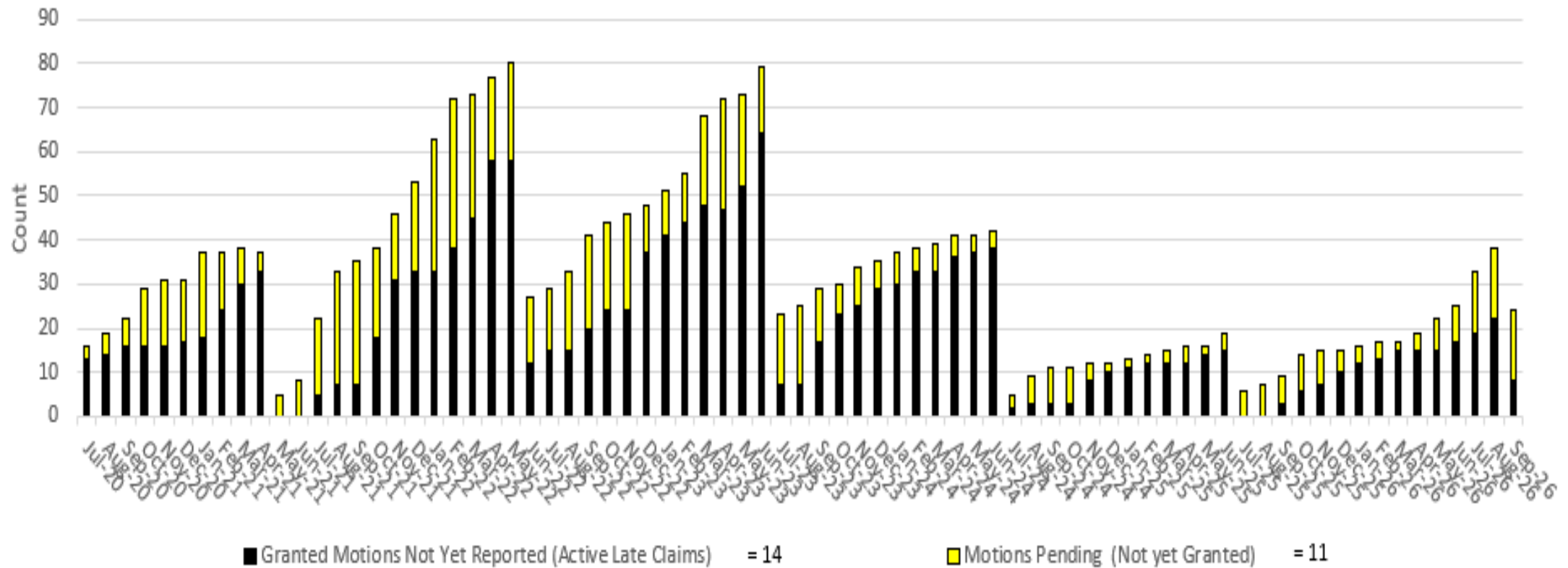
## ACTIVE LATE CLAIM SUBCASES

| Count | Claimant                                                | Subcase #(s) | DR Filed | Status                            |
|-------|---------------------------------------------------------|--------------|----------|-----------------------------------|
| 1     | "Chilco Lake Users" – lead claimant name: Curtis Carney | 95-18274     | 06/15/23 | SF5 filed 09/04/2026 - disallowed |

## OTHER ACTIVE SUBCASES

| Count | Claimant                 | Subcase #(s)       | DR Filed   | Status                                                                                                                         |
|-------|--------------------------|--------------------|------------|--------------------------------------------------------------------------------------------------------------------------------|
| 2     | Michael & Kelley Woodard | 95-11453, 95-12515 | 02/26/2019 | Decreed 12/01/2020; set aside 07/22/2026<br>Claimants Filed Motion to Amend Claim 09/28/2026<br>Objection Deadline: 10/30/2026 |

## CSRBA Late & Misc Claims



As of 10/1/2026

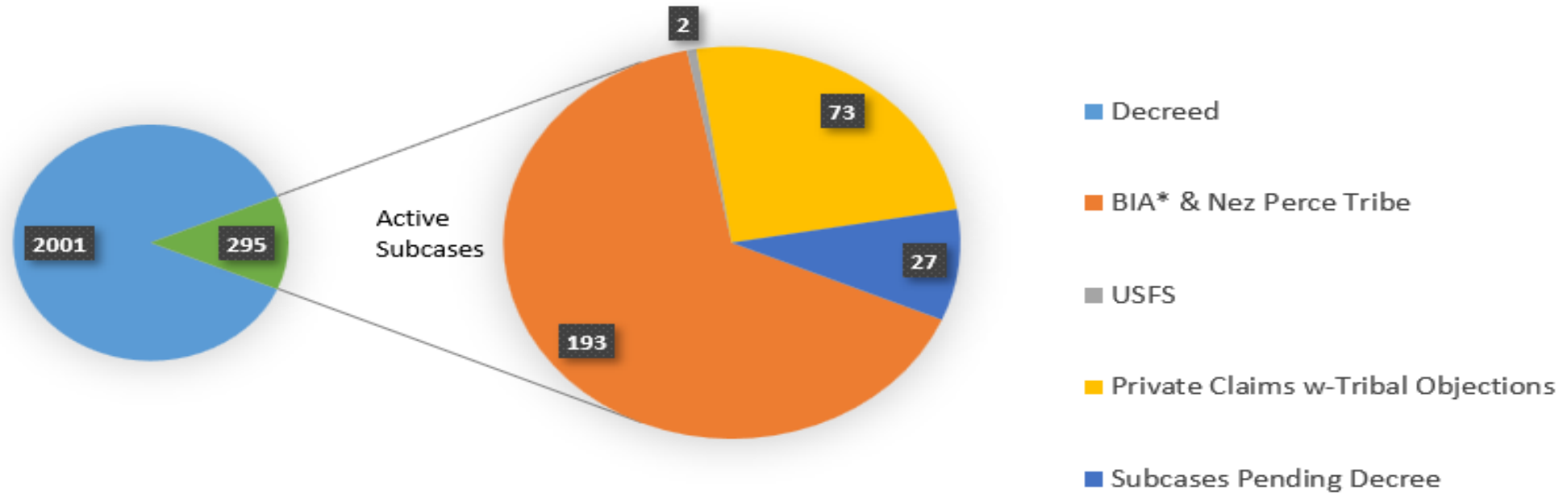
PRBA



*Kendrick, ID*

*Photo Credit: JoAnn Watson, Idaho Through the Lens*

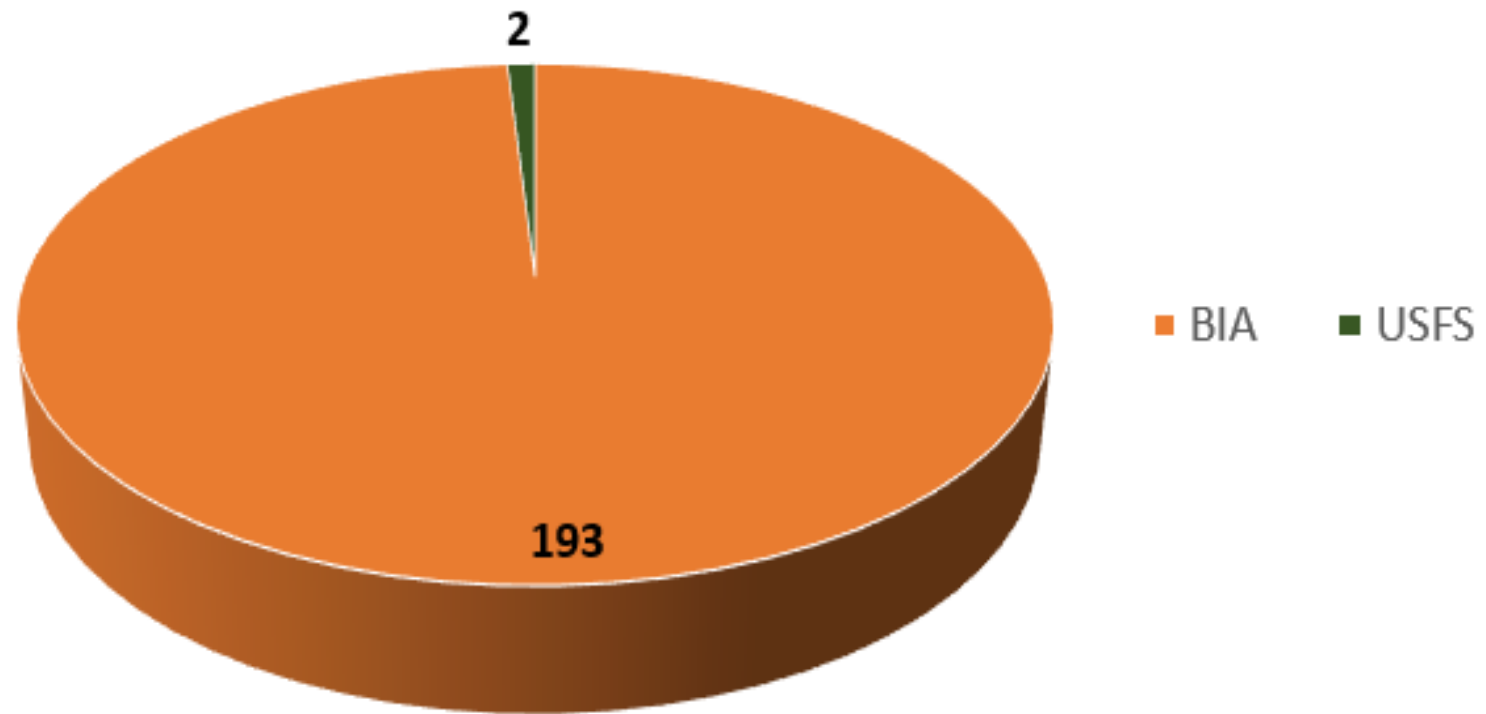
## PRBA Summary All Subcases



\* United States of America as trustee on behalf of the Nez Perce Tribe

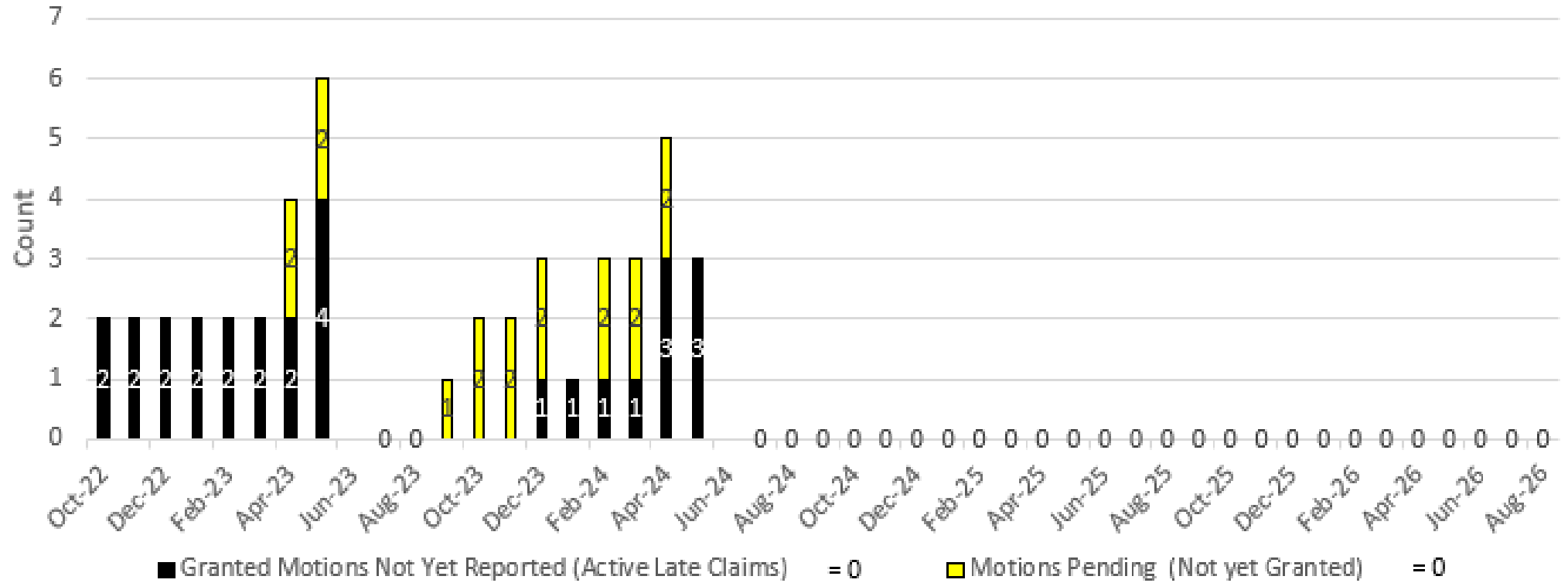
As of 10/1/2026

## PRBA FEDERAL RESERVED CLAIMS



*\* United States of America as trustee on behalf of the Nez Perce Tribe*

## PRBA Late & Misc Claims



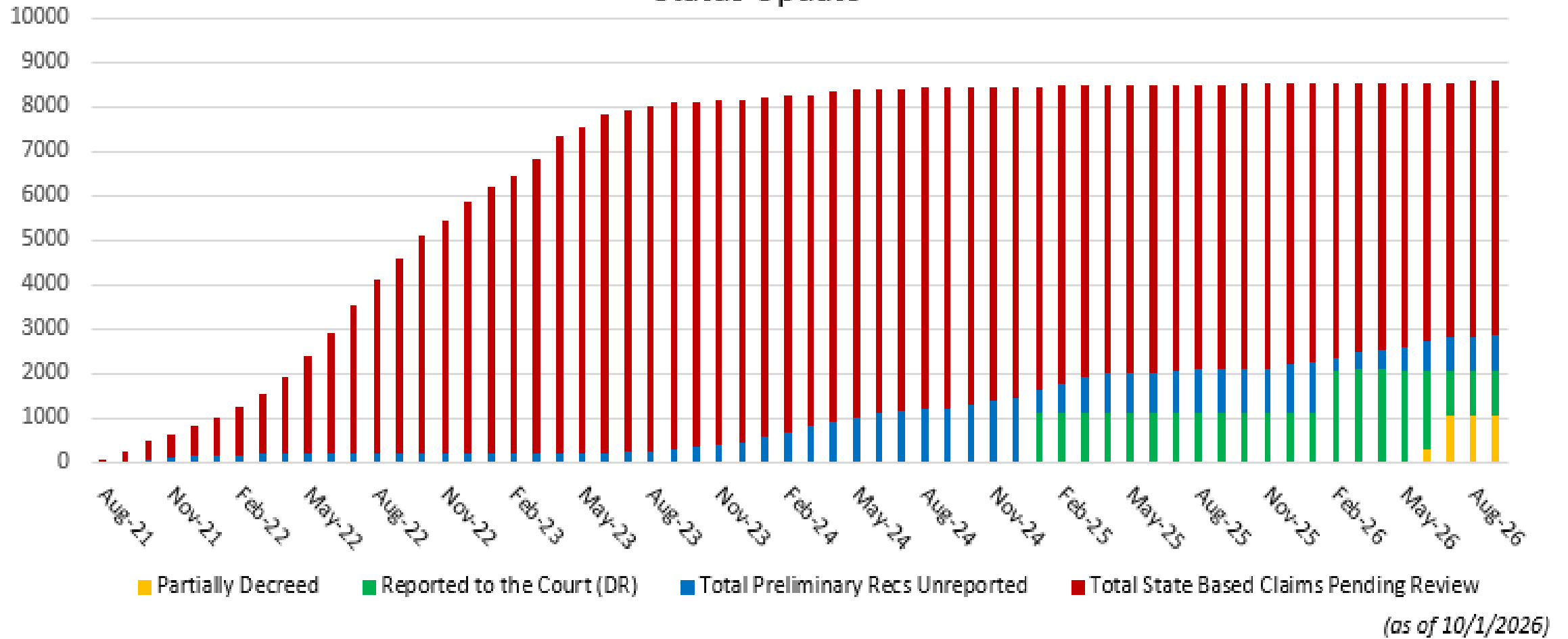
As of 10/1/2026

CFPRBA



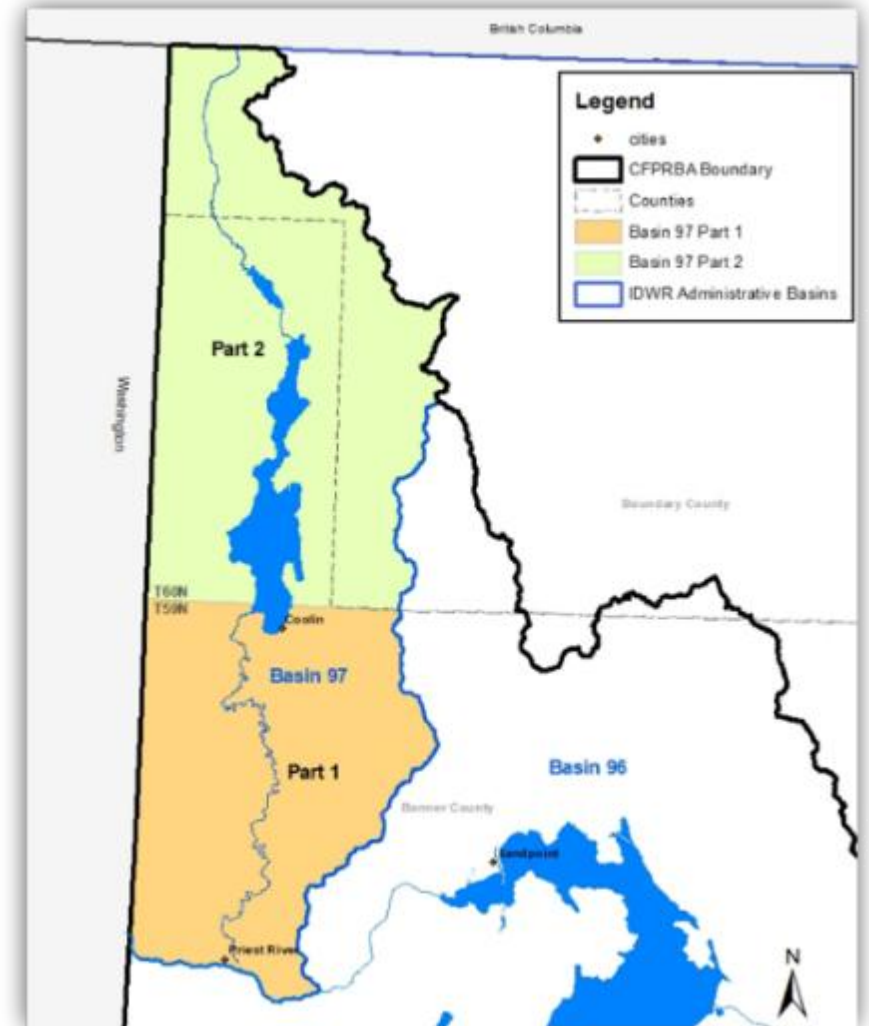
*Lake Pend Oreille, Sagley, ID*  
*Unknown photographer from Northern Region*

## Clark Fork-Pend Oreille River Basin Adjudication (CFPRBA) Status Update



# BASIN 97, PART 1

| Contested Subcases                         |                                                        |                                                                                                                              |                               |
|--------------------------------------------|--------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------|-------------------------------|
| Claimant                                   | Subcase #(s)                                           | Objector(s) / Respondent(s)                                                                                                  | Status                        |
| John Hawley, Karen Hawley, & Ryan Hawley   | 97-7102, 97-9078, 97-9808, 97-9809, & 97-9810          | John Hawley, Karen Hawley, & Ryan Hawley (Obj.)                                                                              | Status Conference<br>12/01/26 |
| K&P Big Rock Trust                         | 97-9502                                                | K&P Big Rock Trust (Obj.)                                                                                                    | Status Conference<br>12/01/26 |
| State of Idaho, Office of the Governor     | 97-2020                                                | Kalispel Tribe of Indians (Obj.),<br>United States as Trustee for Kalispel Tribe of Indians (Resp.),<br>Avista Corp. (Resp.) | Status Conference<br>01/12/27 |
| State of Idaho, Idaho Water Resource Board | 97-7380, 97-9667, 97-9668, 97-9669, 97-9670, & 97-9671 | IWRB (Obj.),<br>Kalispel Tribe of Indians (Resp.),<br>United States as Trustee for Kalispel Tribe of Indians (Resp.)         | Status Conference<br>01/12/27 |



## BASIN 97, PART 2

- The Director's Report State-based claims for Basin 97, Part 2 was mailed on January 16, 2026 (995 recommendations).
  - Deadline for objections was May 22, 2026.
  - Response deadline was July 21, 2026.
  - Hearing on Uncontested Claims is scheduled for **December 15, 2026**.
- There are 995 reported claims in the Part 2 Director's Report.

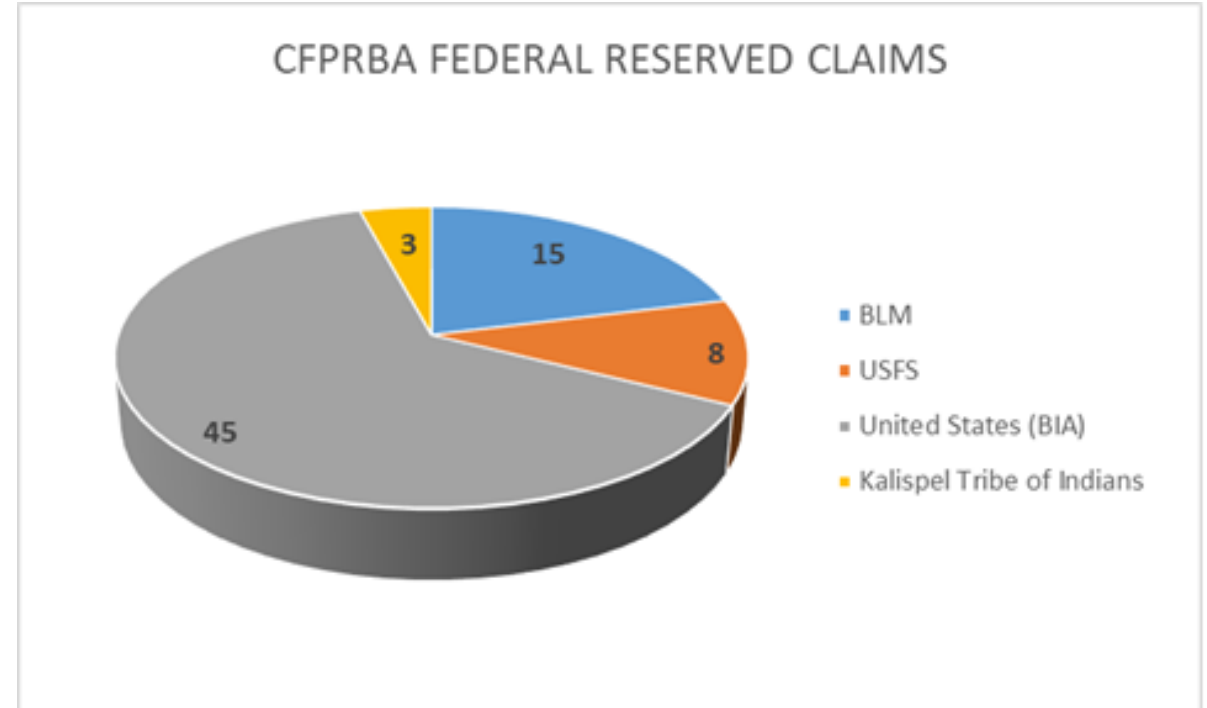


*Pend Oreille Lake, Hope, ID*

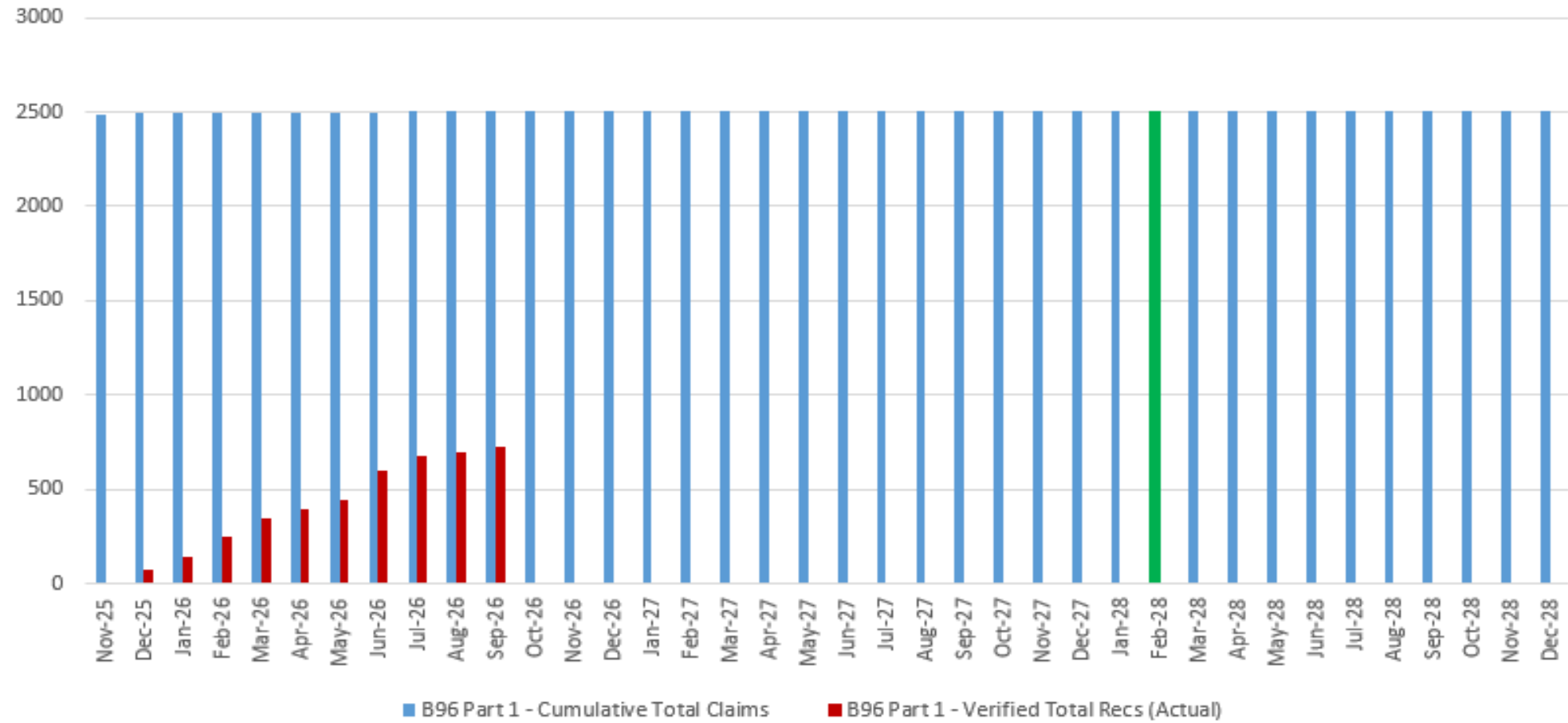
*Photo courtesy of Scott Potter, Northern Region*

## DIRECTOR'S REPORT OF CFPRBA FEDERAL RESERVED WATER RIGHT CLAIMS

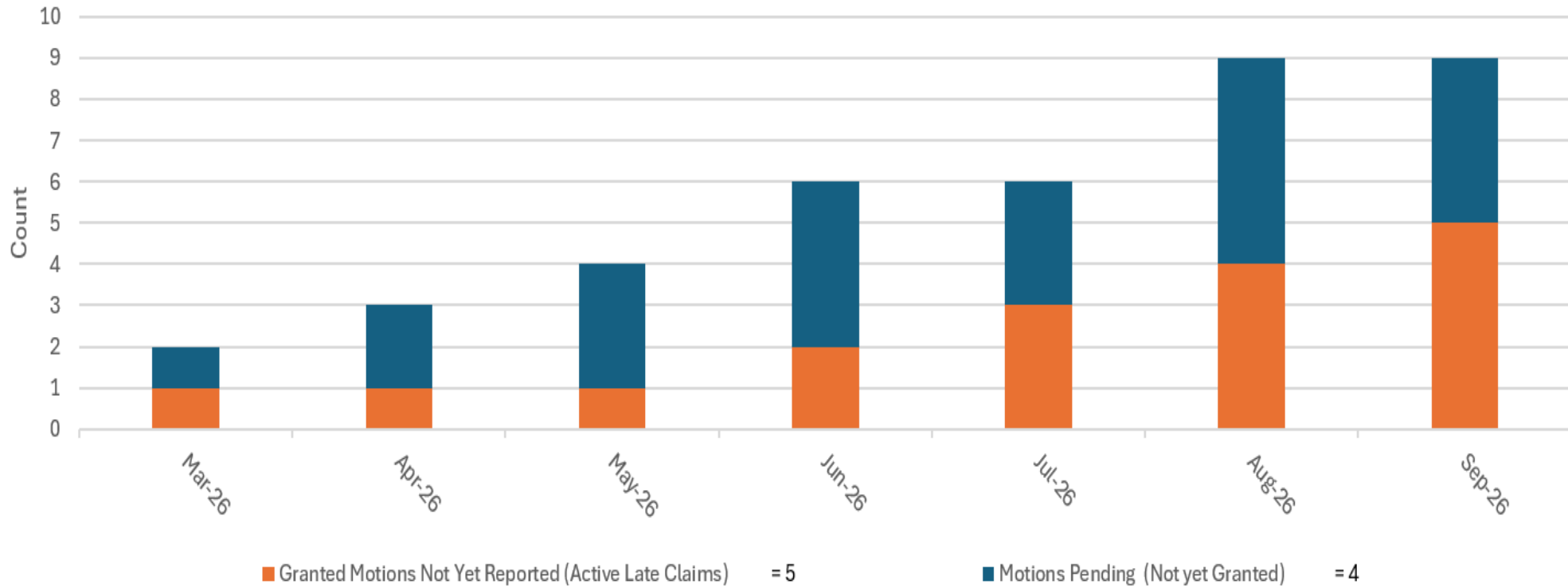
- The Director's Report of Federal Reserved Water Rights Claims was mailed on March 31, 2026.
  - Objection deadline was June 25, 2026.
  - Response deadline was August 24, 2026.
- There are 71 federal claims reported in the Federal Director's Report.



## CFPRBA B96 Part 1



### CFPRBA Late & Misc Claims (Basin 97)



As of 10/1/2026

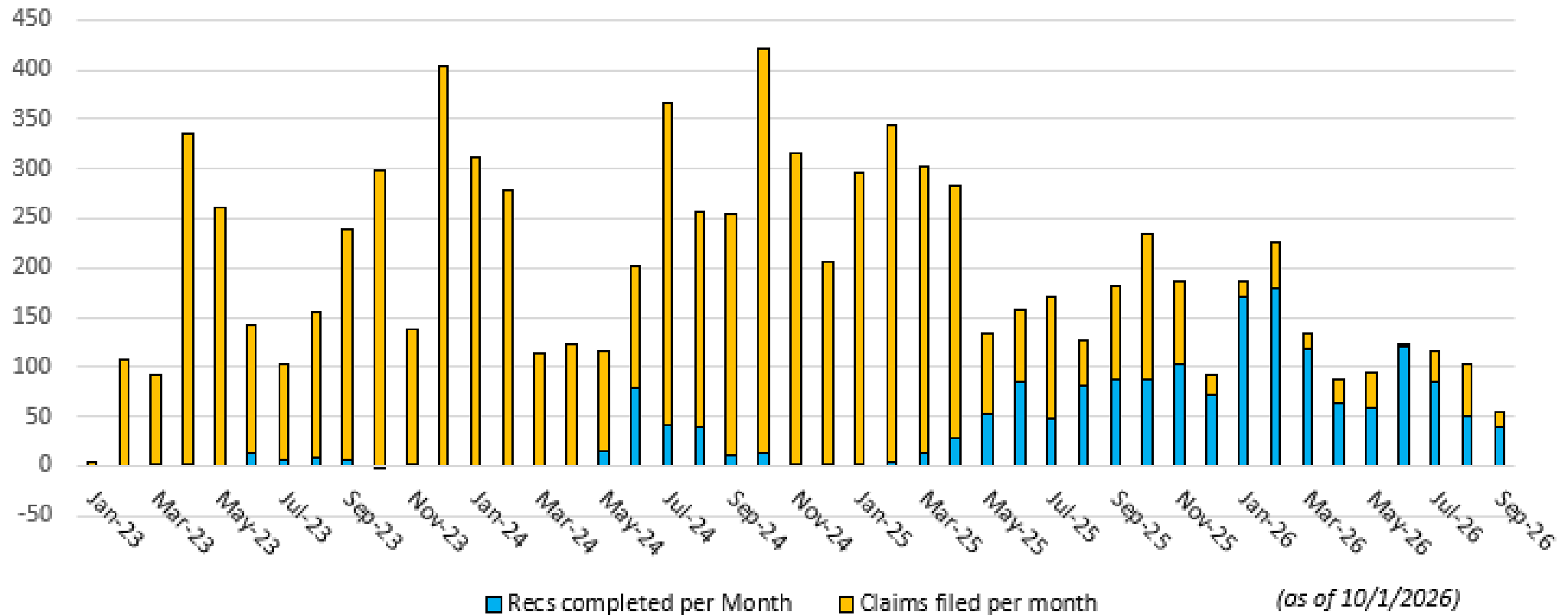
BRBA



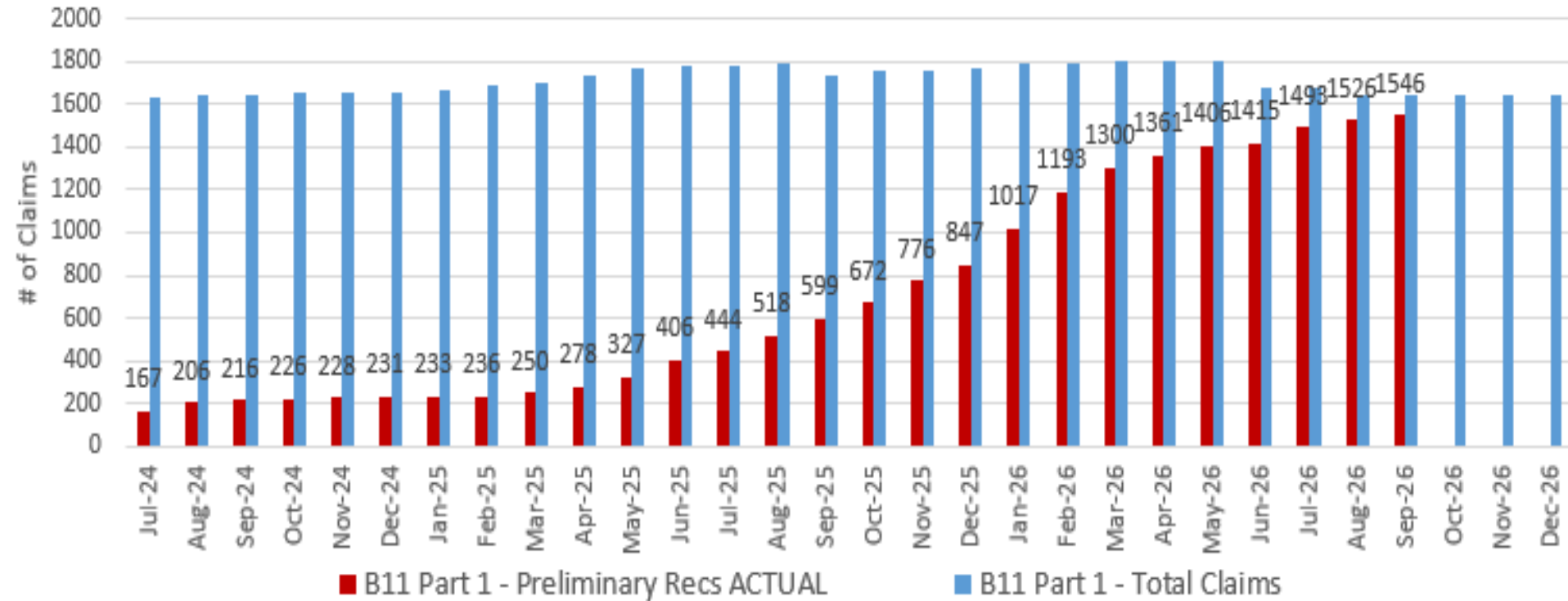
*Liberty, ID*

*Photo Credit: Chris Holmes, Preston Field Office*

## Bear River Basin Adjudication (BRBA) Monthly Claims



## BRBA - Basin 11 Part 1 Verified Recommendations



KRBA

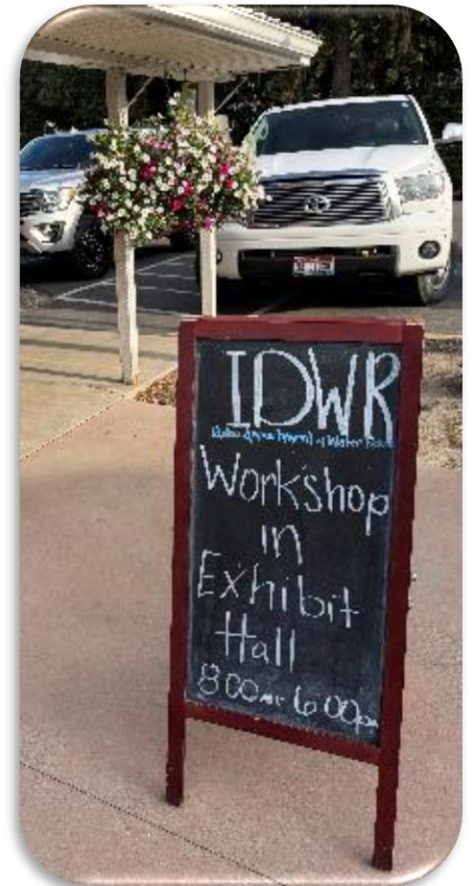


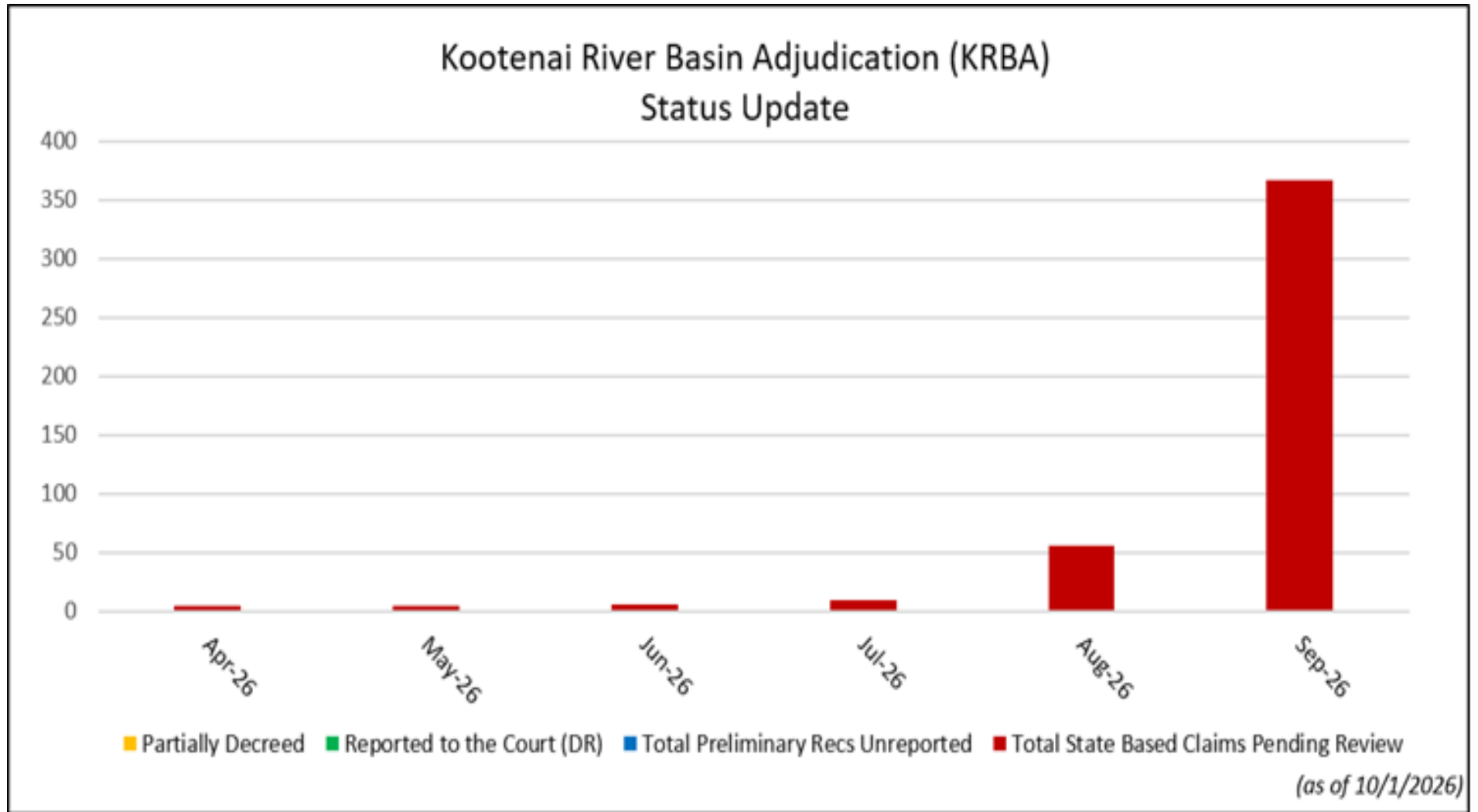
*Kootenai River*

*Photo courtesy of Luke Bates, Northern Region*

## BASIN 98 UPDATES

- IDWR hosted claims taking workshops in Bonners Ferry on September 22-24, 2026.
- The workshops were well-attended. IDWR agents assisted with the filing of over 300 adjudication claims.
- IDWR allocations agents also assisted with the filing of over 40 applications for permit.







*Clark Fork*

*Photo courtesy of Scott Potter, Northern Region*

## OTHER GENERAL MATTERS

# UNITED STATES OF AMERICA V. STATE OF IDAHO ET AL.

- The United States challenged the constitutionality of I.C. §§ 42-113(2)(b), 42-224, 42-501, 42-502, and 42-504, enacted by the Idaho Legislature following the Idaho Supreme Court's decision in *Joyce Livestock Co. v. US*, 156 P.3d 508 (2007).
- *Memorandum Decision and Order* issued by Chief U.S. District Court Judge, David Nye, on August 28, 2024.
  - The Court concluded §§ 42-222 and 42-224 are constitutional as applied to the US and rejected the US' requests for permanent injunctions under those statutes.
  - The Court granted summary judgment to the US on the following statutes: §§ 42-113(2)(b), 42-502, and 42-504. The Court concluded that the US is entitled to a declaratory judgment that these three statutes violate the Supremacy Clause of the US Constitution. The Court also granted permanent injunction with respect to these three statutes.
- The US and State cross-appealed. Oral argument was held on April 14, 2026.
- The Ninth Circuit issued its Opinion on September 18, 2026, wherein it:
  - affirmed the district court's jurisdictional holdings,
  - reversed the district court's holding that I.C. § 42-224 is constitutional as applied to the US, and
  - affirmed the district court's holding that I.C. § 42-113(2)(b) is facially unconstitutional.



**Congratulations to Michael Thompson, who has accepted an agent position with the Allocations Bureau at IDWR!**



**Welcome GEOFF WILLIS, new Deputy Attorney General!!!**

# QUESTIONS?



*Coeur d'Alene River, Kingston, ID  
Photo courtesy of Scott Potter, Northern Region*