

Lacey Rammell-O'Brien & Craig Saxton
for the Idaho Department of Water Resources
February 18, 2025



Photo Credit: Dean Garwood, IDWR Northern Region



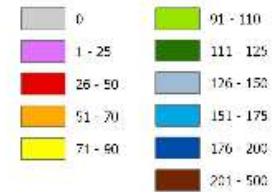
DISCUSSION ITEMS

- 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

Mountain Snow Water Equivalent

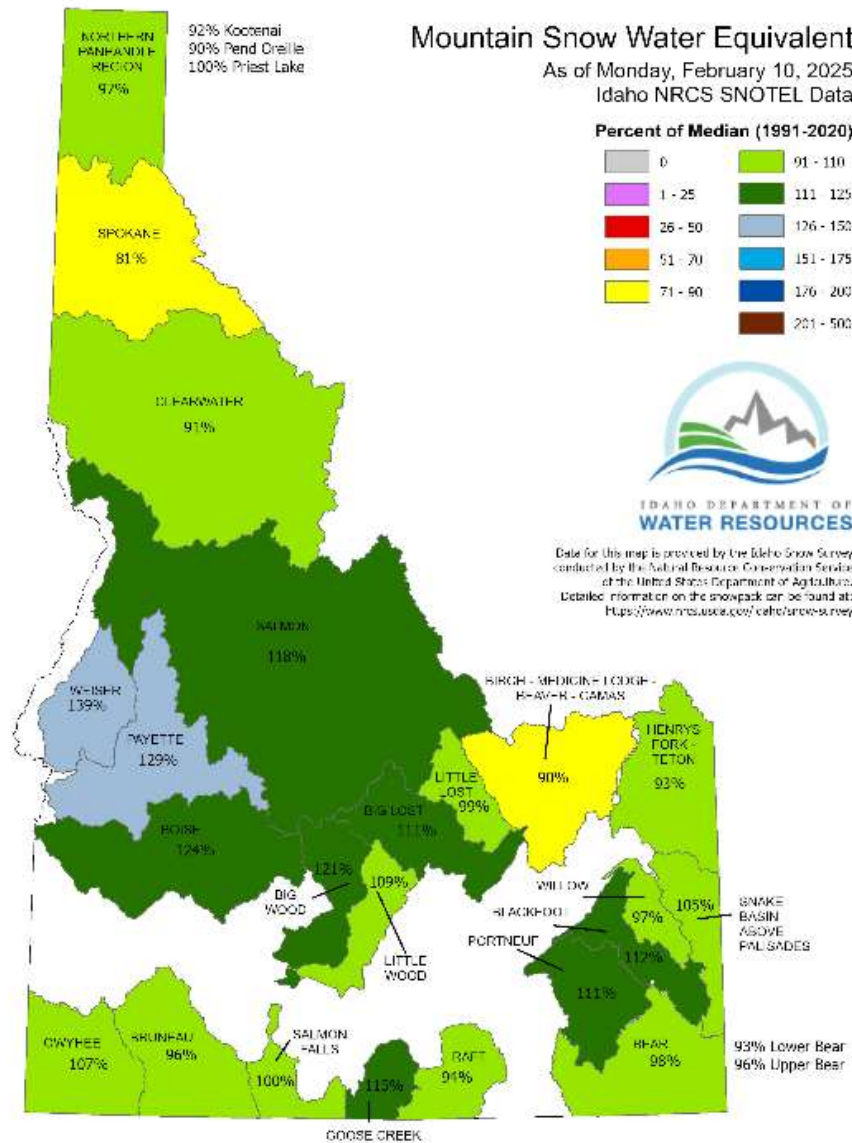
As of Monday, February 10, 2025
Idaho NRCS SNOTEL Data

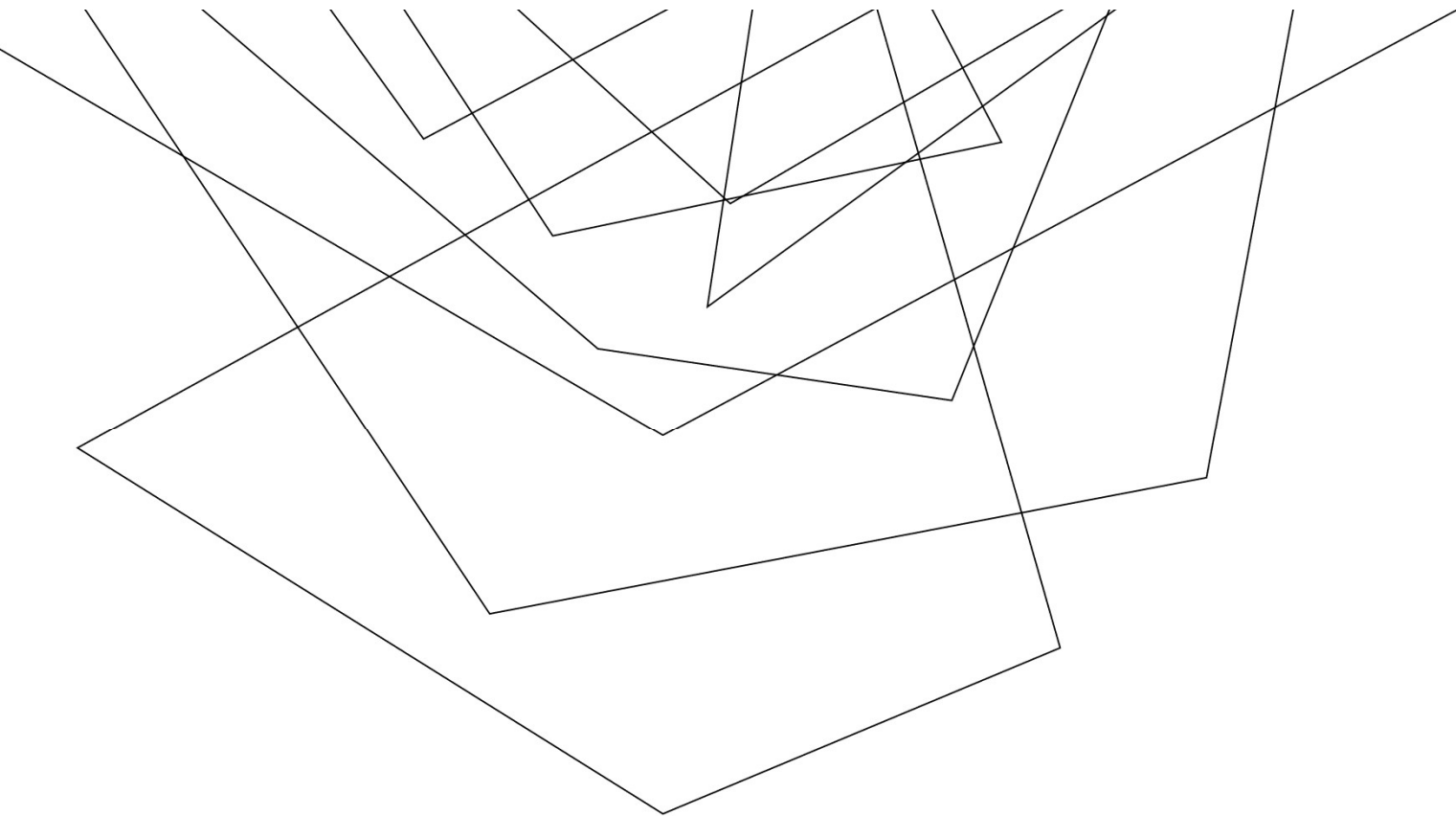
Percent of Median (1991-2020)



IDAHO DEPARTMENT OF
WATER RESOURCES

Date for this map is provided by the Idaho Snow Survey
conducted by the Natural Resource Conservation Service
of the United States Department of Agriculture.
Detailed information on the snowpack can be found at:
<https://www.nrcs.usda.gov/cals/snow-survey>





SRBA

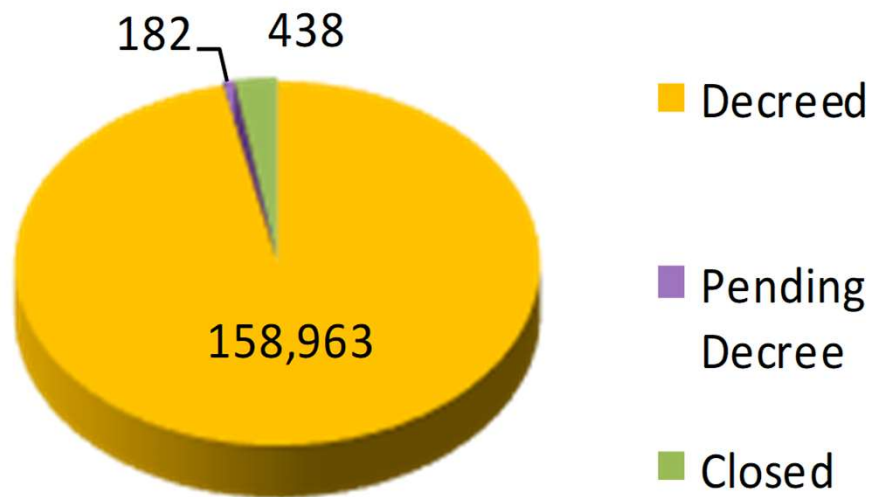


SUBCASE 00-92095

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 US District Court.
- The United States challenged the constitutionality of several statutes 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 District Court issued the Amended Judgment on December 16, 2024 in response to Rule 60(a) Motion.

SRBA SUMMARY AS OF FEBRUARY 7, 2025



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
6	Indian Meadows Ranch LLC	55-14052 through 55-14057	8/22/2024	Sent to newspaper for advertising on 1/6/2025.
1	Blaser	65-24319	8/26/2024	Waiting on Claimant to file Affidavit.
1	Bieker	86-12178	9/9/2024	Waiting on Claimant to file Affidavit
1	Casa Del Norte, LP	37-23474	9/5/2024	Sent to newspaper for advertising on 1/10/2025.
53	Casa Del Norte, LP	37-23482 et al.; 61-12441, et al.	1/28/2025	IDWR needs to publish notice.

WAITING FOR IDWR TO SUBMIT NOTICE OF EXAMINATION

Count	Claimant	Subcase #(s)	Affidavit Filed	Next Step
6	Casa Del Norte, LP	61-12361 thru 61-12364, 61-12367, 61-12340	11/25/2024	IDWR to send Notice of Exam

AWAITING DIRECTOR'S REPORT BY IDWR

Count	Claimant	Subcase #(s)	Director's Report Due	Next Step
3	Bingham	25-14553, 25-14554, 25-14555	1/9/2026	IDWR to Submit DR
2	Normandie LLC	65-24159, 65-24308	1/16/2026	IDWR to Submit DR
3	Forever Ranch II, LLC	65-24332, 65-24333, 65-24664	1/23/2026	IDWR to Submit DR
1	Lanman	85-15876	1/26/2026	IDWR to Submit DR
1	DeBonis	67-15483	1/30/2026	IDWR to Submit DR

AWAITING PARTIAL DECREE

Count	Claimant	Subcase #(s)	DR Filed	Hearing on Uncontested
1	Gallant	67-15210	6/8/2022	Referred to Special Master Booth
1	Huff	85-15853	9/23/2024	2/18/2025
1	Nuismer	86-12169	9/23/2024	2/18/2025
1	Love	63-35519	10/21/2024	3/18/2025
1	Rose	63-35068	10/21/2024	3/18/2025
1	Watson	86-12177	10/21/2024	3/18/2025

DIRECTOR'S REPORT ISSUED WITH OUTSTANDING OBJECTIONS

Count	Claimant	Subcase #(s)	DR Filed	Objection Filed
27	Hood	67-15263 et al.	9/21/2021	11/23/2021
47	Pioneer Power LLC (<i>formerly Collett</i>)	55-14030 et al.	1/14/2022	3/14/2022
2	Gallant	67-15211, 67-15212	6/8/2022	5/24/2019*
2	Gallant	67-15208, 67-15209	6/8/2022	8/8/2022
14	Williams	29-14388 thru 29-14397, 61-12467 thru 61-12470	5/22/2023	7/25/2023*

*Objection to the claim filed before Director's Report

DIRECTOR'S REPORTS WITH EXECUTED SF5S

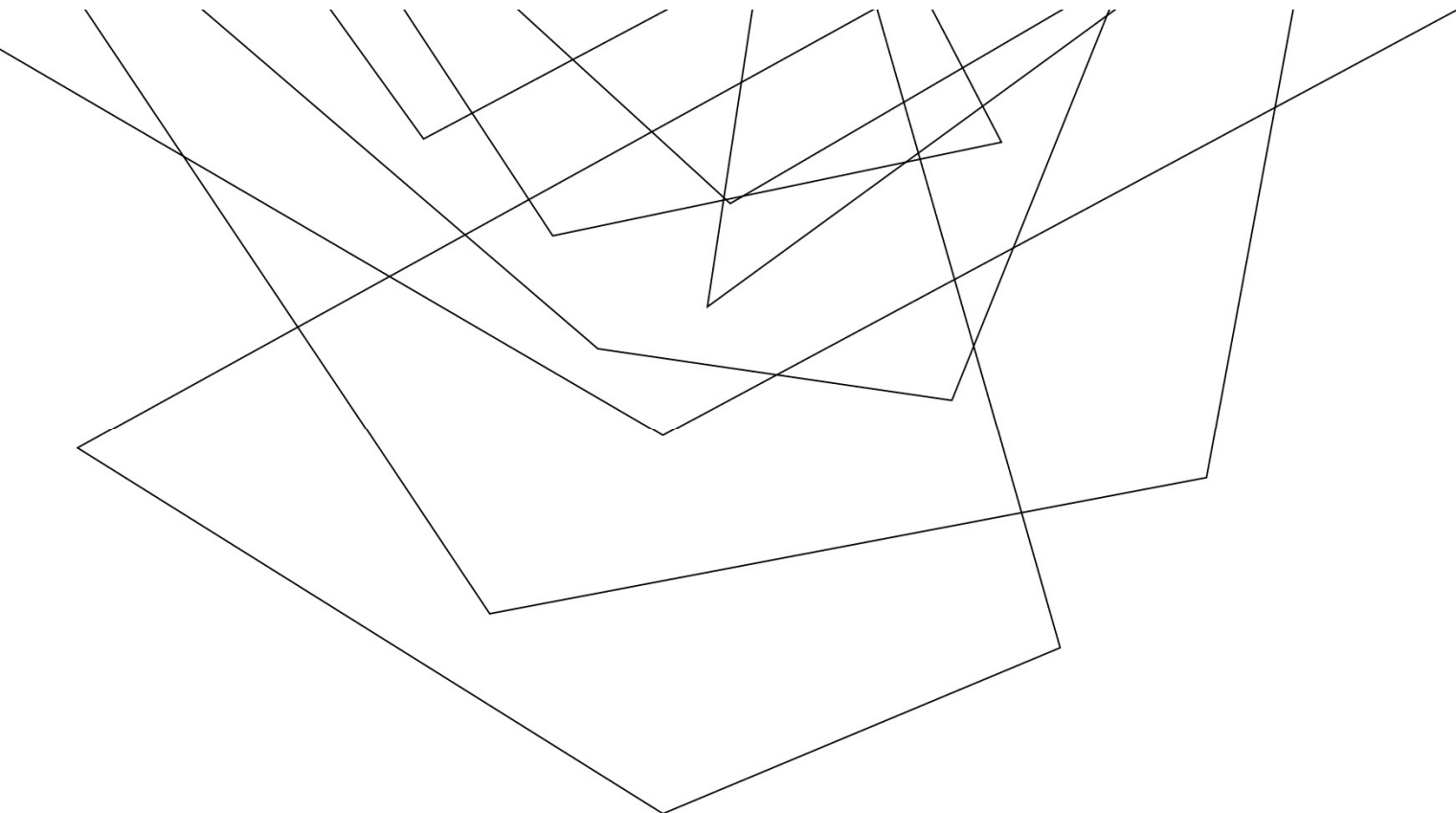
Count	Claimant	Subcase #(s)	DR Filed	SF5 Filed Date	SMRR Filed Date

PARTIAL DECREE ISSUED

Count	Claimant	Subcase #(s)	Partially Decreed

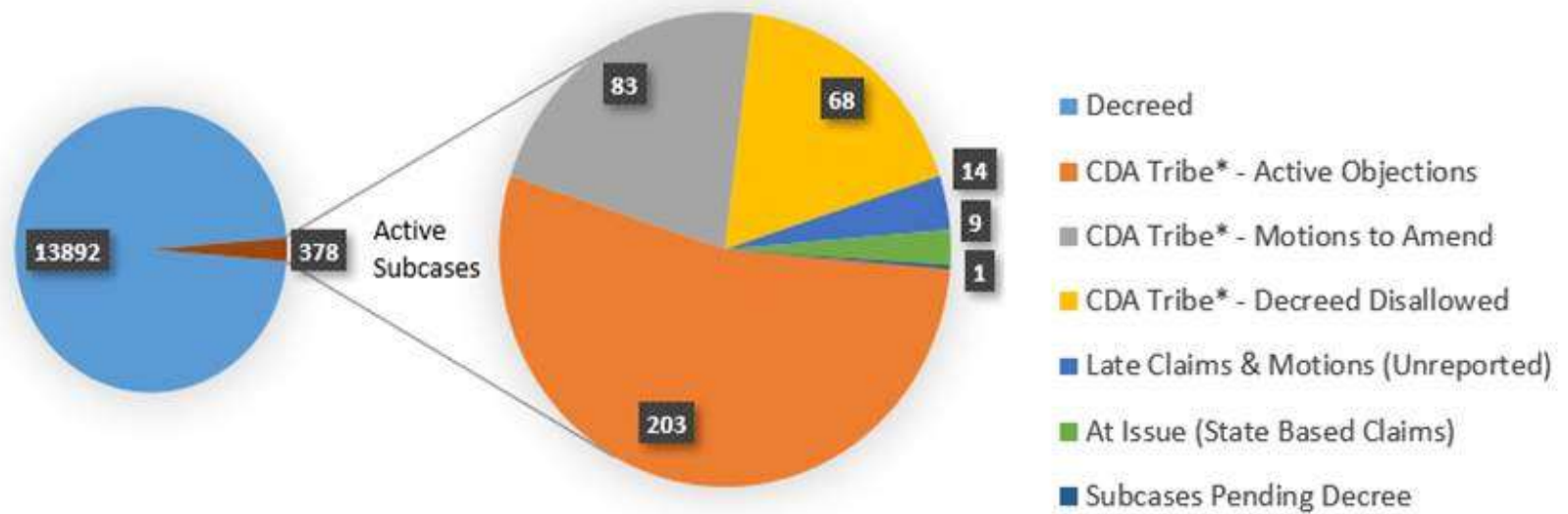
DISMISSED

Count	Claimant	Subcase #(s)	Date Dismissed



CSRBA

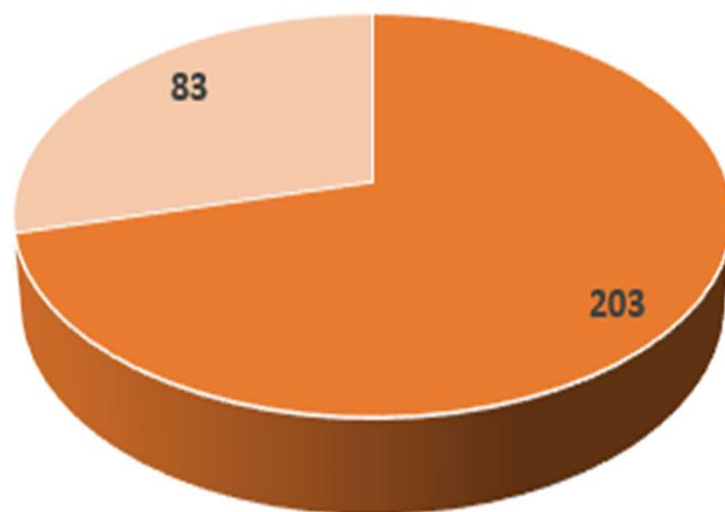
CSRBA Summary All Subcases



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

Last Updated 2/8/2025

CSRBA FEDERAL RESERVED CLAIMS



**Basins 91-95
Current Subcases**

- CDA Tribe* - Active Objections
- CDA Tribe* - Motions to Amend

** United State 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



Harrison Lake

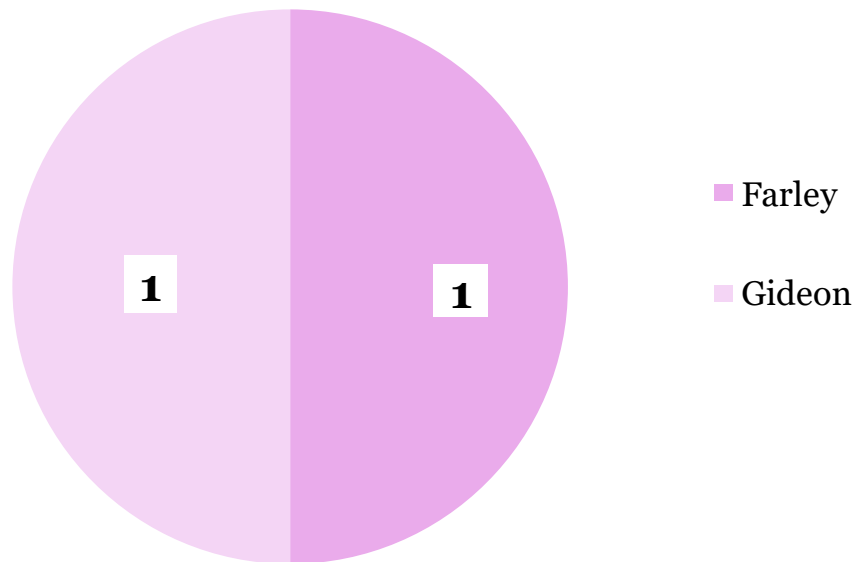
Photo courtesy of Dean Garwood, Northern Region

Settlement negotiations are ongoing.

Deadline to file SF5s in the Avista and Governor's water rights set for April 29, 2025.

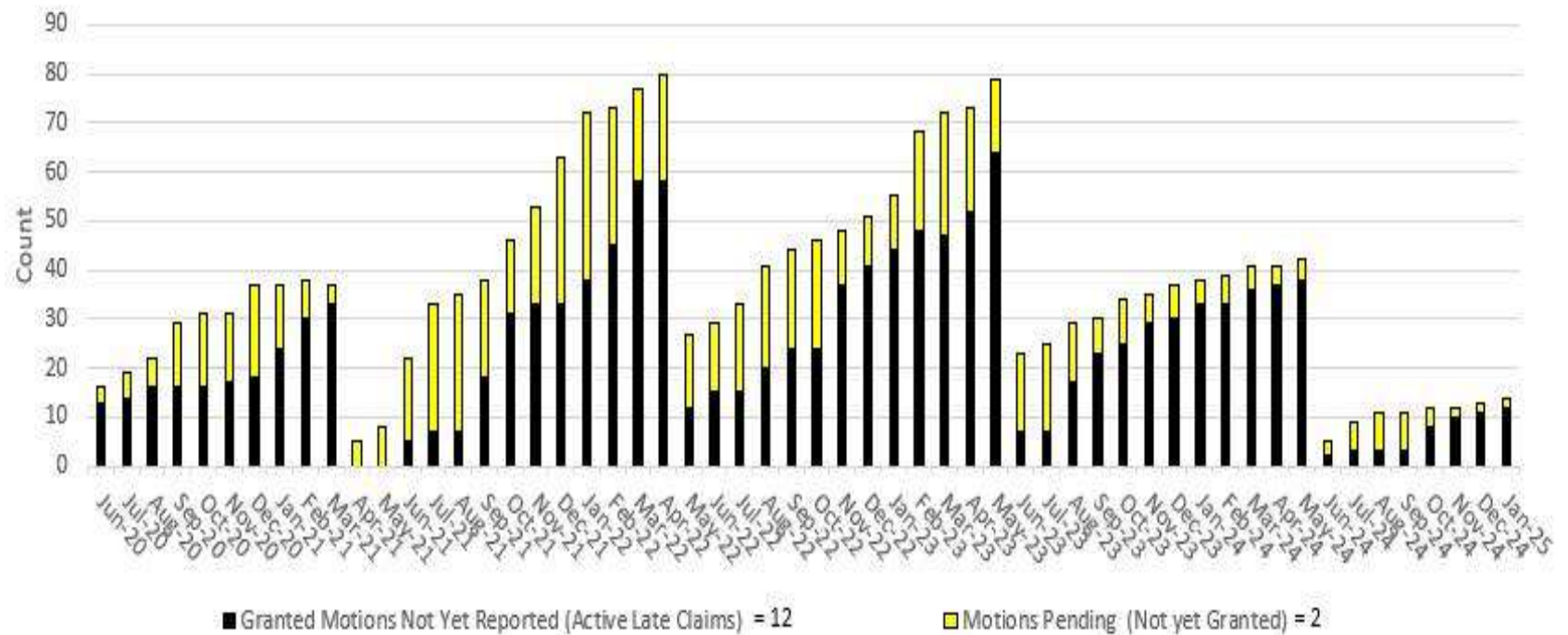
Next status conference for the state-based lake claims is scheduled for April 16, 2025.

BASIN 95 PART 2
SUBCASES FOR WHICH OBJECTIONS ARE UNRESOLVED
3 OBJECTIONS TO 2 CONTESTED SUBCASES

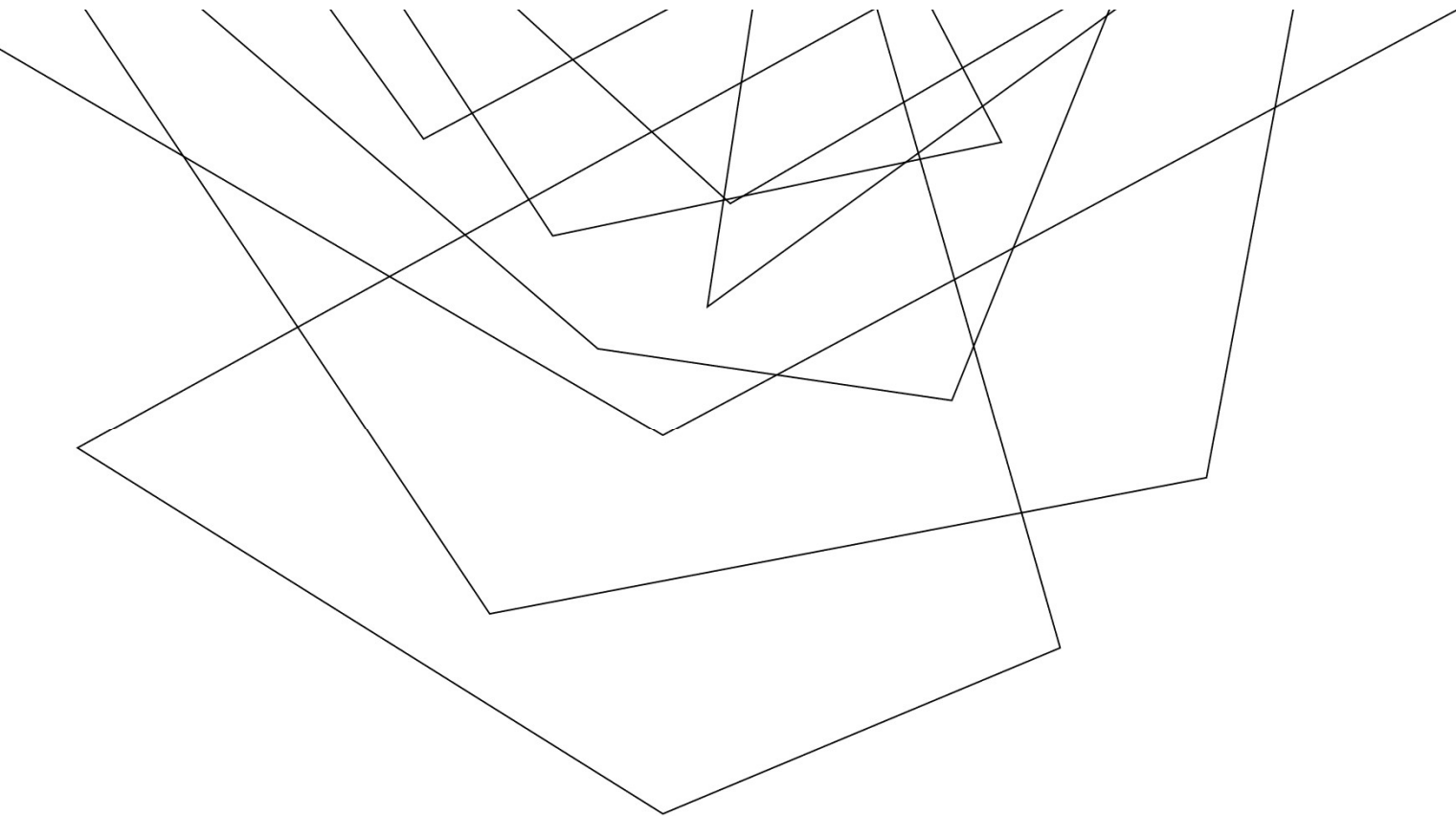


Director's Report filed February 26, 2019, Response August 20, 2019.
2,566 State Based Rights (2,379 Active –187 Disallowed)
Special Master Booth

CSRBA Late & Misc Claims

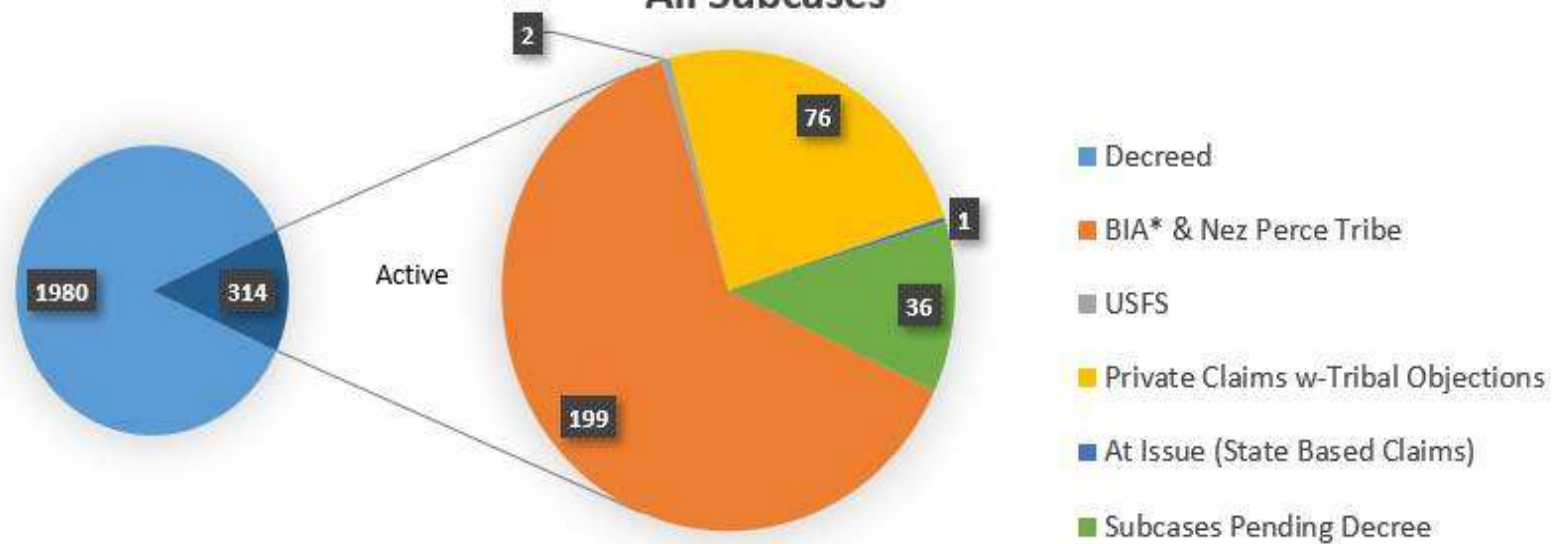


As of 2/3/2025



PRBA

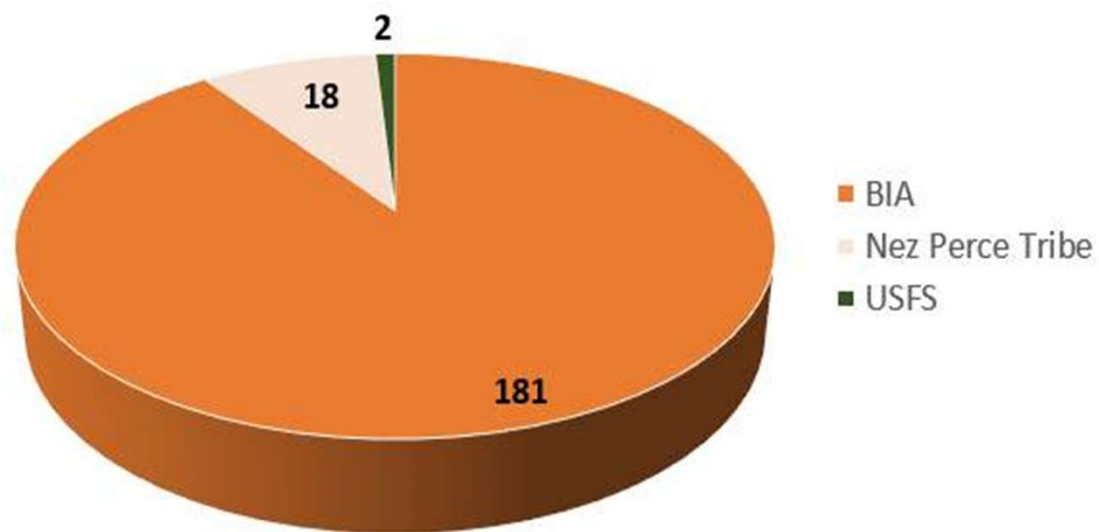
PRBA Summary All Subcases



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

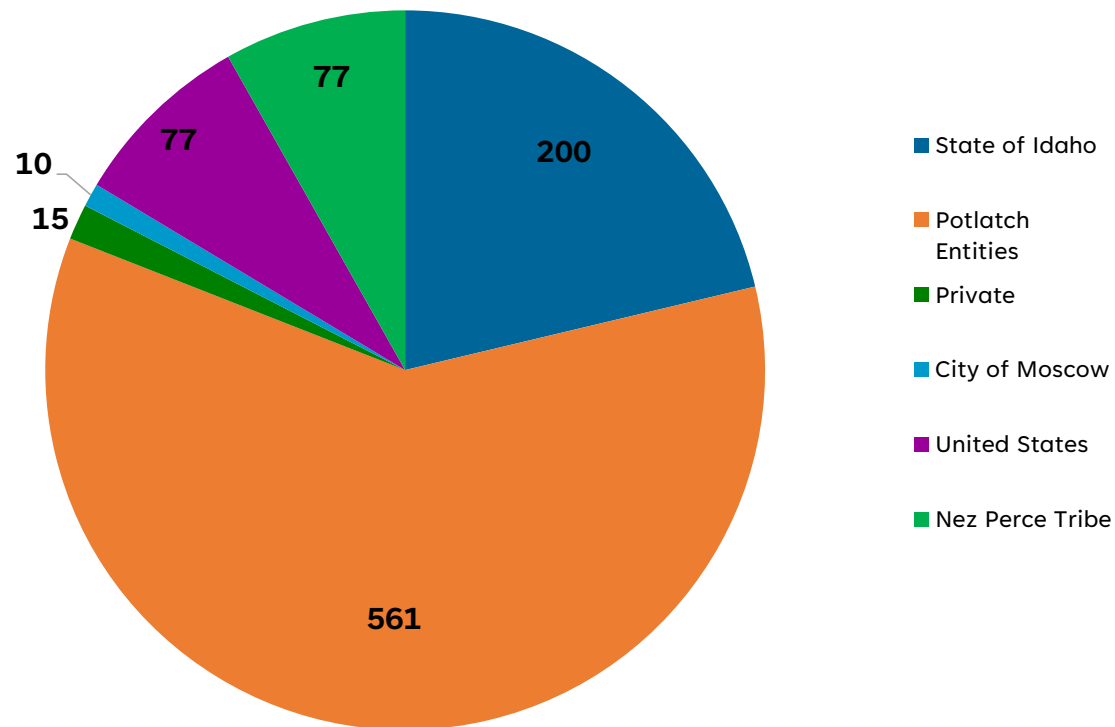
Last Updated 2/8/2025

PRBA FEDERAL RESERVED CLAIMS



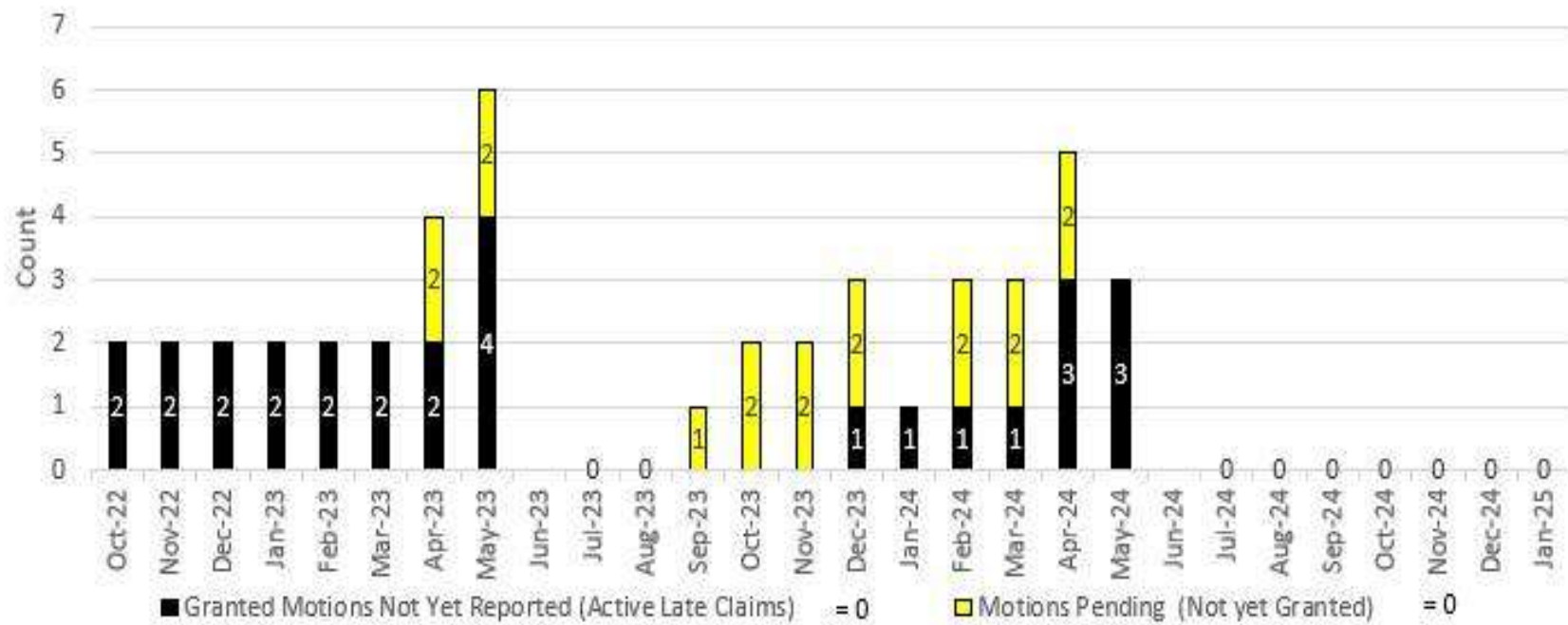
** United State of America as trustee on behalf of the Nez Perce Tribe*

PRBA OUTSTANDING OBJECTIONS

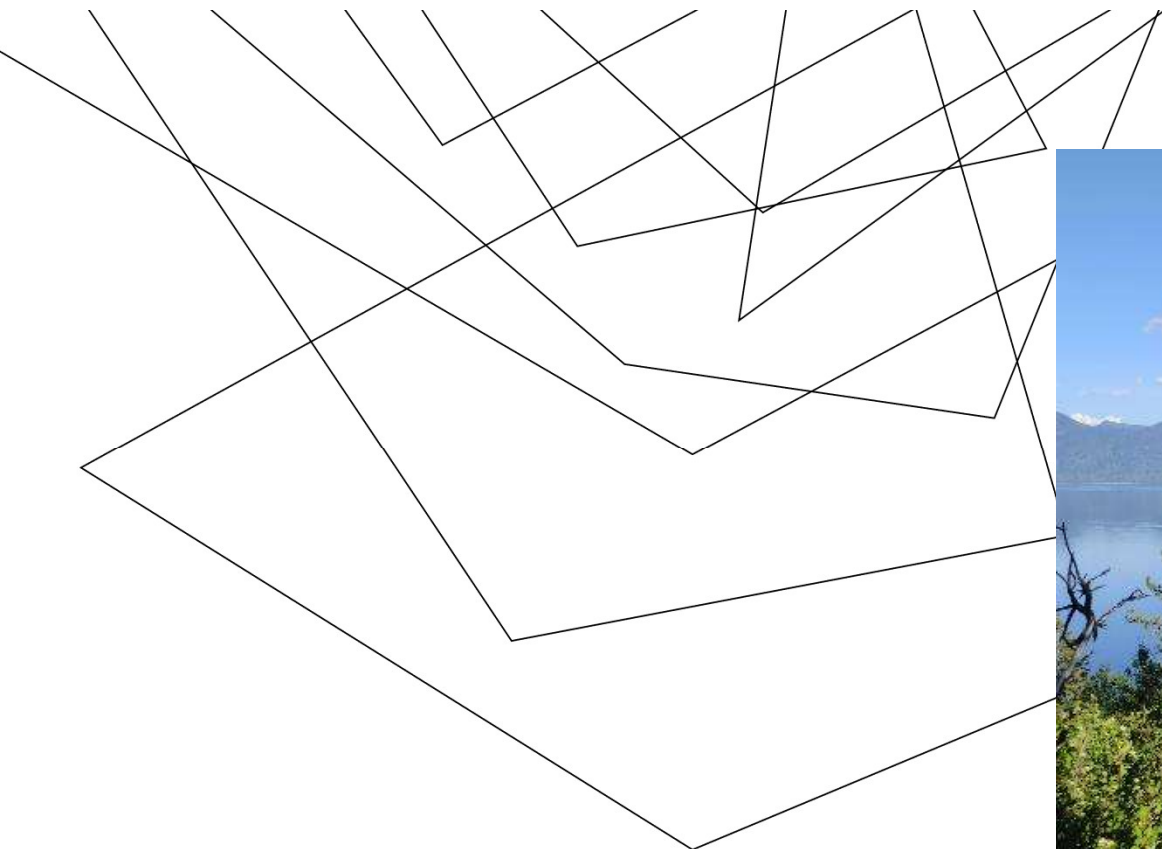


All the remaining outstanding objections are to claims filed by private parties with a spring source, or to the corresponding federal reserved claims.

PRBA Late & Misc Claims



As of 2/08/2025

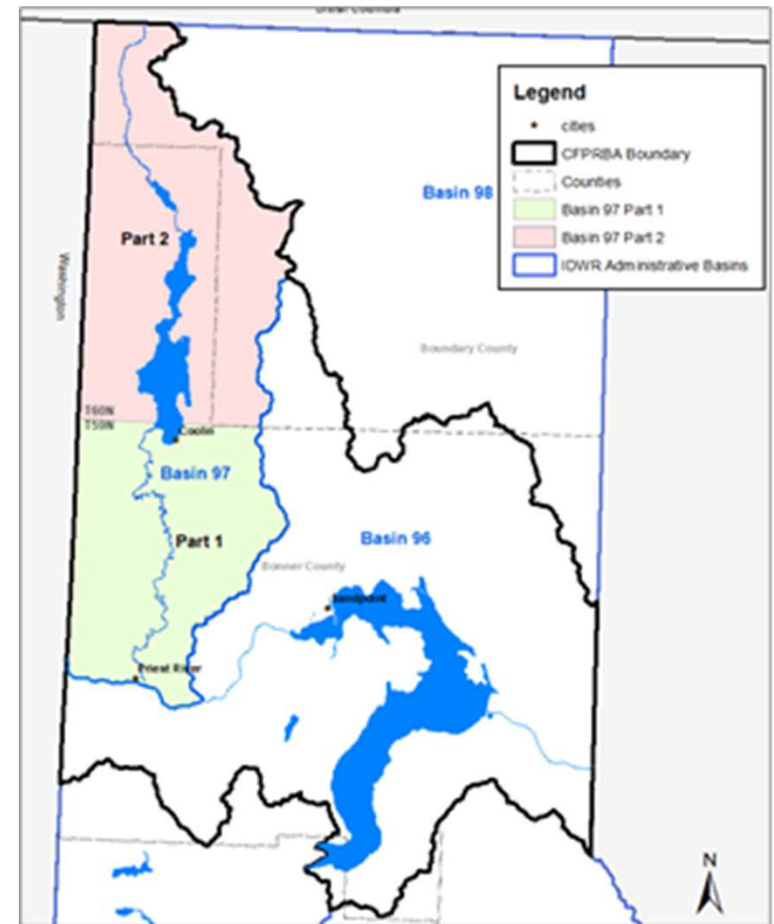


Mineral Point Trail, Pend Oreille
Photo courtesy of Dean Garwood, Northern Region

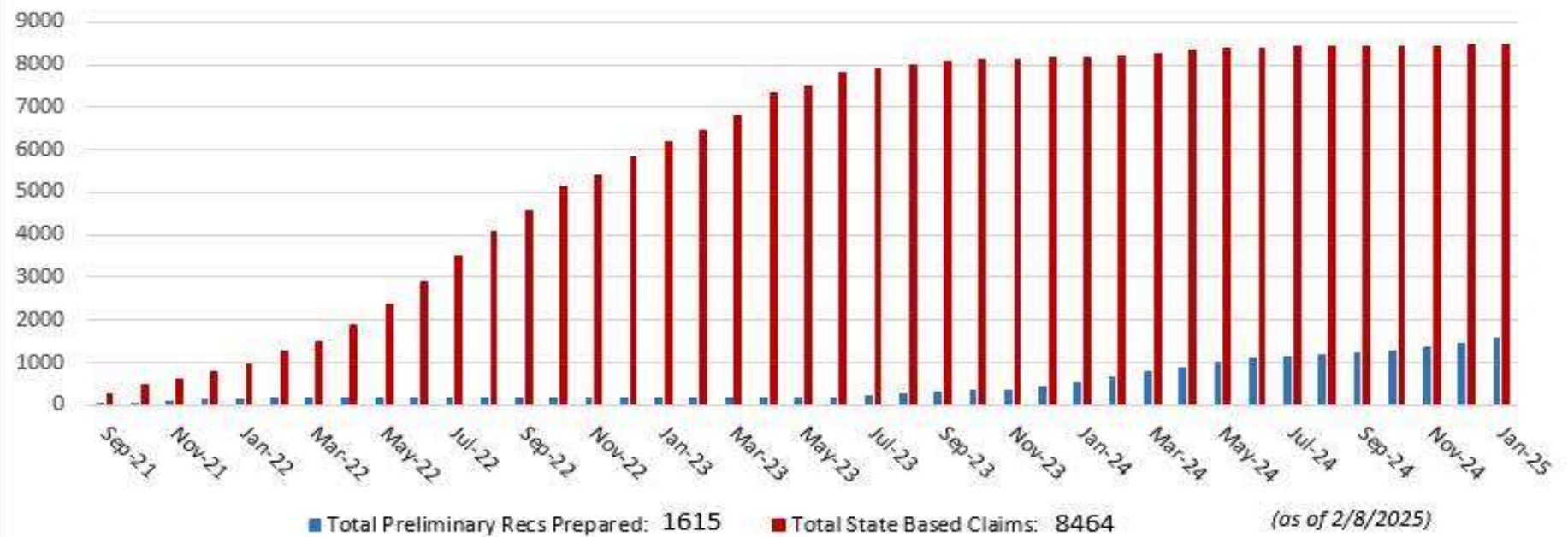
CFPRBA

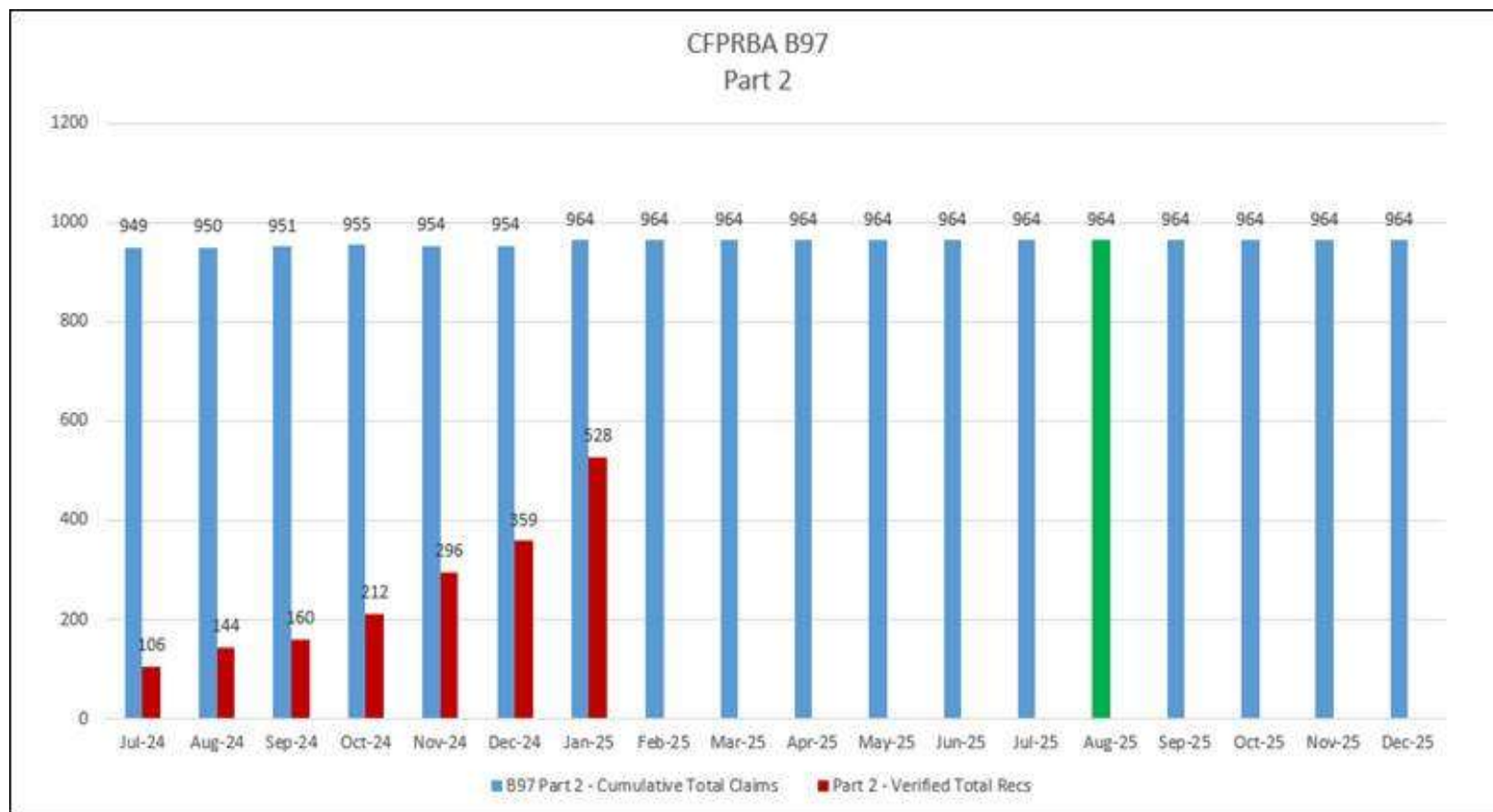
CFPRBA UPDATES

- The Director's Report for Basin 97 Part 1 was mailed on December 17, 2024.
 - Deadline for objections = May 12, 2025
 - Deadline for responses = July 28, 2025
 - Hearing on Uncontested Motions = January 20, 2026
- There are 1,081 claims pending in the CFPRBA
- Adjudication staff are working on recommendations for the Basin 97 Part 2 Preliminary Director's Report.

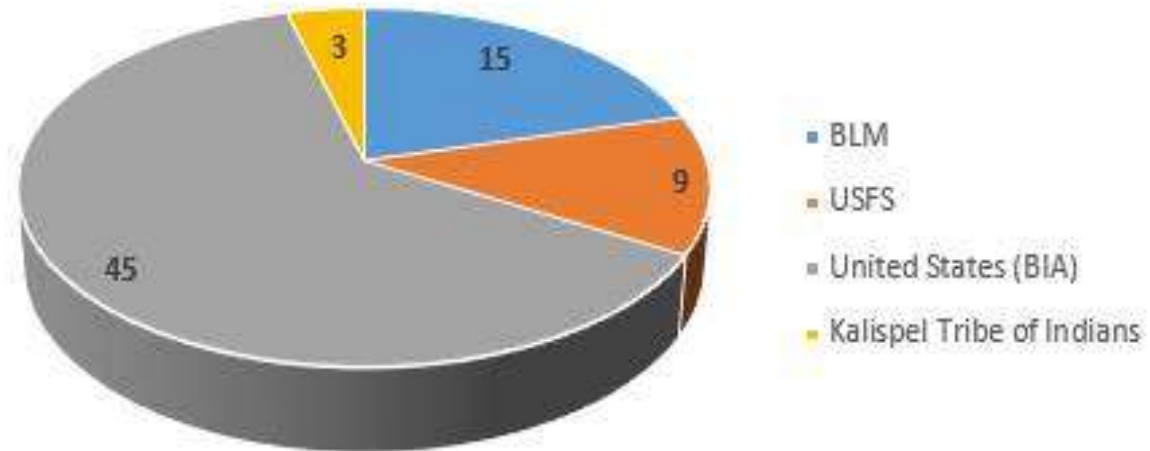


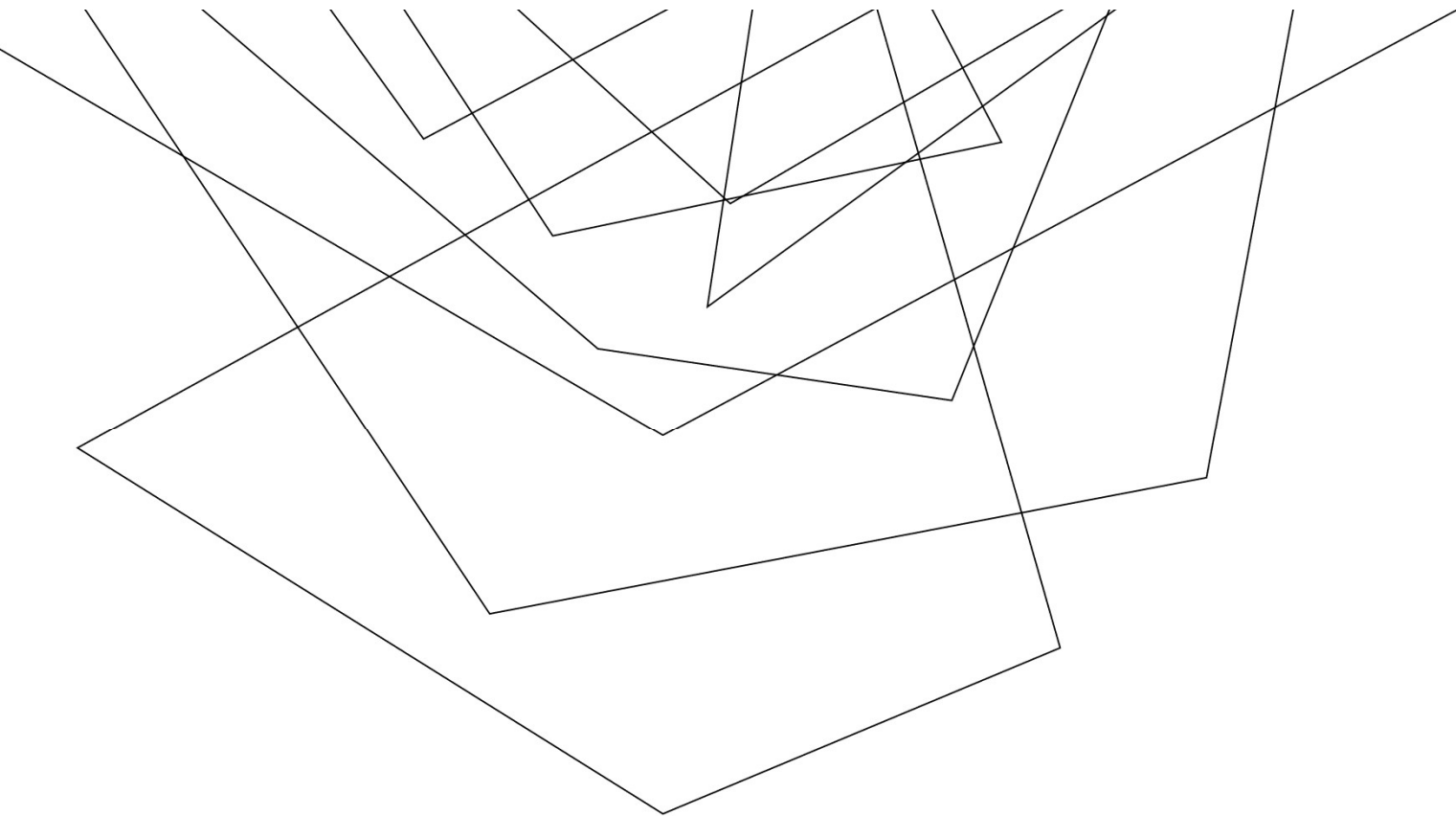
Clark Fork-Pend Oreille River Basin Adjudication (CFPRBA) Status Update





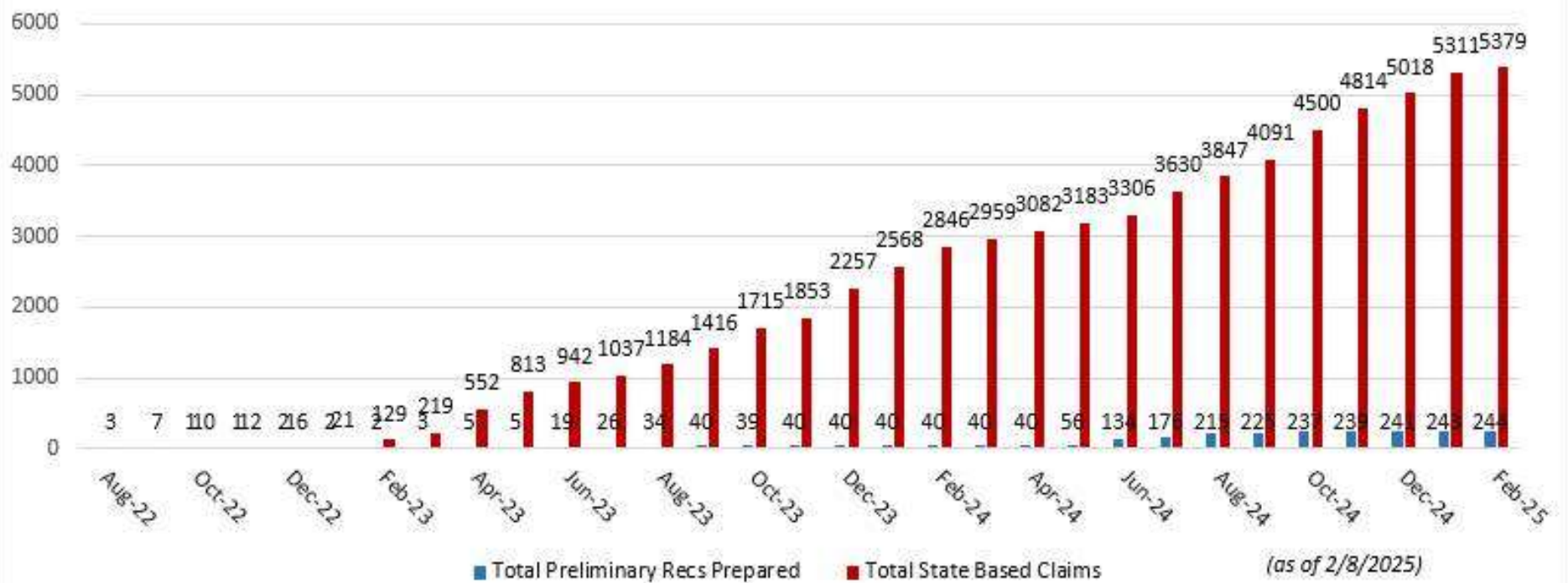
CFPRBA FEDERAL RESERVED CLAIMS



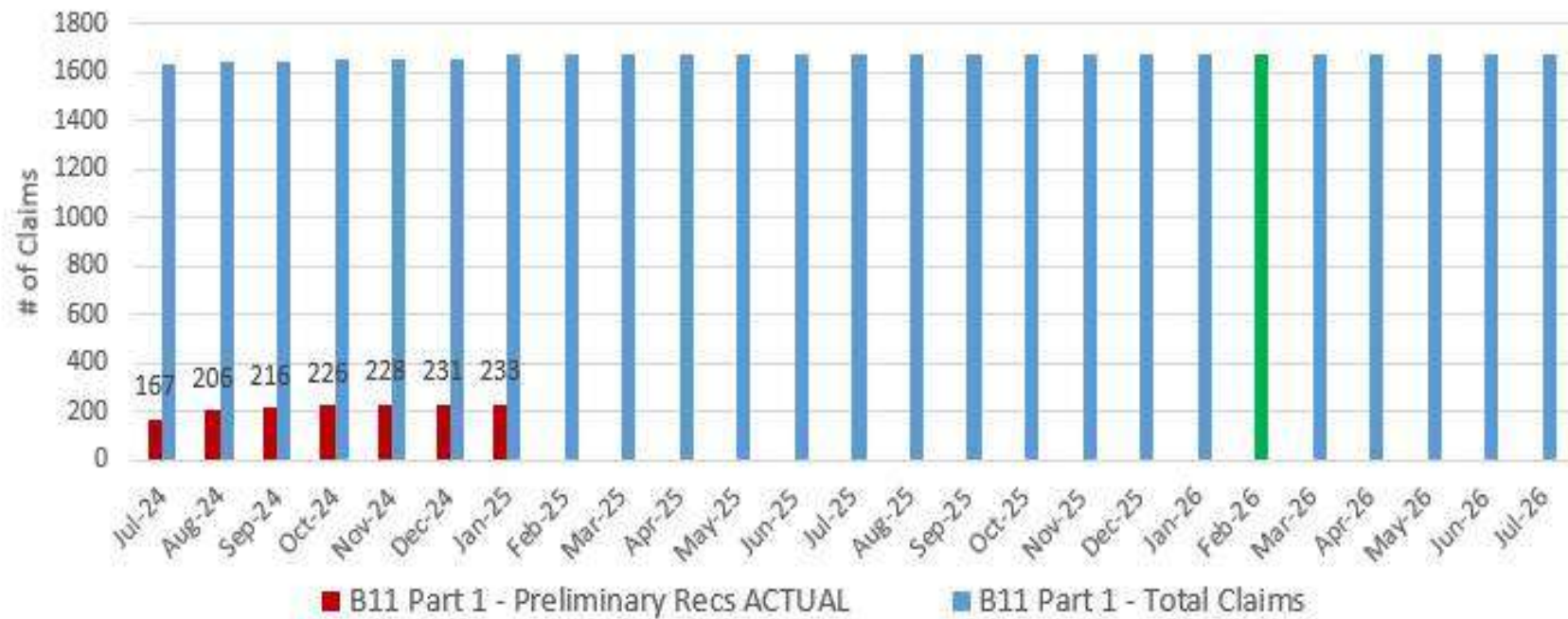


BRBA

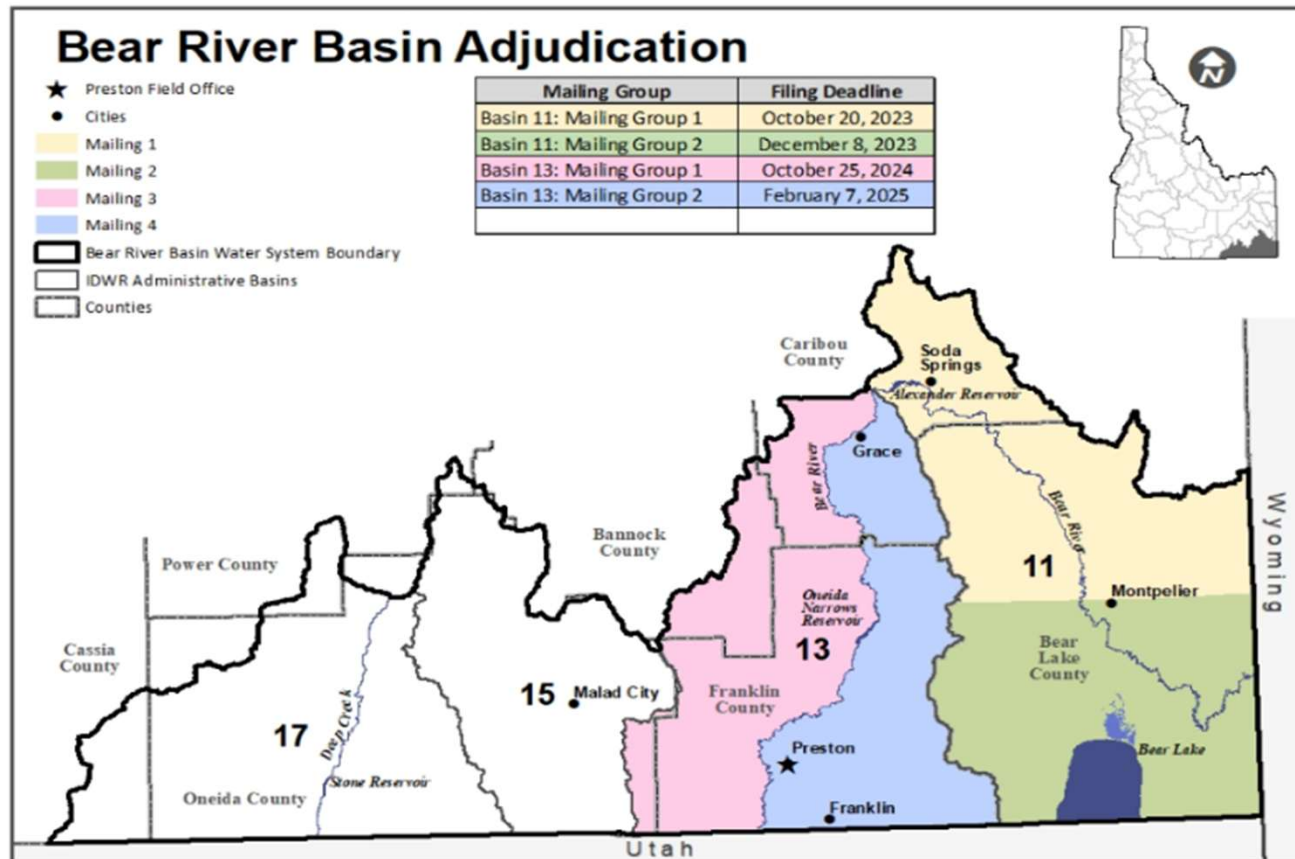
Bear River Basin Adjudication (BRBA) Status Update

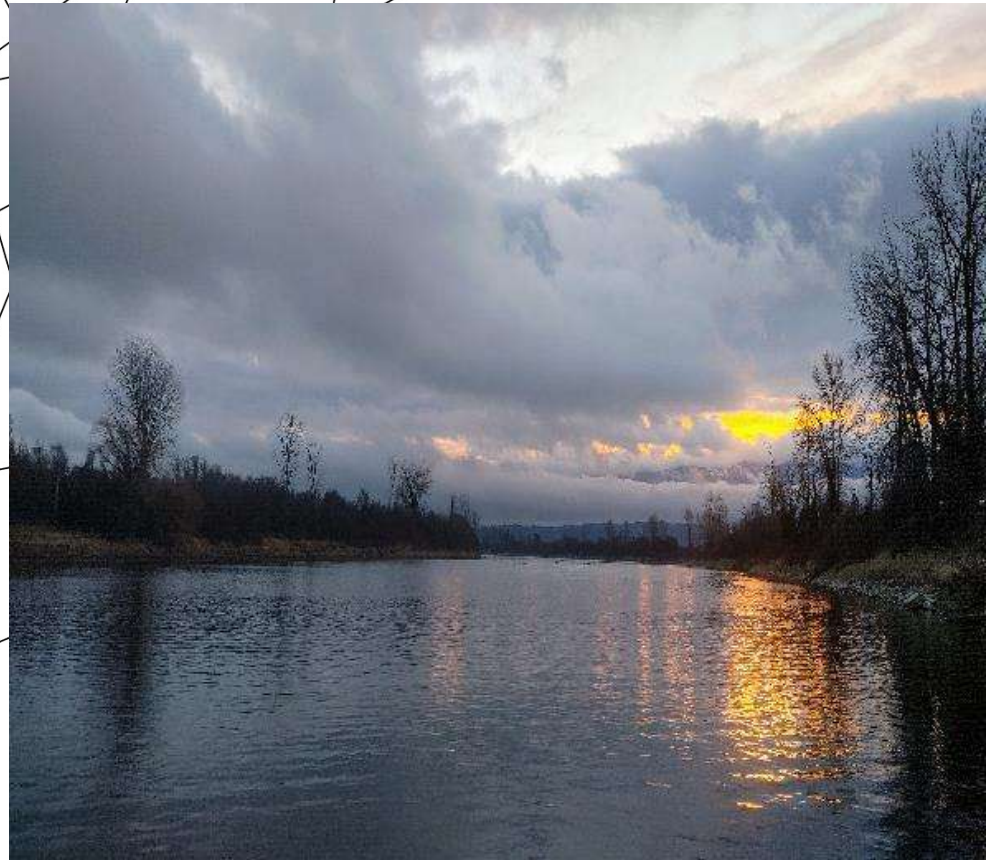


BRBA - Basin 11 Part 1 Verified Recommendations



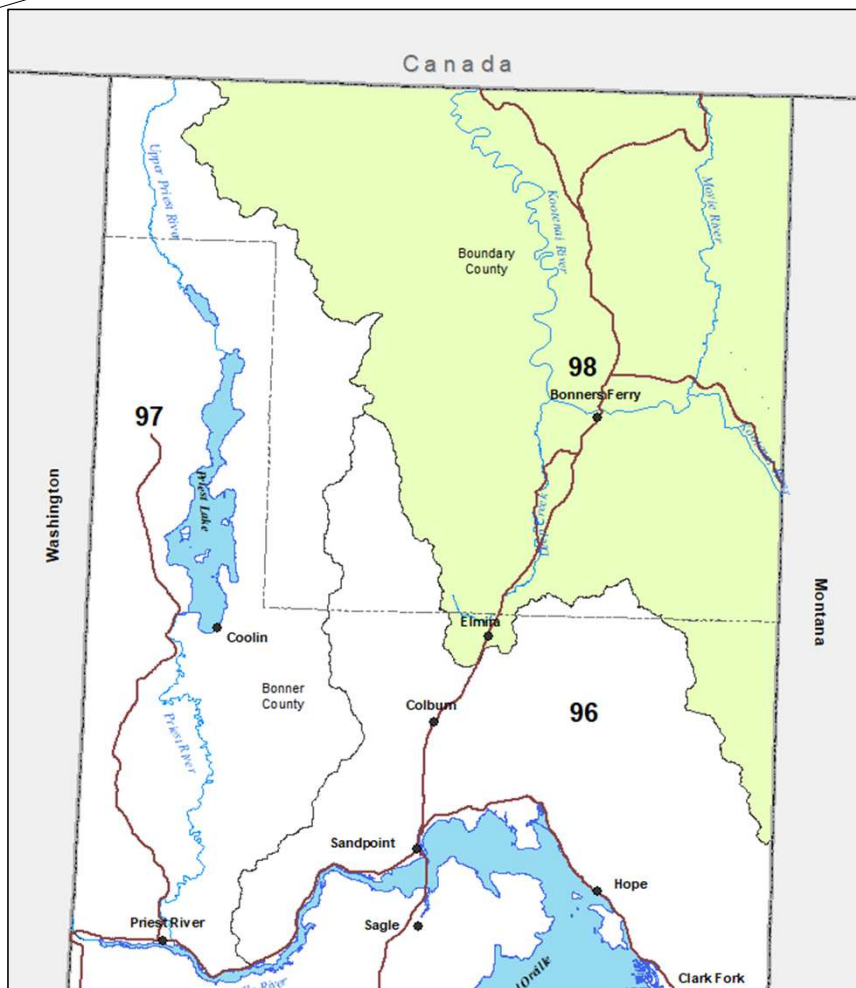
COMMENCEMENT NOTICE MAILINGS





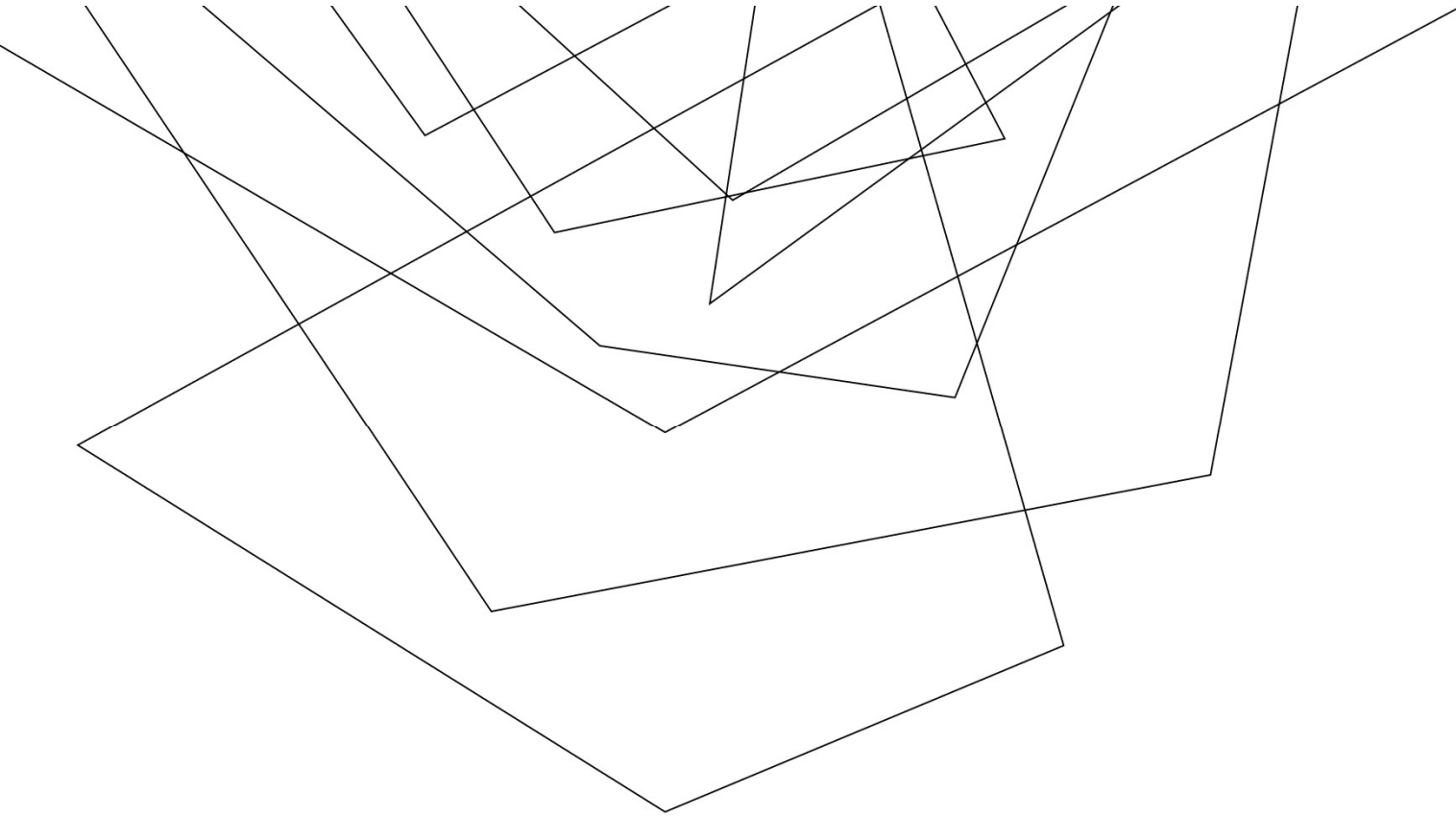
Kootenai River
Photo courtesy of Luke Bates, Northern Region

KRBA



BASIN 98 UPDATES

- *Petition to Commence Kootenai River Basin Adjudication* filed on January 3, 2025.
- Hearing on *Petition to Commence Kootenai River Basin Adjudication* is scheduled for April 15, 2025.
- IDWR Senior Water Resource Agent Luke Bates continues to hold office hours at the Boundary County Annex Building in Bonners Ferry. These have typically been on the third Wednesday of each month to assist walk-ins with questions about the adjudication, water use, water rights, and more.



OTHER GENERAL
MATTERS



CASES OF INTEREST UPDATES

- City of Idaho Falls, et al. v. Idaho Department of Water Resources
 - CM-DC-2010-001; Ada County Case CV01-23-13238; ISC Case 52102-2024
 - Notice of Appeal filed July 12, 2024.
 - Clerk's Record has been finalized.
 - Opening briefs have been filed.
 - Briefing anticipated to be complete by mid-April.
- Idaho Ground Water Appropriators Inc. v. Idaho Department of Water Resources
 - CM-MP-2016-001; Ada County Case CV01-23-7893; ISC Case 51784-2024
 - Notice of Appeal filed April 5, 2024.
 - ISC stayed matter pending settlement discussions.
 - Settlement reached and Director approved settlement as a stipulated mitigation plan.
 - The Idaho Supreme Court granted the stipulated motion to dismiss.

QUESTIONS?



*Top-down photo of the 18th Street Bridge in Lewiston, ID.
Photo courtesy of Kelly J. Thompson (son of Michael
Thompson, Northern Region)*