

Lacey Rammell-O'Brien & Evan Roda
for the Idaho Department of Water Resources
July 15, 2025

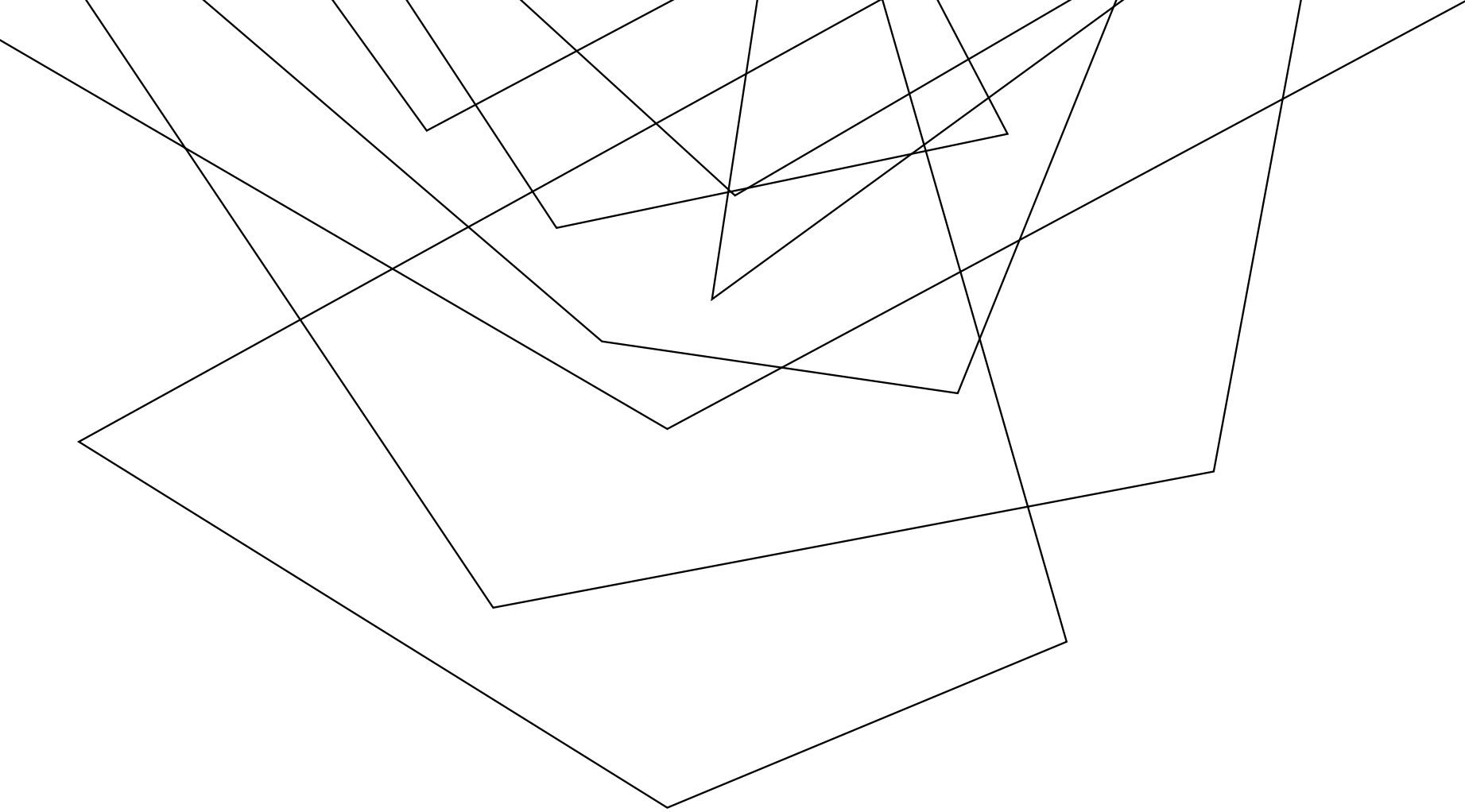


Photo Credit: Special Master Brigitte Bilyeu, Idaho Water Adjudications



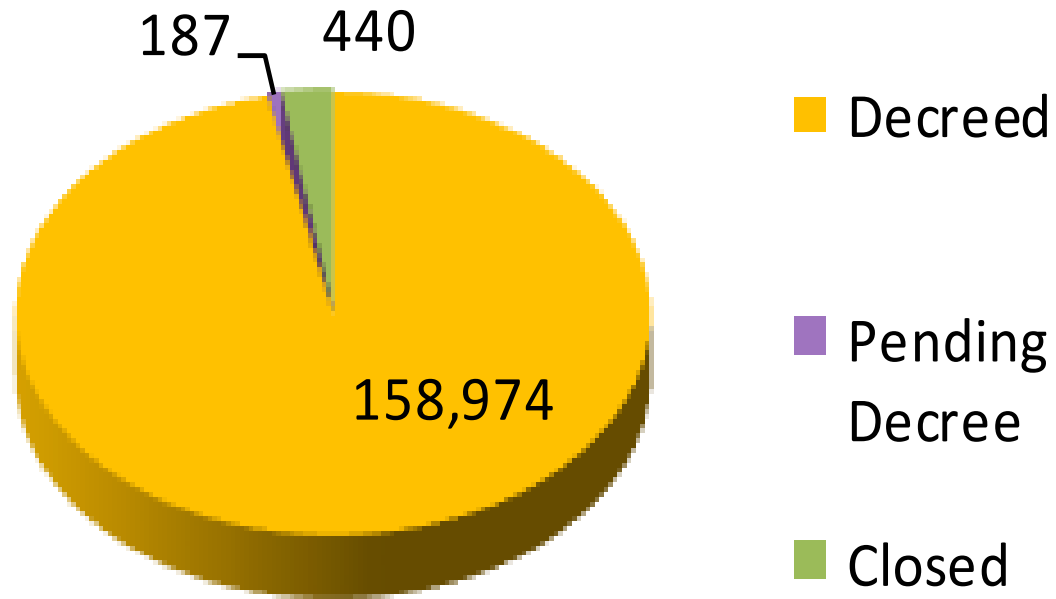
DISCUSSION ITEMS

- 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

SRBA SUMMARY AS OF JULY 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
1	Bieker	86-12178	9/9/2024	Waiting on Claimant to file Affidavit
53	Casa Del Norte, LP	37-23482 et al.; 61-12441, et al.	1/28/2025	IDWR to publish notice.
1	Johnson	86-12185	2/18/2025	Waiting on Claimant to file Affidavit.
1	Lyke	63-35673	3/17/2025	Waiting on Claimant to file Affidavit.
1	Fischer	84-12331	6/2/2025	Waiting on Claimant to file Affidavit.

WAITING FOR IDWR TO SUBMIT NOTICE OF EXAMINATION

Count	Claimant	Subcase #(s)	Affidavit Filed	Next Step

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, 65-24334	1/23/2026	IDWR to Submit DR
1	Lanman	85-15876	1/28/2026	IDWR to Submit DR
1	DeBonis	67-15483	1/30/2026	IDWR to Submit DR
6	Indian Meadows Ranch	55-14052 thru 55-14057	3/16/2026	IDWR to Submit DR
7	Casa Del Norte	61-12361 thru 61-12364, 61-12367, 61-12340	3/16/2026	IDWR to Submit DR.
1	Animals Trust	63-35660	4/20/2026	IDWR to Submit DR
12	T-Bone Ranch	25-14565 thru 25-14576	4/23/2026	IDWR to Submit DR
1	Blaser	65-24319	6/22/2026	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

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



SUBCASE 00-92095

ADJUDICATION OF DEFERRED DE MINIMIS DOMESTIC AND STOCKWATER CLAIMS

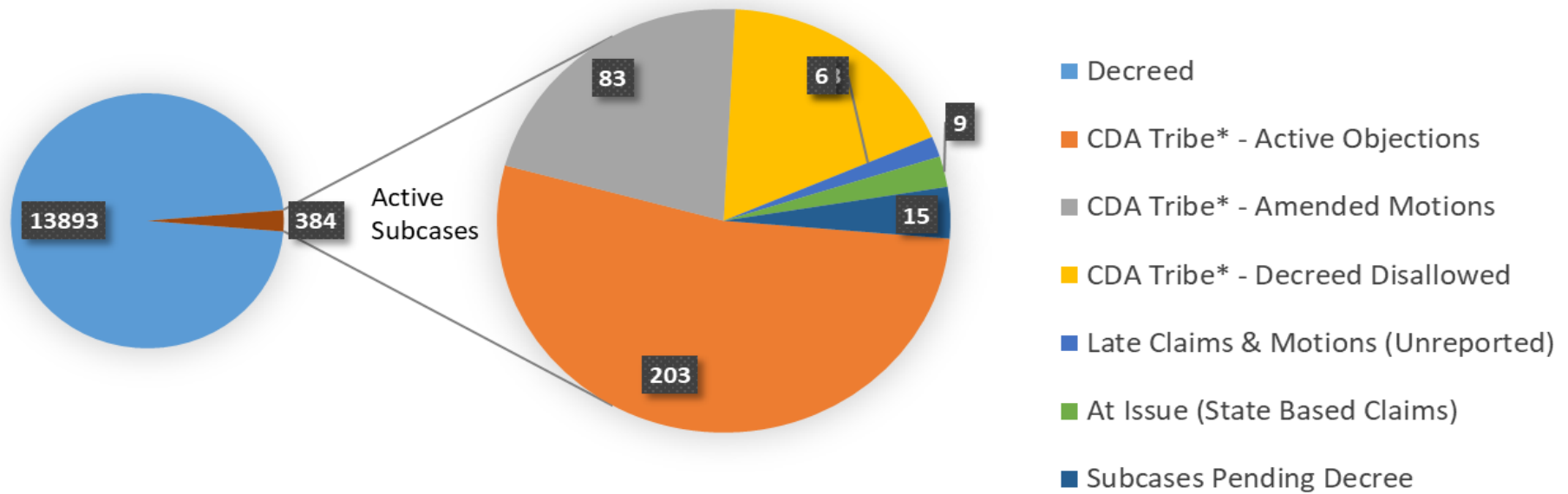
- Pursuant to Judge Wildman's January 22, 2024 Stay Order, this subcase is stayed pending resolution of *U.S. v. Idaho* in the Federal Courts.

CSRBA



Coeur d'Alene River above St. Maries
Photo Credit: Scott Potter, Northern Region

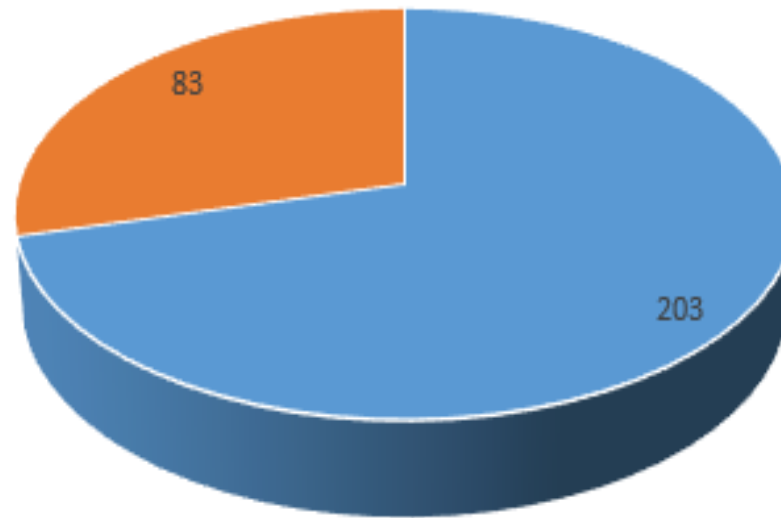
CSRBA Summary All Subcases



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

Last Updated 7/9/2025

CSRBA FEDERAL RESERVED CLAIMS



Basins 91-95 Current Subcases

- CDA Tribe* - Active Objections
- CDA Tribe* - Amended Motions

** 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



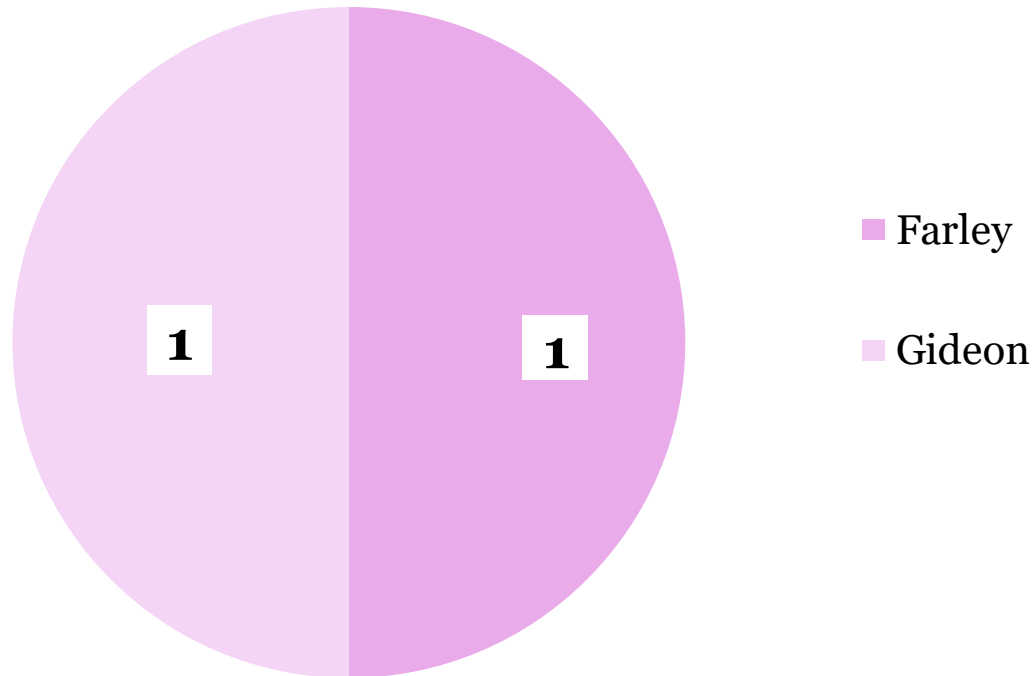
Photo Credit: Dorothy Dahlgren; <https://spokanehistorical.org/>
1892 Boating party with Tubbs Hill in the background

Coeur d'Alene Lake claims

- Settlement negotiations are ongoing.
- Deadline to file SF5s in the Avista and Governor's water rights set for July 30, 2025.
- Next status conference for the state-based lake claims is scheduled for July 23, 2025.

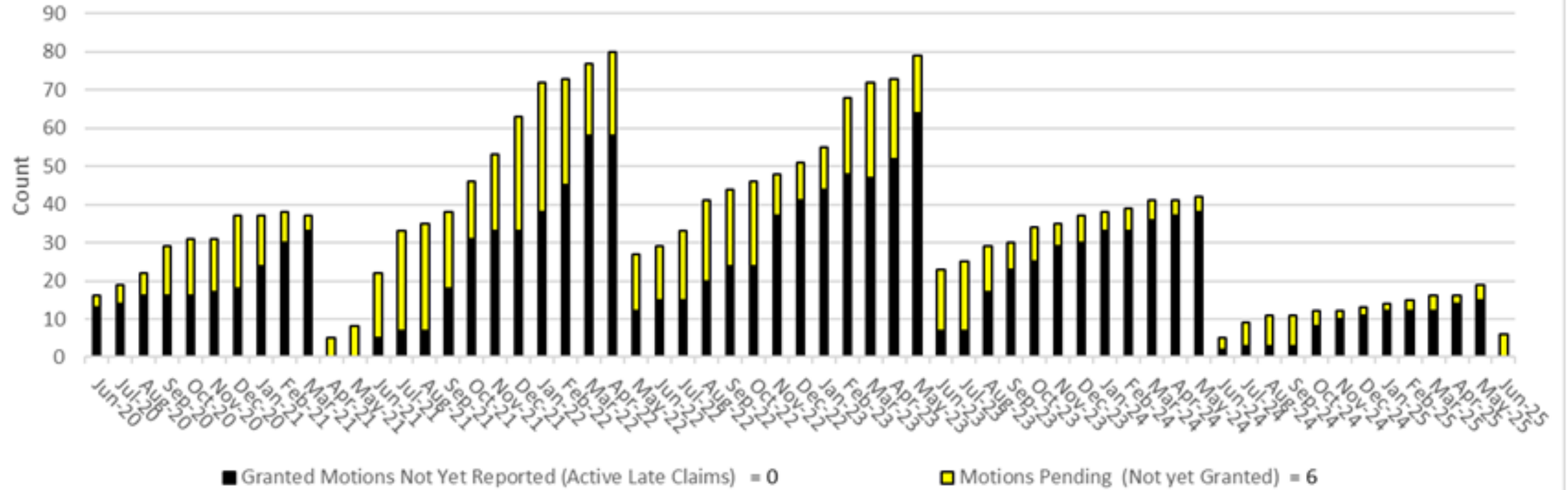
BASIN 95 PART 2

SUBCASES FOR WHICH OBJECTIONS ARE UNRESOLVED



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 7/1/2025

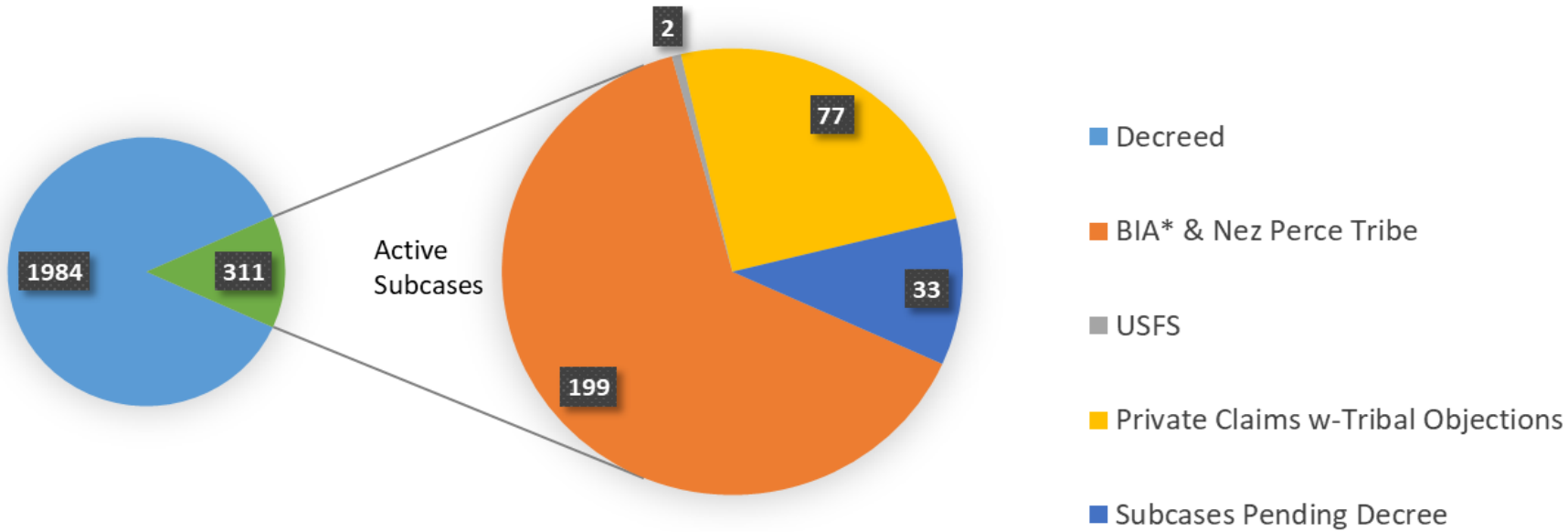
PRBA

Canola Fields in Troy, ID
Photo Credit: Scott Potter, Northern Region



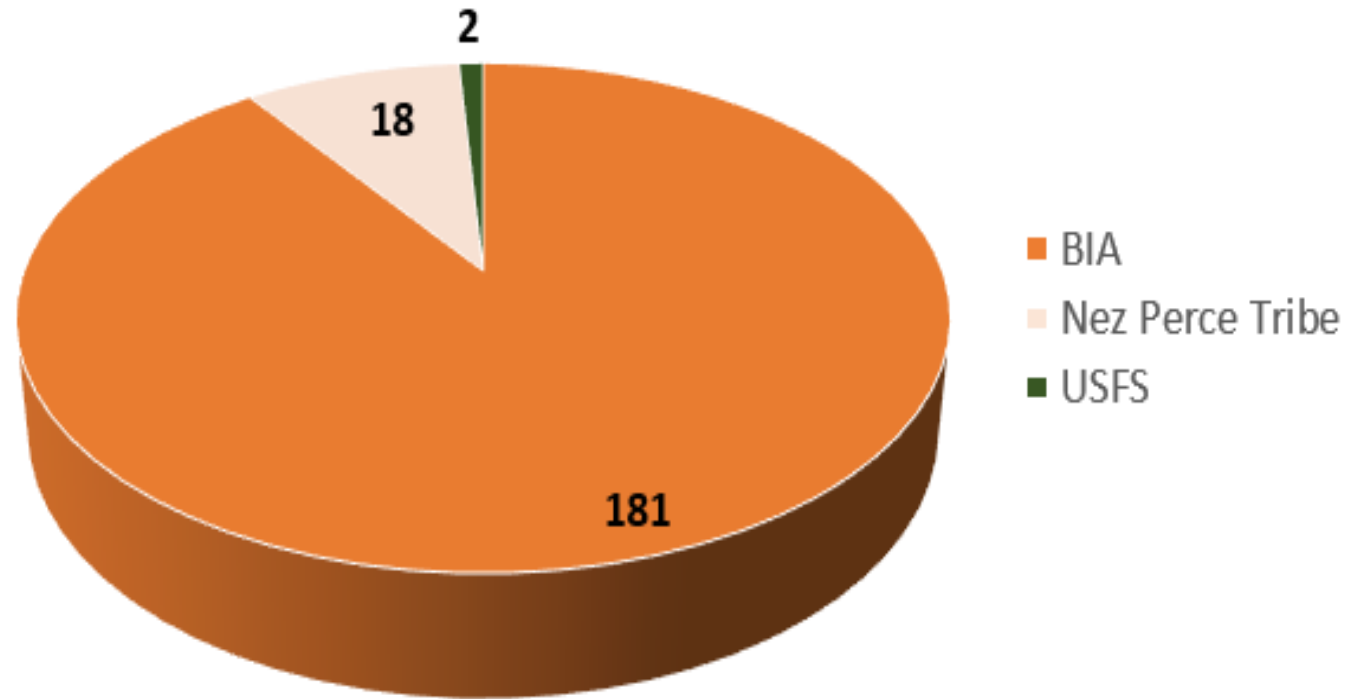
PRBA Summary

All Subcases



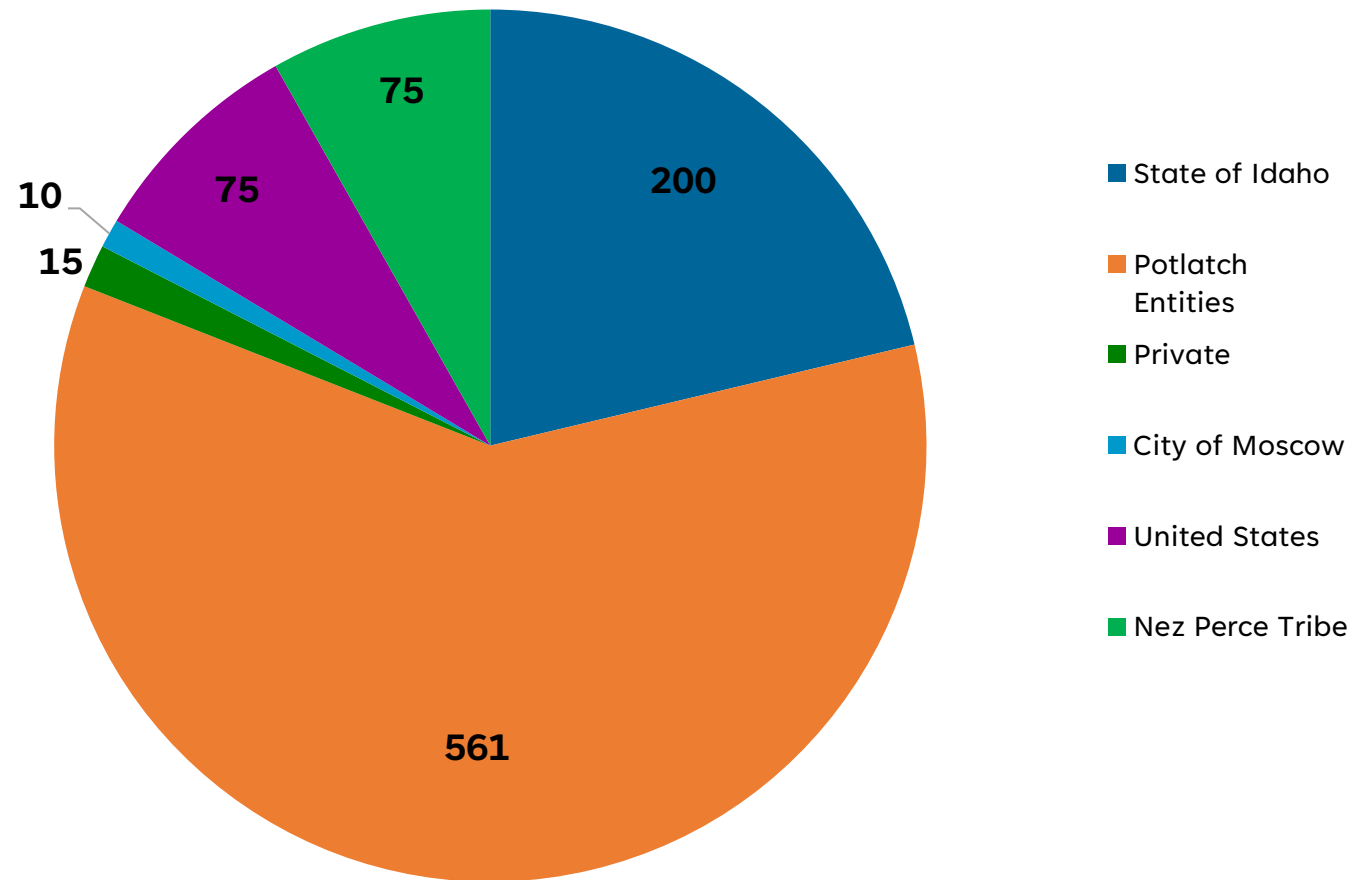
* United States of America as trustee on behalf of the Nez Perce Tribe

PRBA FEDERAL RESERVED CLAIMS



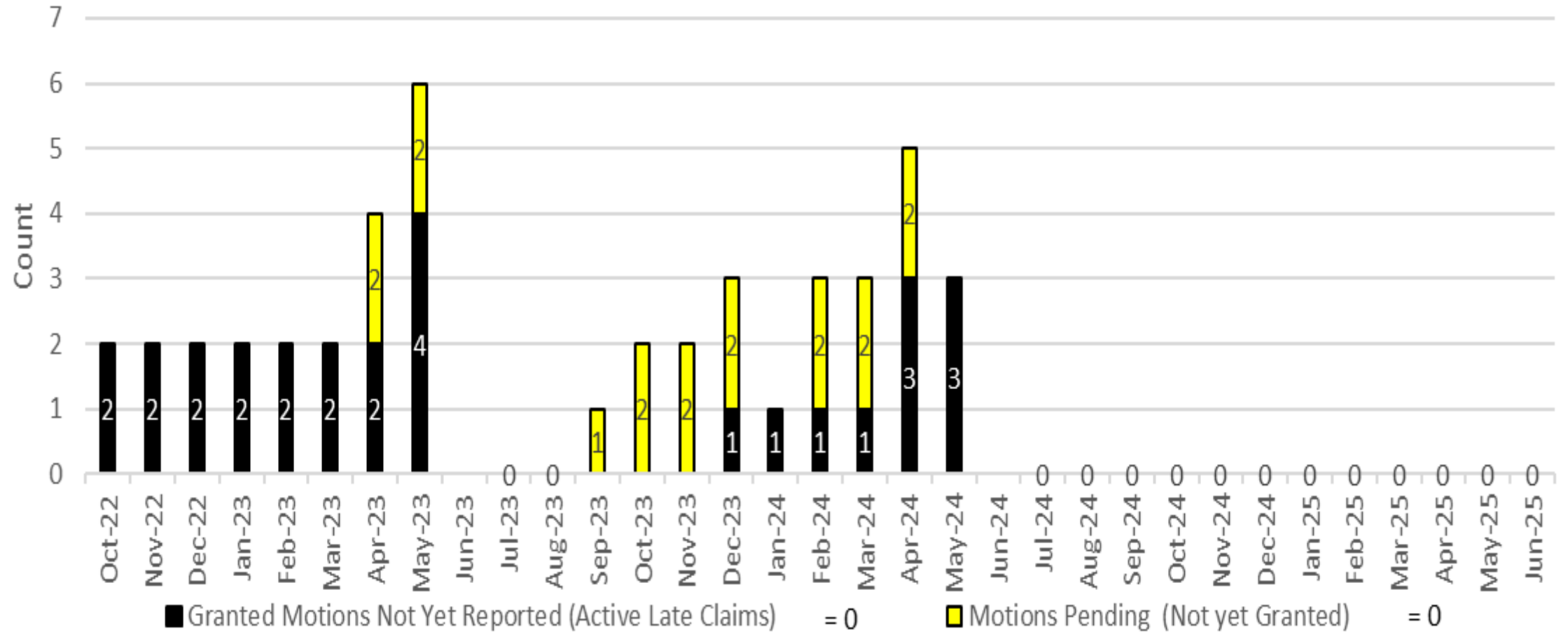
** United States of America as trustee on behalf of the Nez Perce Tribe*

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 7/1/2025

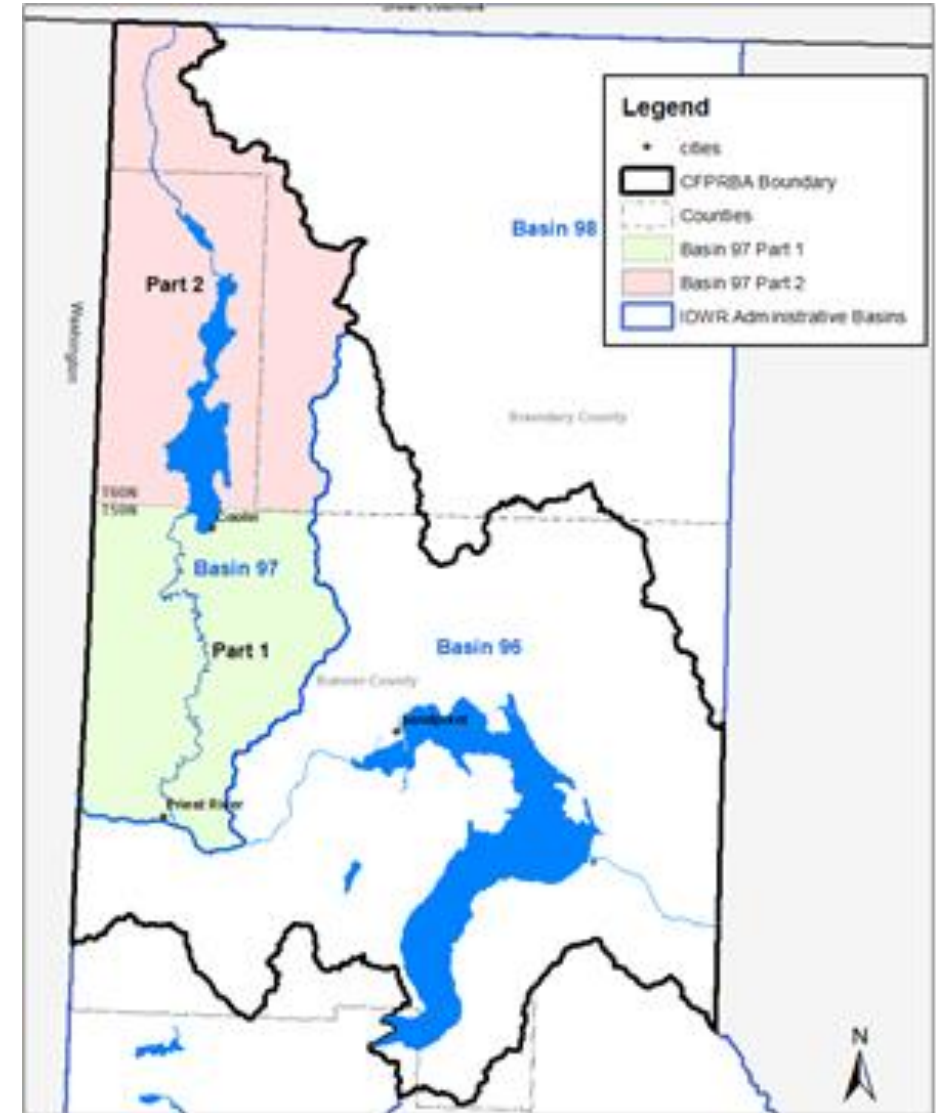
CFPRBA



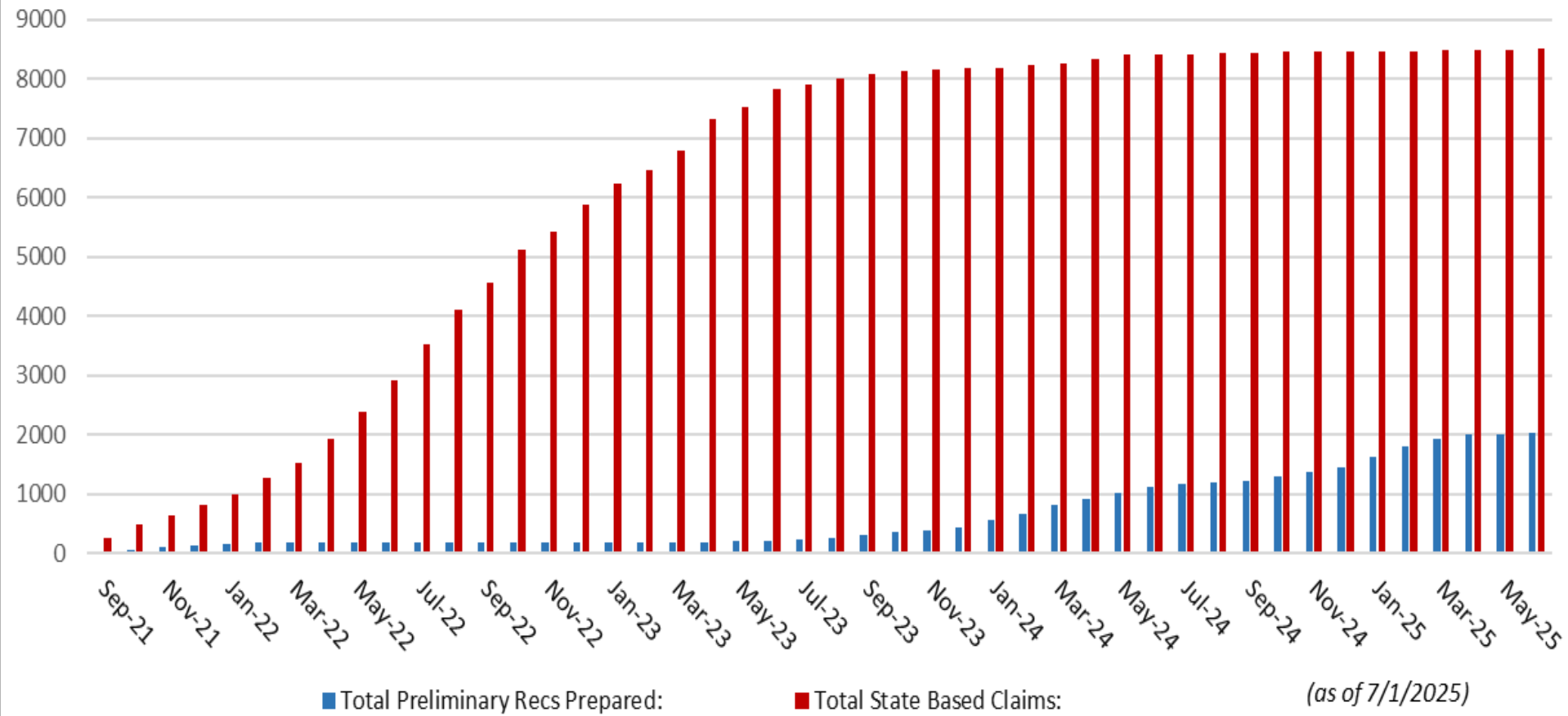
*Pend Oreille Lake in Sagley, ID
Photo courtesy of Scott Potter, Northern Region*

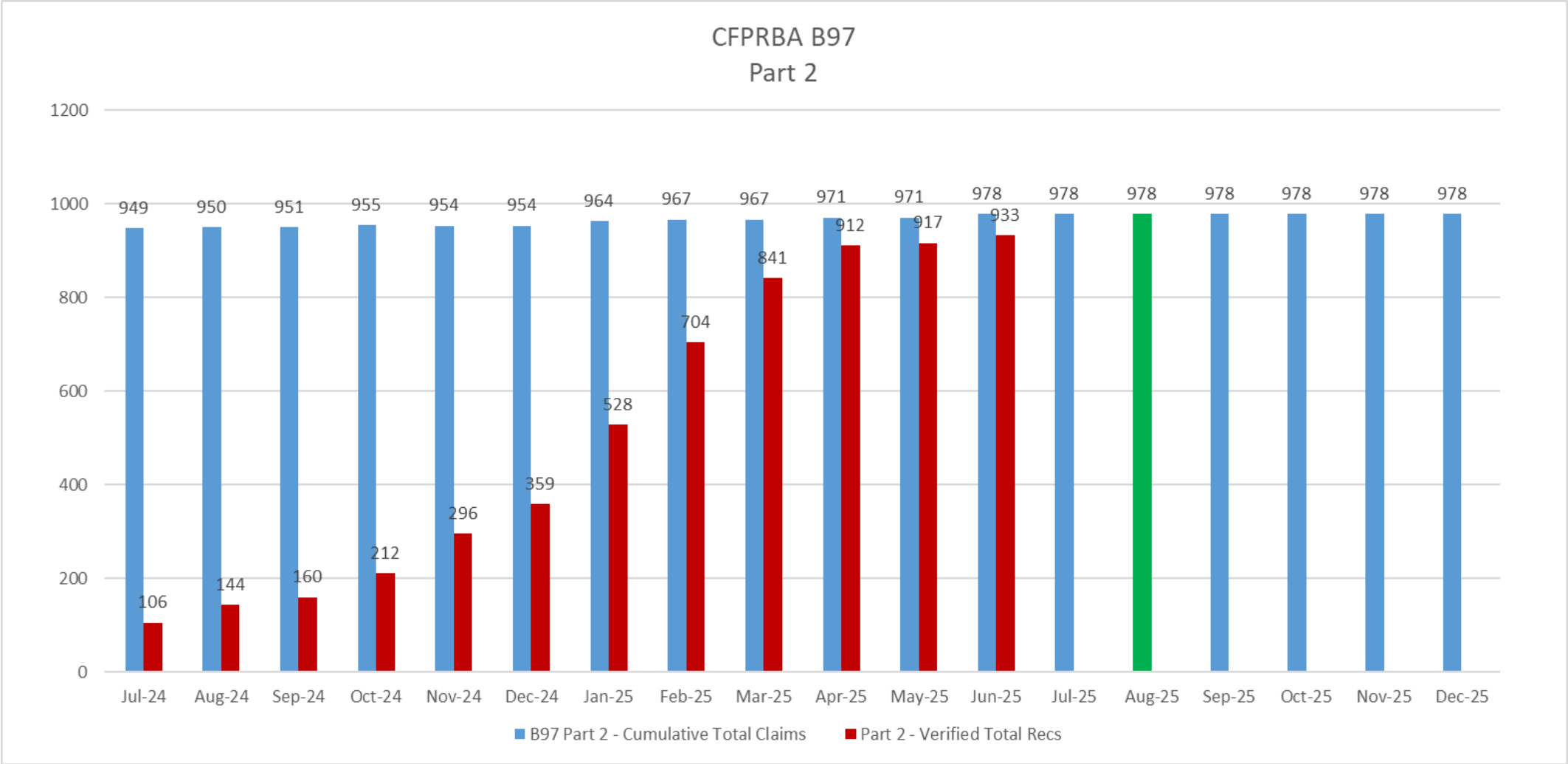
CFPRBA UPDATES

- The Director's Report for Basin 97 Part 1 was mailed on December 17, 2024.
 - Deadline for objections = Ran on May 12, 2025
 - Deadline for responses = July 28, 2025
 - Hearing on Uncontested Motions = January 20, 2026
- There are 1,087 claims pending in the CFPRBA
- Adjudication staff are working on recommendations for the Basin 97 Part 2 Preliminary Director's Report.



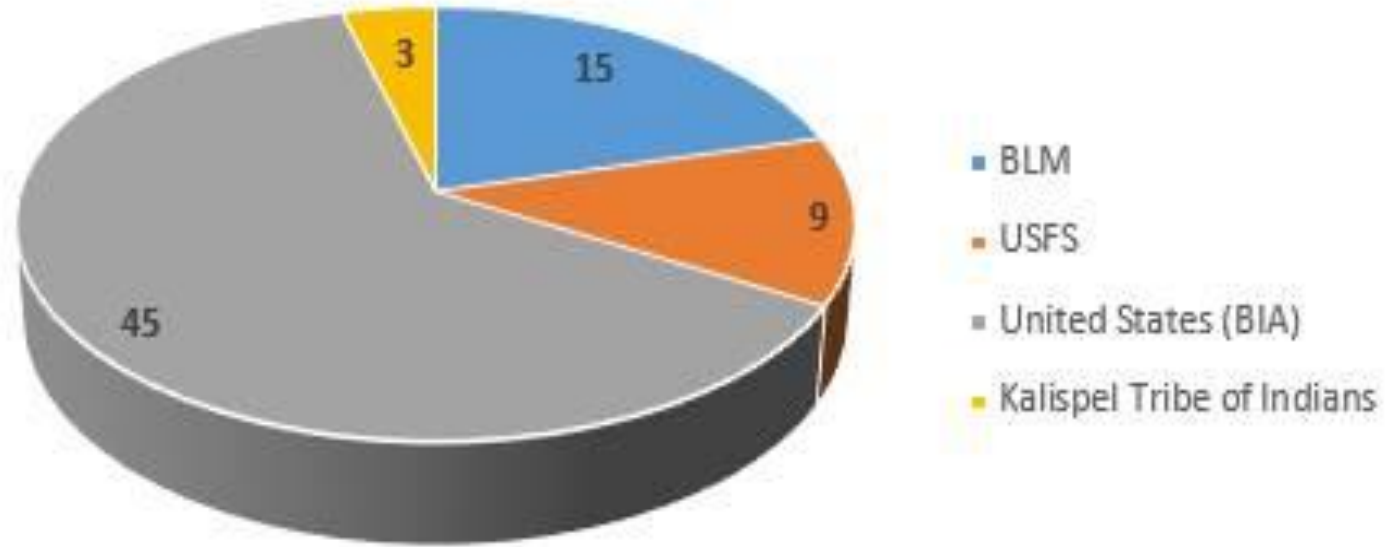
Clark Fork-Pend Oreille River Basin Adjudication (CFPRBA) Status Update





*****Green bar is preliminary report completion target***

CFPRBA FEDERAL RESERVED CLAIMS

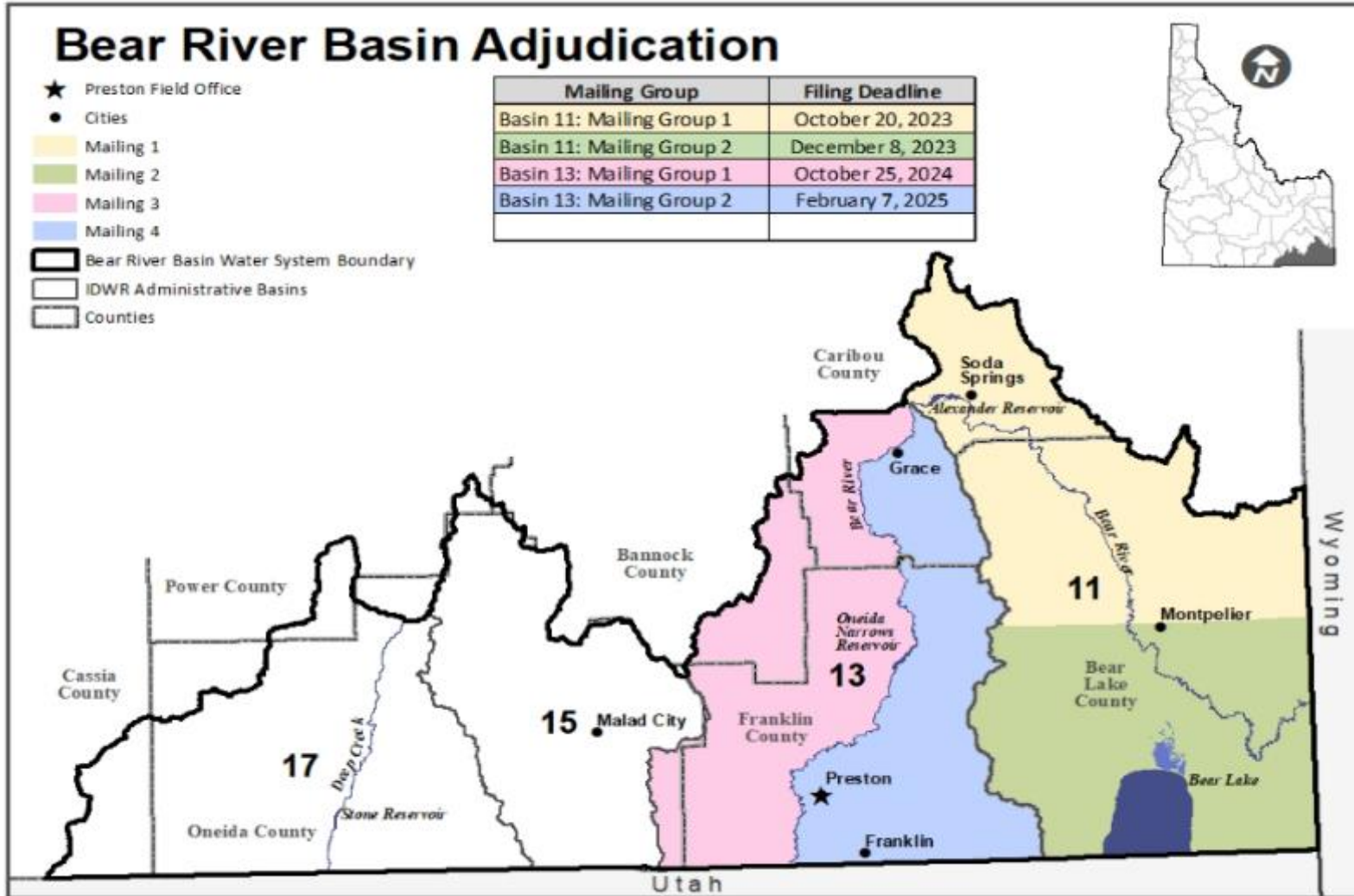


BRBA



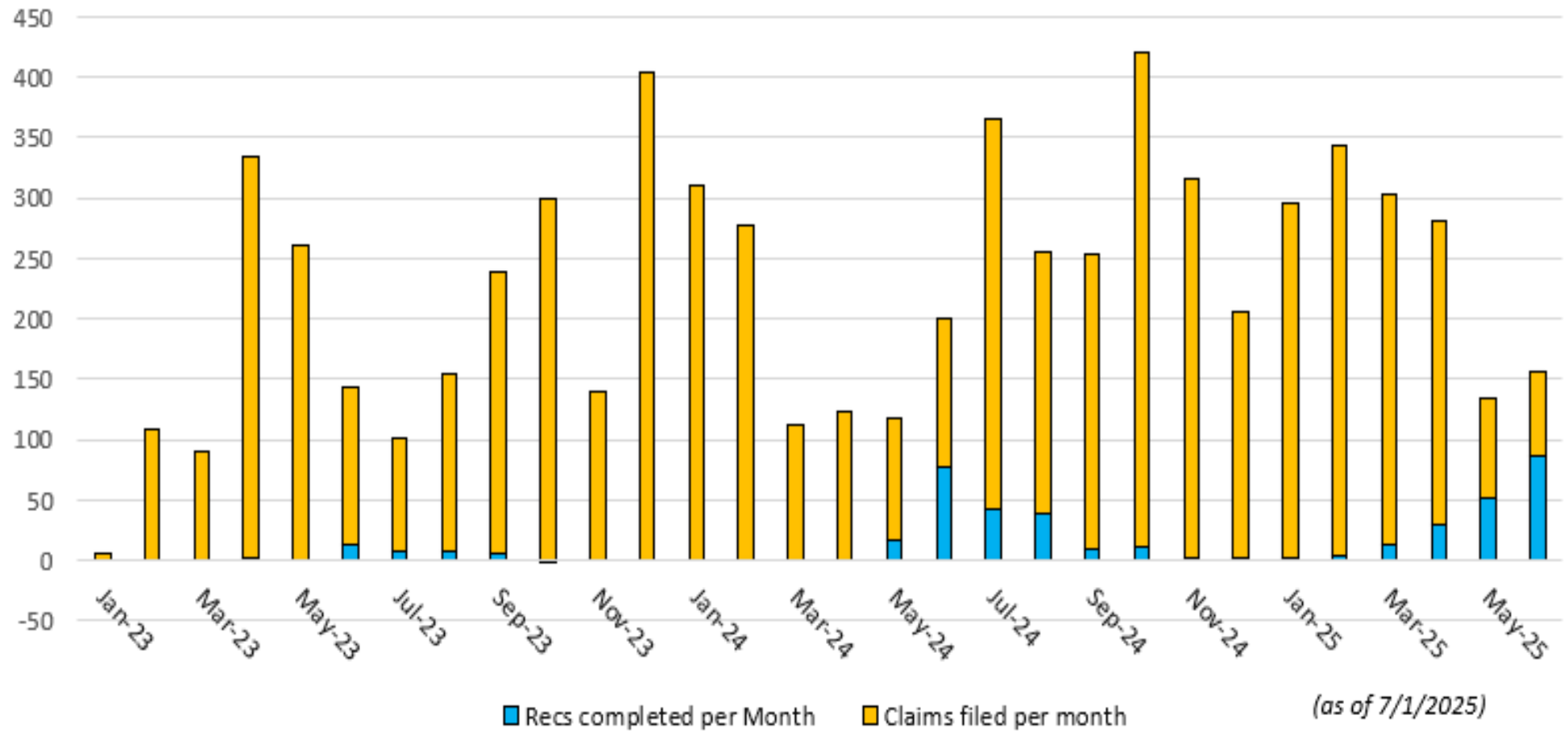
*Jovie tests the waters at Foster Reservoir
Photo courtesy of Christopher Holmes, IDWR Preston Field Office*

COMMENCEMENT NOTICE MAILINGS

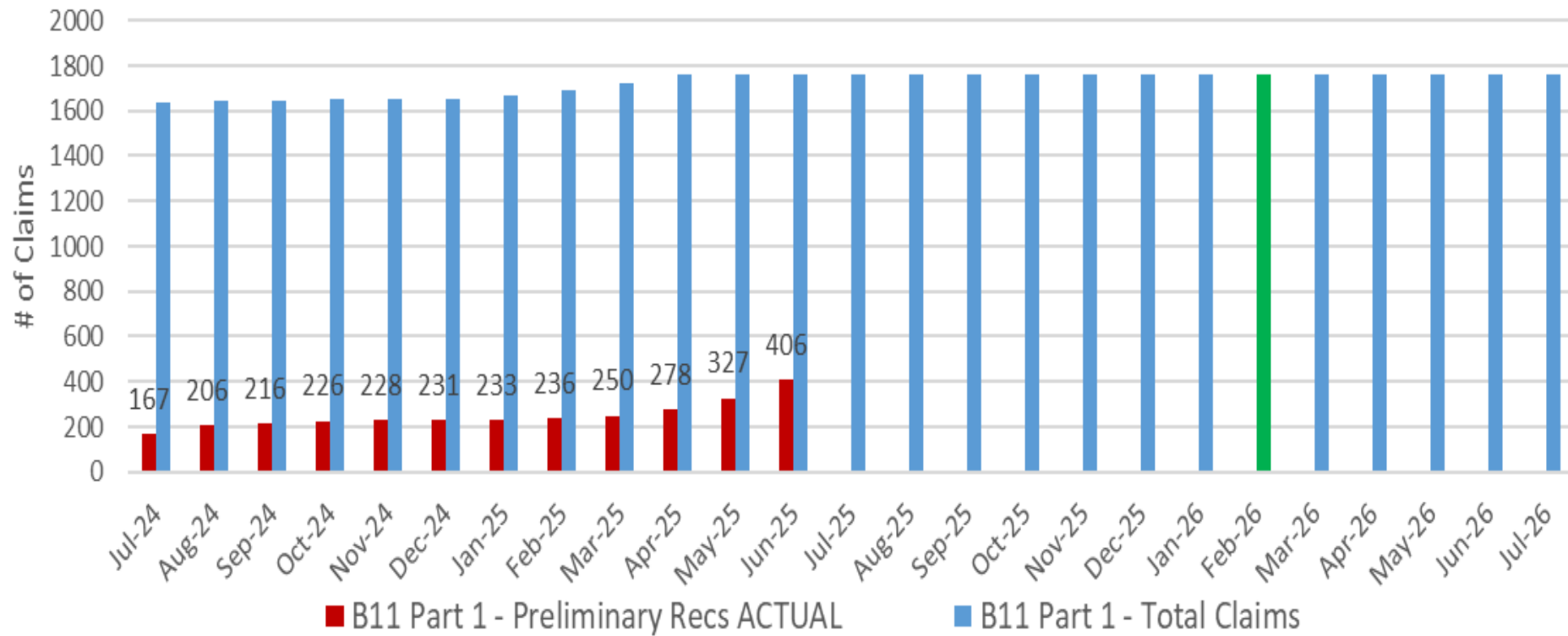


- Second Round Service letters for Basin 13 were mailed June 23, 2025
- Claim filing deadline is October 31, 2025
 - Bannock
 - Caribou
 - Franklin
 - Oneida

Bear River Basin Adjudication (BRBA) Monthly Claims



BRBA - Basin 11 Part 1 Verified Recommendations



***Green bar is preliminary report completion target*

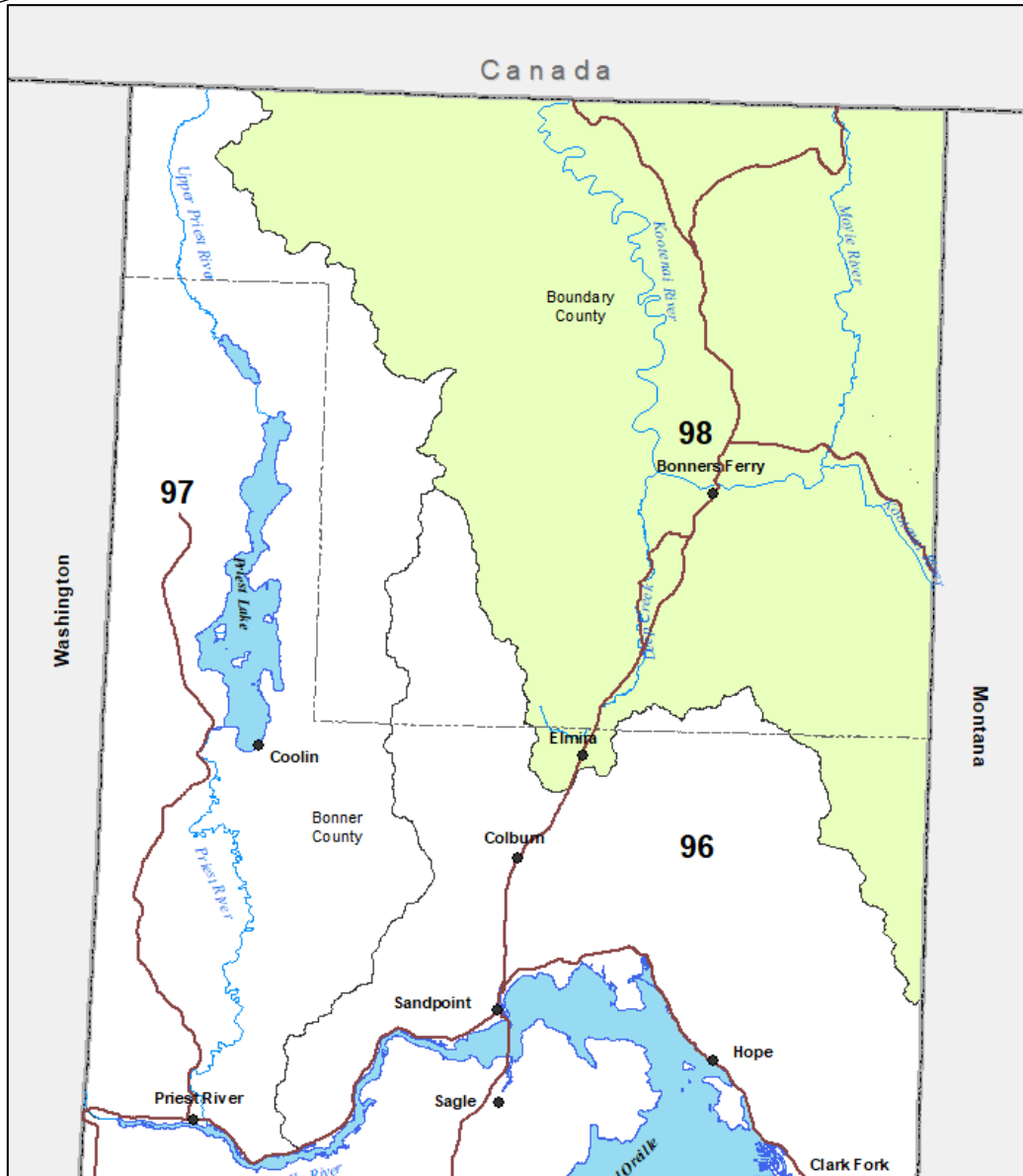
KRBA

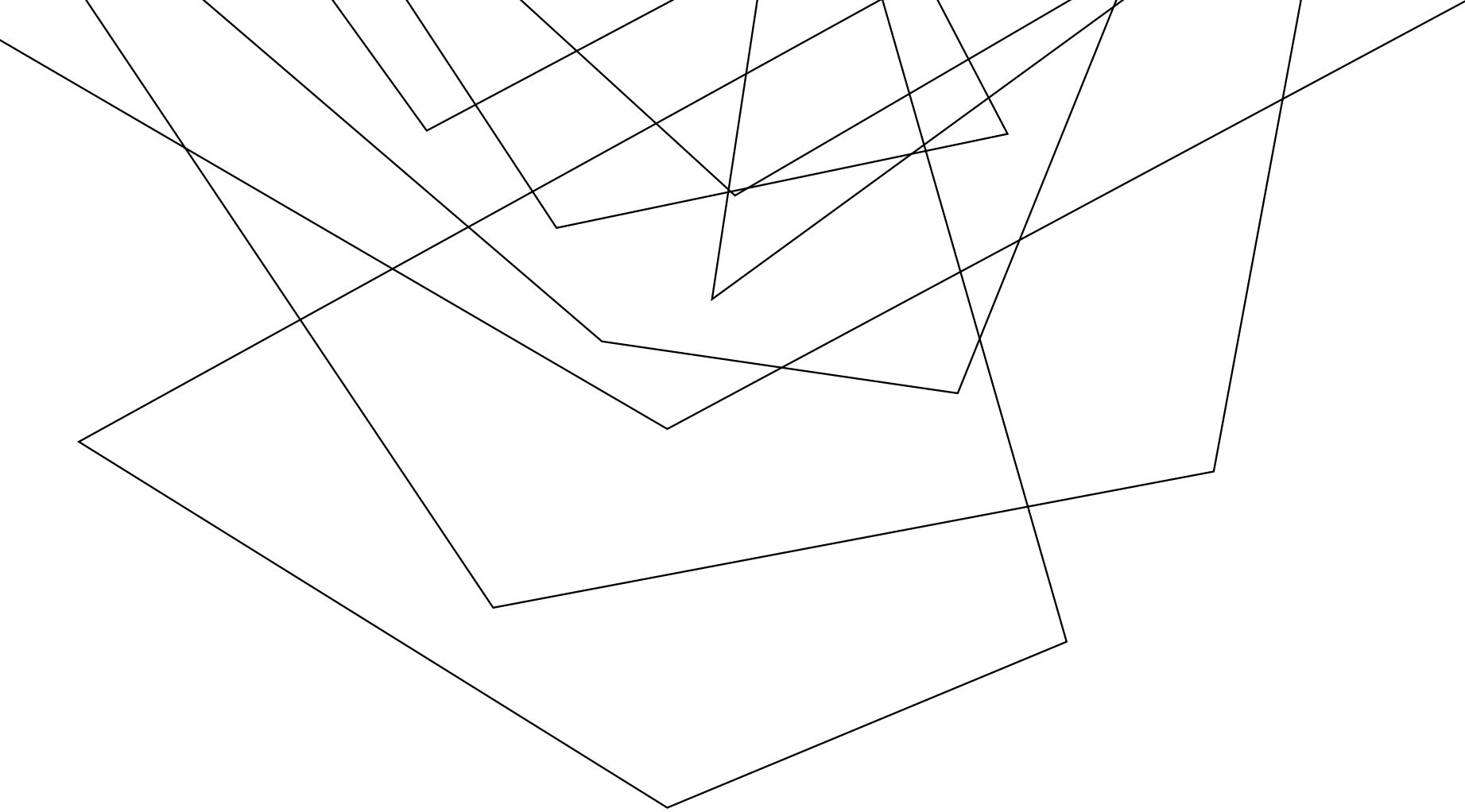


Photo courtesy of Luke Bates, Northern Region

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 July 15, 2025.
- IDWR republished the notice of filing pursuant to its obligations under Idaho Code § 42-1407.
- 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 completed; Idaho Supreme Court to set oral argument for early October.

UNITED STATES OF AMERICA V. STATE OF IDAHO ET AL., US COURT OF APPEALS FOR THE NINTH CIRCUIT

- 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.
- Ninth Circuit Appellate briefing schedule has been extended with the following **new** filing deadlines:
 - US' Consolidated First Brief on cross appeal was filed May 30, 2025
 - Idaho's Consolidated Second Brief on cross appeal is due **July 30, 2025**
 - Intervenor's brief also due
 - US' Consolidated Third Brief on cross appeal is due **August 29, 2025**
 - Idaho's optional reply brief is due **21 days after service of Consolidated Third Brief**
 - Intervenor's reply also due



After 35 years with IDWR, congratulations go to Sandy Thiel on her retirement!!! Her last day with IDWR was July 3rd.

QUESTIONS?



Photo courtesy of Scott Potter, Northern