


DISTRICT COURT - CFRBA Fifth Judicial District County of Twin Falls - State of Idaho	
<div style="border: 1px solid black; padding: 5px; width: fit-content; margin: 0 auto;"> MAR 24 2026 </div>	
By _____	 Deputy Clerk

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re CFRBA Case No. 69576))))))	SPECIAL MASTER'S REPORT FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR WATER RIGHT 97-04082
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I. FINDINGS OF FACT

A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation for the elements of this water right.

On May 22, 2025, Richard J. Horey, a member and representative of claimant Kokanee Park HOA, filed a *Standard Form 7, Motion to File Late Objection*, together with a completed *Standard Form 1 Objection*, seeking sufficient water to irrigate 4 acres of land. On March 23, 2026, the parties filed a *Standard Form 5 – Stipulated Elements of a Water Right*¹ which resolved the pending objection.

II. CONCLUSIONS OF LAW

Therefore, based on the file and record herein and pursuant to the *Standard Form 5*, IT IS RECOMMENDED that water right 97-04082 be **decreed** with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated 03-24-2026



Theodore R. Booth
 Special Master
 Clark Fork-Pend Oreille River Basin Adjudication

¹ The *Standard Form 5* was filed before there had been any disposition of the *Motion to File Late Objection*. The Clerk of the Court is instructed to code the pending *Motion* as “withdrawn” in the Court’s register of actions.

DISTRICT COURT - CFPBBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 24 2026

By _____ *[Signature]* Clerk
 _____ Deputy Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re CFPBBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
 Case No. 69576)
 _____) Water Right 97-04082

NAME AND ADDRESS: KOKANEE PARK HOA
 25831 HWY 57
 PRIEST LAKE, ID 83856-8630

SOURCE: PRIEST LAKE TRIBUTARY: PRIEST RIVER

QUANTITY: 0.12 CFS
 Right Nos. 97-4082 and 97-9825 are limited to a TOTAL combined diversion rate of .15 CFS.

PRIORITY DATE: 01/01/1963

POINT OF DIVERSION: T59N R04W S06 LOT 7 () Within Bonner County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-01	0.12 CFS

PLACE OF USE: Irrigation Within Bonner County
 T59N R04W S06 LOT 7 (NWSE) 4.0
 4.0 Acres Total
 Right Nos. 97-4082 and 97-9825 are limited to the irrigation of a combined total of 5 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

RECOMMENDATION

MAR 24 2026

[Signature]

SPECIAL MASTER

Eric J. Wildman
 Presiding Judge of the
 Clark Fork-Pend Oreille River Basins