

APR 23 2026

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

By _____
Clerk
_____ Deputy Clerk

In Re CSRBA)
Case No. 49576)
_____)

SUBCASE: 95-2067
STANDARD FORM 5
STIPULATED ELEMENTS OF A WATER
RIGHT
 AMENDED NOTICE OF CLAIM /
DIRECTOR'S REPORT

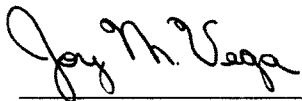
This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Coeur d'Alene-Spokane River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be decreed as described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages. Attached pages should include a copy of the Director's Recommendation, noting where stipulated changes have been made.

CLAIMANT/OBJECTOR

Office of the Governor

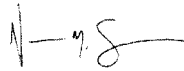


3/6/2026

Joy M. Vega Date
Chief, Energy and Natural Resources Div.
Office of the Attorney General

RESPONDENTS

North Idaho Water Rights Alliance
Northwest Property Owners Association
Coeur d'Alene Lakeshore Property Owners
Hagadone Hospitality Co.

 3/10/2026

Norman M. Semanko, Attorney at Law Date

RESPONDENT

City of Coeur d'Alene

 3/10/2026

Candice M. McHugh, Attorney at Law ate

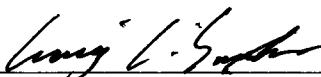
RESPONDENT

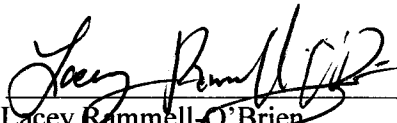
Avista Corporation

 2/20/2026

Chris M. Bromley, Attorney at Law Date

IDWR Concurrence:

 3/13/2026
Date
Craig L. Saxton
Water Allocation Bureau Chief

 3/13/26
Date
Lacey Rammell O'Brien
Deputy Attorney General
Attorney for IDWR

CERTIFICATE OF SERVICE

I hereby certify that on this 20 day of APRIL, 2026, I caused to be served a copy of the Standard Form 5 by the following method to:

1. Original to:

Clerk of the District Court
Coeur d'Alene-Spokane River Basin Adj. Overnight Mail
PO Box 2707 Regular Mail
Twin Falls, ID 83303-2707 Hand-delivered
 Facsimile

2. Copies to:

IDWR Document Depository Overnight Mail
322 East Front St. Regular Mail
PO Box 83720 Hand-delivered
Boise, ID 83720-0098 Facsimile

Office of the Governor Overnight Mail
Represented by: Regular Mail
Office of the Attorney General Hand-Delivered
State of Idaho Facsimile
PO Box 83720
Boise, ID 83720-0010

State of Idaho Overnight Mail
Represented by: Regular Mail
Office of the Attorney General Hand-Delivered
State of Idaho Facsimile
PO Box 83720
Boise, ID 83720-0010

North Idaho Water Rights Alliance Overnight Mail
Northwest Property Owners Association Regular Mail
Coeur d'Alene Lakeshore Property Hand-Delivered
Owners Facsimile
Hagadone Hospitality Co.
Represented by:
Norman Semanko
Parsons Behle & Latimer
800 West Main Street, Ste 1300
Boise, ID 83702

City of Coeur d'Alene
Represented by:
Candice McHugh
P.O. Box 107
Boise, ID 83701

Overnight Mail
 Regular Mail
 Hand-Delivered
 Facsimile

Avista Corporation
Represented by:
Chris Bromley
P.O. Box 107
Boise, ID 83701

Overnight Mail
 Regular Mail
 Hand-Delivered
 Facsimile



Signature of Person delivering this
document

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 95-2067

NAME AND ADDRESS: STATE OF IDAHO
OFFICE OF THE GOVERNOR
STATEHOUSE
BOISE ID 83720

SOURCE: COEUR D ALENE LAKE

TRIBUTARY: SPOKANE RIVER

QUANTITY: 1,000,000.00 AFY

The quantity of water for this right is the amount necessary to maintain the elevation of Coeur d Alene Lake not higher than the normal high water stage and not lower than the natural low water stage at any season of the year. The normal high water stage is approximately 2130 feet above mean sea level (MSL). The natural low water stage is approximately 2118 feet above MSL. The elevation of the lake is measured at the USGS Coeur d Alene Lake Gage (12415500) at Coeur d Alene, ID.

PRIORITY DATE: 01/24/1927

The right for the use of water confirmed in this right shall be junior and subordinate to all water rights and permits within the State of Idaho that are initiated later in time than the priority date of this right, except for irrigation storage and power purposes. This right shall not give rise to any right or claim against any future rights for the use of water within the State of Idaho initiated later in time than the priority date of this right, except for irrigation storage and power purposes.

POINT OF

DIVERSION: T50N R04W S14 NESW Within KOOTENAI County

The point of diversion is the outlet of Coeur d Alene Lake.

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
<u>AESTHETIC STORAGE</u>	06/01-05/31 01/01 12/31	1,000,000.00 AFY
<u>RECREATION STORAGE</u>	01/01 12/31	1,000,000.00 AFY

The purpose of this right is to protect and preserve Coeur d Alene Lake in its near natural condition for scenic beauty, health, recreation, transportation, and other commercial purposes necessary and desirable for all the inhabitants of the State of Idaho.

~~The annual time period for accruing natural flow towards the satisfaction of this water right will begin when the lake elevation stabilizes at or near 2128 feet above MSL following the spring runoff.~~

JMS
CB
CM
NMS
CL
(12)

PLACE OF USE:

The place of use for this water right is within Coeur d Alene Lake.

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

The name State of Idaho, Office of the Governor, appears in the Name and Address sections of this right. However, as a matter of Idaho law, the Governor of the State of Idaho acts on behalf of the People of Idaho, the beneficiaries 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. Section 42-1412(6), Idaho Code.

This partial decree does not alter, amend, or modify the Federal Energy Regulatory Commission ("FERC") License No 2545. for the Spokane River Project issued on June 18, 2009 and expiring on June 17, 2059.

This partial decree does not affect any future licensing or relicensing by FERC or any successor that may occur for power generation at Post Falls.

This partial decree does not permit trespass or otherwise grant any right-of-way or easement across the land of another. Natural fluctuations in Coeur d'Alene Lake do not constitute trespass.

Nothing in this partial decree shall be construed or interpreted to limit, diminish, modify or enlarge any adjudicatory, regulatory, or legislative jurisdiction of the State of Idaho.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

JMS

CB
CM

NMS

CLS

(12)