

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

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

Clerk

[Signature]
Deputy Clerk

In Re CSRBA)

SUBCASE: 95-8003

)

STANDARD FORM 5

Case No. 49576)

)

STIPULATED ELEMENTS OF A WATER
RIGHT

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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.

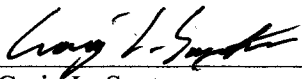
CLAIMANT/OBJECTOR

Avista Corporation

[Signature] 2/20/2026

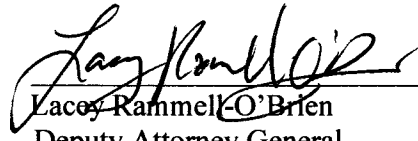
Chris M. Bromley, Attorney at Law Date

IDWR Concurrence:



Craig L. Saxton
Water Allocation Bureau Chief

3/13/2026
Date



Lacey Rammell O'Brien
Deputy Attorney General
Attorney for IDWR

03/13/26
Date

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.
PO Box 2707
Twin Falls, ID 83303-2707

Overnight Mail
 Regular Mail
 Hand-delivered
 Facsimile

2. Copies to:


IDWR Document Depository
322 East Front St.
PO Box 83720
Boise, ID 83720-0098

Overnight Mail
 Regular Mail
 Hand-delivered
 Facsimile

Avista Corporation
Represented by:
Chris M. 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: 95-8003
NAME AND ADDRESS: AVISTA CORP
DIRECTOR OF ENVIRONMENTAL AFFAIRS MSC-1
PO Box 3727
1411 E MISSION AVE
SPOKANE WA 99202-3727

SOURCE: SPOKANE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 1,150.000 CFS
PRIORITY DATE: 03/17/1980

The rights for the use of water confirmed in this right shall be junior and subordinate to all rights for the use of water other than hydropower, within the State of Idaho that are initiated later in time than the priority of this right and shall not give rise to any right or claim against any future rights for the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this right.

POINT OF DIVERSION:
T50N R05W S3 NWSW Within KOOTENAI County
T50N R05W S3 SWSW Within KOOTENAI County
T50N R05W S4 SENE Within KOOTENAI County

CB
ck
(E)

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
POWER	1/01 12/31	1,150.000 CFS
Use of water under this right shall be non-consumptive.		
Power generation is at the Post Falls Power Plant.		

PLACE OF USE: POWER in KOOTENAI County
T50N R05W S04 SENE

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. Section 42-1412(6), Idaho Code.

The diversion and use of water for hydropower purposes under this right is subject to review by the Director after the date of expiration of the license issued by the Federal Energy Regulatory Commission for Project No. 2545-004. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.

This partial decree does not alter, amend, or modify the State of Idaho's Clean Water Act Section 401 Certification or the Federal Energy Regulatory Commission's license No. 2545 issued on June 18, 2009 and expiring on June 17, 2059 for the Spokane River Project.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

~~The owner of this right may exercise this right before exercising Right Nos. 95-9115 and 95-9119.~~

This right is for the operation of the sixth turbine installed at the Post Falls Hydroelectric Development.

CB

The points of diversion are the three dams on the Spokane River at Post Falls.

Parcel No. 50N05W042300

(B)
CL5