

DISTRICT COURT - PRBA Fifth Judicial District County of Twin Falls - State of Idaho	
AUG 21 2025	
By _____	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 PRBA Case No. 59576 	)))))	SPECIAL MASTER'S REPORT AND RECOMMENDATION; FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR WATER RIGHT: 87-12005
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I. FINDINGS OF FACT

A notice of claim was filed for this water right pursuant to I.C. § 42-1411A by the United States as Trustee for the Nez Perce Tribe. The Nez Perce Tribe joined in the claim. The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director's Report* contained an Abstract of the claim for the elements of this water right.

Objections were filed by the State of Idaho, PotlatchDeltic Land and Lumber, LLC; PotlatchDeltic Forest Holdings, Inc.; and Potlatch TRS Idaho, LLC.

United States' Motion to Withdraw Claim was filed on June 4, 2025. A hearing was held on July 16, 2025. At the hearing, the United States as Trustee argued the *Motion to Withdraw Claim*, and the Nez Perce Tribe joined in the *Motion*.

No parties to the subcase opposed the *Motion to Withdraw Claims*. The Court **granted** the *Motion. Order Granting Motion to Withdraw Claims*. (July 25, 2025)

II. CONCLUSIONS OF LAW

THEREFORE, based on the file and record herein, IT IS RECOMMENDED that this water right **not be confirmed** in any partial or final decree.

Dated: August 21, 2025.



 BRIGETTE BILYEU
 Special Master
 Palouse River Basin Adjudication

DISTRICT COURT - PRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
AUG 21 2025	
By _____	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 PRBA)
)
Case No. 59576)
)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

Water Right(s): 87-12005

On August 21, 2025, Special Master BRIGETTE BILYEU issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to PRBA Administrative Order 1 (A01), Section 13a.

Pursuant to PRBA Administrative Order 1 (A01), Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED August 21, 2025.



JANET CONNELL
Deputy Clerk

DISTRICT COURT - PRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
AUG 21 2025	
By _____	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 PRBA)
)
Case No. 59576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 87-12005

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on August 21, 2025, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

POTLATCH TRS IDAHO LLC
POTLATCHDELTIC FOREST HOLDINGS
POTLATCHDELTIC LAND AND

Represented by:
CHARLIE S BASER
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

CERTIFICATE OF MAILING

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STATE OF IDAHO

Represented by:

CHIEF NATURAL RESOURCES DIV
OFFICE OF THE ATTORNEY GENERAL
STATE OF IDAHO

PO BOX 83720

BOISE, ID 83720-0010

Phone: 208-334-2400

NEZ PERCE TRIBE

Represented by:

MICHAEL A LOPEZ

NEZ PERCE TRIBE LEGAL COUNSEL

100 AGENCY RD

PO BOX 305

LAPWAI, ID 83540

Phone: 208-843-7355

POTLATCH TRS IDAHO LLC

POTLATCHDELTIC FOREST HOLDINGS

POTLATCHDELTIC LAND AND

Represented by:

MICHAEL P LAWRENCE

601 W BANNOCK ST

PO BOX 2720

BOISE, ID 83701-2720

Phone: 208-388-1200

AMY & ROB LARSON

BEN BARSTOW

CAROL & GLEN BARNETT

JULIE & MARTIN HAARR

KYLE HAWLEY

K4 LLC

SHAWN NILSSON

Represented by:

NORMAN M SEMANKO

PARSONS BEHLE & LATIMER

800 W MAIN STREET STE 1300

BOISE, ID 83702

Phone: 208-562-4900

NEZ PERCE TRIBE

Represented by:

THOMAS MURPHY

NATIVE AMERICAN RIGHTS FUND

250 ARAPAHOE AVE

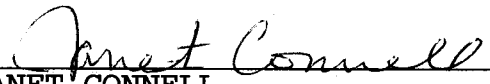
BOULDER, CO 80302

Phone: 303-447-8760

CERTIFICATE OF MAILING

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USA AS TRUSTEE ON BEHALF OF
Represented by:
U S DEPARTMENT OF JUSTICE
ENVIRO & NAT'L RESOURCES DIV
550 WEST FORT STREET, MSC 033
BOISE, ID 83724



JANET CONNELL
Deputy Clerk