



is before Judge Wildman. The parties to the consolidated subcase (except the United States) signed the *Coeur d'Alene Tribe Water Rights Settlement Agreement Between the United States, Coeur d'Alene Tribe, State of Idaho and Other Water Users* (Mar. 31, 2026) (hereafter *Settlement Agreement*). The related consolidated subcase still has a lengthy process to complete before it can be finalized.

Specifically, the United States' approval and execution of the *Settlement Agreement* is contingent on ratification by the U.S. Congress. In addition, U.S. approval is contingent on the President signing a federal settlement act. As the parties await the approval of Congress and the President, they have agreed on a waiting process. Presiding Judge Eric Wildman issued an order recognizing this approach. Judge Wildman issued an *Order Adopting Stipulated Process for Effectuating a Settlement* (Dec. 31, 2025) which recognizes the approval procedures which must take place.


It is therefore understood by the Court and the parties that the *Special Master's Report and Recommendation* of these state-based rights are closely related to Consolidated Subcase 91-07755. As a result, it is understood that the adoption of the *Special Master's Report and Recommendation* will be subject to finalization of the *Settlement Agreement* by all parties including the United States. Consequently, it is expected that once this *SMR&R* is filed, it shall be sent to the Presiding Judge with a recommendation that all further action on these related state-based claims be held or stayed until finalization of the *Settlement Agreement*.

## II. CONCLUSIONS OF LAW

Based on the file and record herein, IT IS RECOMMENDED that this water right be **decreed** with the elements set forth in the attached *Special Master's Recommendation for Partial Decree*.

However, IT IS FURTHER RECOMMENDED THAT NO ACTION SHOULD BE TAKEN ON THIS SUBCASE until the finalization of the *Settlement Agreement* in Consolidated Subcase 91-07755.

DATED: June 25, 2026.

  
\_\_\_\_\_  
BRIGITTE BILYEU  
Special Master  
Coeur d'Alene-Spokane River Basin Adjudication

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

In Re CSRBA )  
 )  
Case No. 49576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 95-08593

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

JUN 25 2026

NAME AND ADDRESS: HAGADONE HOSPITALITY CO  
PO BOX 6200  
COEUR D ALENE, ID 83816

SOURCE: COEUR D ALENE LAKE TRIBUTARY: SPOKANE RIVER

QUANTITY: 2.89 CFS  
401.00 AFY

By \_\_\_\_\_ Clerk  
\_\_\_\_\_ Deputy Clerk

Right Nos. 95-8593, and 95-8737 are limited to a total  
combined diversion rate of 2.89 cfs.

PRIORITY DATE: 06/27/1988

POINT OF DIVERSION: T50N R03W S19 LOT 3 (SWNW ) Within Kootenai County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	2.89 CFS 401.00 AFY

PLACE OF USE:	Irrigation	Within Kootenai County
	T50N R03W S19 LOT 1 (NWNE) 1.0	SWNE 13.0
		NENW 37.0
	LOT 3 (SWNW)22.0	LOT 4 (SENE)39.0
	NESW 2.5	LOT 4 (NESW) 5.8
	NWSE 1.8	LOT 5 (NWSE)11.1
	133.5 Acres Total	

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

The remainder of this right was forfeited for non-use from 1997 to 2016.

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

JUN 25 2026


*[Signature]*  
\_\_\_\_\_  
SPECIAL MASTER

Eric J. Wildman  
Presiding Judge of the  
Coeur d'Alene-Spokane River Adjudication



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

JUN 25 2026

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 CSRBA )  
 )  
Case No. 49576 )  
\_\_\_\_\_ )

CERTIFICATE OF MAILING

Water Right(s): 95-08593

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 June 25, 2026, with sufficient first-class postage prepaid to the following:

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

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

HAGADONE HOSPITALITY CO  
Represented by:  
JOHN F MAGNUSON  
PO BOX 2350  
COEUR D ALENE, ID 83816-2350  
Phone: 208-667-0100

CERTIFICATE OF MAILING

HAGADONE HOSPITALITY CO  
Represented by:  
NORMAN M SEMANKO  
PARSONS BEHLE & LATIMER  
800 W MAIN STREET STE 1300  
BOISE, ID 83702  
Phone: 208-562-4900

  
\_\_\_\_\_  
JANET CONNELL  
Deputy Clerk