

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

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Attorneys for Kootenai Properties, Inc.

DEC 19 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 CSRBA

Case No. 49576

Subcase Nos. 95-18274

**KOOTENAI PROPERTIES, INC.'s
MOTION FOR SUMMARY
JUDGMENT**

Claimant and Objector, KOOTENAI PROPERTIES, INC. ("KPI"), by and through undersigned counsel of record and pursuant to Idaho Rule of Civil Procedure 56 and the Court's *Order Accepting Stipulated Amended Briefing Schedule* (December 9, 2025), hereby submits this motion for summary judgment seeking the Special Master's recommended disallowance of water right claim 95-18274 as a matter of law. In the alternative, KPI's motion seeks a recommended enlargement water right for seepage and evaporation uses for 99 acre-feet only.

This motion is supported by the memorandum and declaration of counsel (and exhibits) filed together herewith, as well as the other pleadings and declarations on file with the court in this case. KPI requests oral argument on this motion.

DATED this 19th day of December, 2025.

PARSONS BEHLE & LATIMER

/s/ Travis L. Thompson

Travis L. Thompson

Attorneys for Kootenai Properties, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of December, 2025, I served a true and correct copy of the foregoing *Kootenai Properties Inc.'s Motion for Summary Judgment* on the following by the method indicated:

ORIGINAL VIA HAND DELIVERY:

Clerk of the Court
CSRBA
253 3rd Ave. North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

COPIES VIA U.S. MAIL, POSTAGE PREPAID, AND EMAIL WHERE NOTED:

Curtis & Lana Carney Gary W. Creagle & Karen B. Idaho Forest Group Martha & Max Jenkins R&R Properties LLC R&R Smith Family Trust Ryan & Crystal Smith Represented by: Clive Strong 14512 38 th Ave. NE Lake Forest Park, WA 98155 clivejstrong@gmail.com	IDWR Document Depository P.O. Box 83720 Boise, ID 83720-0098	The David L. Haman Trust P.O. Box 3311 Hayden, ID 83835
LK Erickson Living Trust 123 Montogomery Rd. Gillette, WY 82716	Jameson Mortgage Co. 2243 W. Dakota Ave. Hayden, ID 83835	

/s/ Jessica Nielsen
Jessica Nielsen
Assistant for Travis L. Thompson