

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

JUN 18 2026

By _____ Clerk
 _____ Deputy Clerk

In Re CFRBA)
)
 Case No. 69576)
)
 _____)

A. Subcase **97-09893**

STANDARD FORM 1
OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Colin Summers

Address: 4251 Squaw Valley Road
Priest River, ID 83856

Daytime Phone: 208-443-0436

Name & Address of Attorney, if any:
N/A - Pro Se

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: United States of America as Trustee,
The Kalispel Tribe of Indians of the Kalispel Indian Reservation

Address: Portland, OR 97232

D. I object to the following elements or general provision as recommended in the Director's Report. (Please check the appropriate box(es)).

1. Name and Address
Should be: _____
2. Source
Should be: _____
3. Quantity
Should be: Reduced to levels consistent with the actual hydrology of the Upper West Branch Priest River. The stream carries approximately 9-12 CFS at summer low flow. Claimed quantities of 24-323 CFS exceed the stream's physical capacity in every month. See attached Memorandum.
4. Priority Date
Should be: _____
5. Point of Diversion
Should be: _____
6. Instream Flow Beginning and Ending Point
Should be: _____
7. Purpose(s) of Use
Should be: _____
8. Period of Year
Should be: _____
9. Place of Use
Should be: _____

10. General Provision Individual Water Right All Water Rights
- Should not be recommended.
- This general provision was not recommended but should be recommended as described below.
Should be: _____
- General provision was recommended but should be modified as described below.
Should be: _____
11. I object because the recommendation contains an accomplished transfer under Idaho Code § 42-1425 resulting in injury to my water right(s) and/or enlargement of the original right.
12. I object because:
- This water right should not exist.
- This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The claimed instream flow quantities are not physically supportable by the Upper West Branch Priest River. Hydrological analysis based on USGS LiDAR data, field measurements on multiple dates, and over a decade of on-site observation demonstrates that the stream carries approximately 9-12 CFS at summer low flow. The claimed quantities exceed the stream's physical capacity by factors of 2.5 to 33.6 times. Published fisheries science from Idaho Dept. of Fish and Game indicates that the primary constraints on fish habitat in this system are water temperature and sedimentation, not streamflow. See attached Memorandum in Support of Objection for complete analysis and data sources.



(Signature of person filing objection)

(Attorney signing in representative capacity)

INSTRUCTIONS FOR MAILING

You must mail the Objection to the Clerk of the court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

F. CERTIFICATE OF MAILING

I certify that on 15 JUN, 2026, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Clark Fork - Pend Oreille River Basins Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: United States of America as Trustee,
The Kalispel Tribe of Indians of the Kalispel Indian Reservation
Address: Portland, OR 97232

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
P.O. Box 7611
Ben Franklin Station
Washington, D.C. 20044-7611

Chief, Natural Resources Division
Office of Attorney General
State of Idaho
PO Box 83720
Boise, ID 83720-0010



Signature of Objector or attorney mailing on Objector's behalf