

DISTRICT COURT - PRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUL 16 2026	
By _____	 Clerk  Deputy Clerk

ADAM R.F. GUSTAFSON
 Principal Deputy Assistant Attorney General
EMMI BLADES
HILLARY HOFFMAN
 Trial Attorneys
 U.S. Department of Justice
 Environment & Natural Resources Division Tribal Resources Section
 P.O. Box 7611
 Ben Franklin Station Washington, D.C. 20044-7611
 Phone: (202) 598-0661 (Blades)
 Phone: (202) 598-3147 (Hoffman)
 Fax: (202) 353-1156
 Emmi.blades@usdoj.gov
 Hillary.hoffman@usdoj.gov

Attorneys for the United States

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

)
) **UNITED STATES' MOTION TO**
) **EXCLUDE THE STATE OF IDAHO'S**
) **EXPERT WITNESSES AND**
) **MEMORANDUM IN SUPPORT**
)
) **Subcase Nos. ATTACHMENT A**
)
)

The United States of America ("United States"), as trustee for the Nez Perce Tribe ("Tribe") of the Nez Perce Indian Reservation and individual Indian allottees, hereby submits this *Motion to Exclude the State of Idaho's Expert Witnesses*, along with a memorandum and points of authority, below, supporting the motion. Specifically, the United States moves to exclude Mr. Thomas Kearns and Ms. Amy Johnson from offering any expert opinions in these federal subcases (*see* Attachment A). The State of Idaho ("State") has failed to produce expert reports for these experts as required by this Court's orders and has failed to meet the disclosure requirements of Idaho Rule of Civil Procedure ("I.R.C.P.") 26(b)(4)(A)(i) for these experts.

These improperly disclosed experts should therefore be excluded from offering their opinions or otherwise testifying in these federal subcases.

BACKGROUND

I. PROCEDURAL BACKGROUND

On December 27, 2019, the United States filed 177 claims in the Palouse River Basin Adjudication on behalf of the Tribe and individual Indian allottees for three categories of claims: 1) off-reservation in-stream flows; 2) off-reservation, non-exclusive use of springs and fountains; and 3) domestic and stock water claims for allotments. *See* Cover Letter from USDOJ to IDWR (Dec. 27, 2019). On October 8, 2024, the United States filed a *Motion to Enter Litigation Schedule for Federal Claims*, which requested, among other things, that the Court bifurcate the proceedings such that the issue of quantification of the instream flow claims be handled separately from the issues of entitlement for all claims and quantification for the allotment and springs claims. The Court granted that Motion on December 12, 2024. This current phase of the litigation regarding the federal claims therefore seeks to resolve the entitlement and quantification of the United States' allotments and springs claims and the entitlement portion of the United States' instream flow claims.

The Court's December 12, 2024, Order set a litigation schedule for the federal claims. Pursuant to that Order, Claimants' Rule 26 witness disclosures were due February 24, 2025; Claimants' expert witness reports were due April 18, 2025; the Objector's expert witness reports were due September 19, 2025; and Claimants' rebuttal expert reports were due November 21, 2025. On September 18, 2025, the Court granted a stipulation of the parties to amend the litigation schedule, which did not seek to amend any of the dates set after the discovery closure deadline, thus leaving the approved summary judgment and trial schedule intact. On October 21, 2025, in light of the lapse of the appropriations that had been funding the Department of Justice and at request of the parties, the Court vacated the deadlines set by the Court's September 18, 2025, Order.

On December 12, 2025, after the Department of Justice's appropriations were reinstituted, the Court granted the stipulation filed by the parties on December 3, 2025, setting

the following deadlines: Claimants' supplemental springs reports due December 19, 2025; Objector's expert witness reports due February 5, 2026; Claimants' rebuttal expert reports due March 31, 2026; close of discovery, June 2, 2026; summary judgement motions due July 13, 2026. *See* Exhibit 1.

II. DISCOVERY DISPUTES

A discovery dispute arose between the United States and the State after the State's February 5, 2026, expert witness reports disclosure deadline had passed. While the Court's December 12, 2025, *Order On Stipulation to Stay* said that the "Objector's Expert Witness Reports" were due February 5, 2026, the State did not produce any expert witness reports on that date. Instead, the State only produced expert witness "disclosures" for its three expert witnesses, Ms. Renee Bettis, Mr. Thomas Kearns, and Mr. Chris Tretter. *See* Exhibit 2. The disclosures spoke only in future tense, describing generally what the experts "will opine" on, and citing generally to what facts and data the experts "will rely on," such as their "education, knowledge and experience." The disclosure did not include any declarations or opinions signed by the experts, and instead included summaries of the expert's purported opinions, which appear to be written by the State's attorneys.

The United States' position was and is that the State's February 5, 2026, disclosure was insufficient, because the State was supposed to produce expert reports or expert testimony on that date describing all opinions to be expressed, along with the basis and reasons for the opinions and the data or information considered by the witness in forming those opinions. The State failed to do so by the Court ordered February 5, 2026, deadline. The parties sought to resolve this dispute by modifying the litigation schedule, allowing the State further time to produce its expert reports, including further time to do the site inspections that the State had yet to complete by its February 5, 2026, report deadline. On March 25, 2026, the parties filed a stipulation to "modif[y] [the] litigation schedule to allow the State the opportunity to conduct the contemplated site visits and disclose its expert witness reports regarding springs consistent with the requirements of I.R.C.P. 26(b)(4)(A)(i)." *See* Exhibit 3. On March 31, 2026, the Court vacated the prior deadlines and adopted the schedule set forth in the March 25, 2026, stipulation.

See Exhibit 4. The schedule includes the following deadlines and is the current schedule governing this litigation: Claimants' rebuttal expert reports regarding instream flow claims due March 31, 2026; Objector's expert witness reports regarding springs due May 26, 2026; Claimants' rebuttal expert reports regarding springs due July 20, 2026; close of discovery, September 14, 2026; summary judgment motions due October 26, 2026.

The State has again failed to produce its expert witness reports regarding springs by the Court-ordered deadline. On May 26, 2026, the State produced the *State of Idaho's Second Supplemental Expert Witness Disclosure*. See Exhibit 5. This disclosure did include a declaration of testimony by Mr. Chris Tretter. It did not, however, include a report or testimony from Mr. Thomas Kearns or Ms. Amy Johnson, who, according to the State, has "temporarily assumed the duties and responsibilities of Ms. Bettis since Ms. Bettis's retirement." As to Mr. Thomas Kearns, the State produced his curriculum vitae and an exhibit that included four webpage links to publicly available data that Mr. Kearns purportedly relied on. As for Ms. Amy Johnson, the disclosure again states the general subject matter of her future testimony and provides general background information including her qualifications and compensation and includes her curriculum vitae as an exhibit.

The State's disclosures for Mr. Thomas Kearns and Ms. Amy Johnson do not satisfy the Court's March 31, 2026, Order and are deficient under I.R.C.P. 26(b)(4)(A)(i). The United States now moves to exclude those witnesses from testifying in these federal subcases.

ARGUMENT

Pursuant to I.R.C.P. 26(b)(4)(A)(i), a retained expert must provide:

a complete statement of all opinions to be expressed and the basis and reasons for the opinion must be disclosed; the data or other information considered by the witness in forming the opinions; any exhibits to be used as a summary of or support for the opinions; any qualifications of the witness, including a list of all publications authored by the witness within the preceding ten years; the compensation to be paid for the testimony; and a listing of any other cases in which the witness has testified as an expert at trial or by deposition within the preceding four years.

“A substantial policy consideration underlying the expert witness disclosure requirements of the rules of evidence is to provide each party with fair notice and an opportunity to prepare for trial.” *Aguilar v. Coonrod*, 262 P.3d 671, 677 (Idaho 2011); *see also Hartman v. Pocatello Hospital, LLC*, No. 52101, 2026 WL 1520975, at *6 (Idaho June 1, 2026) (“Like its federal analogue, the discovery procedures of [I.R.C.P. 26] are intended to ‘make a trial less a game of blind man’s bluff and more a fair contest with the basic issues and facts disclosed to the fullest practicable extent.’” (citation omitted)). “Typically, where the disclosure requirements of I.R.C.P. 26 are not met, an improperly disclosed expert will be excluded from testifying.” *Aguilar*, 262 P.3d at 675 (citing *White v. Mock*, 104 P.3d 356, 362 (Idaho 2004)). Timing for such disclosures is set by the court’s scheduling order. I.R.C.P. 16(a)(2). “A district court has authority to sanction parties for non-compliance with scheduling orders, including prohibiting parties from introducing untimely disclosed evidence.” *Easterling v. Kendall*, 367 P.3d 1214, 1222 (Idaho 2016); *see I.R.C.P. 16(e)(1)* (“The court may sanction any party or attorney if a party or attorney . . . fails to obey a scheduling or pretrial order”); I.R.C.P. 37(c)(1) (“If a party . . . fails to comply with a disclosure requirement ordered by the court pursuant to a Rule 16 scheduling or pre-trial order, the party is not allowed to use that information or witness to supply evidence on a motion, at a hearing, or at a trial, unless the failure was substantially justified or is harmless.”). It is within the district court’s discretion whether to impose sanctions for violating a scheduling order. *Lands v. Sunset Manor*, 546 P.3d 670, 677 (Idaho 2024).

I. THE STATE DID NOT COMPLY WITH THE COURT’S ORDERS

The State has failed to comply with the Court’s scheduling orders, which required the State to produce expert reports, first on February 5, 2026, and then on May 26, 2026. The Court’s December 12, 2025, Order specifically said that the State was to produce its “expert witness reports” on February 5, 2026. There should have been no confusion about what the Court’s Order meant, given the plain language of that order. *See* Exhibit 1. In fact, on February 5, 2026, other objectors—Potlatch TRS Idaho, LLC, PotlatchDeltic Forest Holdings, Inc., and PotlatchDeltic Land and Lumber, LLC—produced an expert witness report, which was prepared by the objectors’ expert and included the expert’s qualifications, scope of work, opinions and

findings, and supporting data. Moreover, in prior litigation schedule orders, the Court has clearly distinguished between expert reports and expert disclosures. *See Order on Motion to Enter Litigation Schedule for Federal Claims* (Dec. 12, 2024) (setting separate dates for Claimants’ “Rule 26 witness disclosures” and “expert witness reports”). Simply put, there should have been no confusion about what the State was required to produce on February 5, 2026, pursuant to the Court’s Order. Yet the State failed to produce what was required of them by the Court.

The State again failed to follow the Court’s orders on May 26, 2026, when it did not produce expert witness reports for Mr. Thomas Kearns and Ms. Amy Johnson. After the State failed to produce expert witness reports on February 5, 2026, the parties agreed to file a stipulation regarding the litigation schedule, allowing the State more time to produce its reports. In that stipulation, Claimants and other parties to the subcases “agree[d] to modif[y] [the] litigation schedule to allow the State the opportunity to conduct the contemplated site visits and to disclose its expert witness reports regarding springs consistent with the requirements of I.R.C.P. 26(b)(4)(A)(i).” Exhibit 3, *Stipulation Regarding Litigation Schedule* at 2 (Mar. 25, 2026). Through that stipulation, the State agreed to produce its “expert witness reports” regarding springs by May 26, 2026.¹ The Court then granted that stipulation and ordered that the State produce its expert witness reports regarding the springs claims by that date. Exhibit 4. But, to date, the State has not produced expert reports for Mr. Thomas Kearns nor Ms. Amy Johnson. The State has thus failed to comply with the Court’s scheduling orders and should be disallowed from using Mr. Thomas Kearns and Ms. Amy Johnson as experts. I.R.C.P. 37(c)(1).

The State’s repeated failure to comply with the Court’s orders was not substantially justified, nor was it harmless. *See id.* (“If a party . . . fails to comply with a disclosure requirement ordered by the court . . . the party is not allowed to use that information or witness . . . unless the failure was substantially justified or is harmless.”). Through the State’s repeated and continued failure to disclose its expert testimony, the United States has been deprived of “fair notice and an opportunity to prepare for trial.” *Aguilar*, 262 P.3d at 677. Pursuant to the Court’s

¹ To the extent a certification under I.R.C.P. 37 is required, the United States certifies that it has in good faith conferred with the State in an effort to obtain the expert reports and information required by Rule 26(b)(4)(A)(i), as evidenced by the March 25, 2026, stipulation. *See* Exhibit 3.

December 12, 2025, Order, the United States was to submit on March 31, 2026, rebuttal expert reports responding to the State's February 5, 2026, reports. Because the State provided no expert testimony on February 5, 2026, the United States was left to largely guess what the State's experts' opinions and testimony would be and could not meaningfully prepare responsive rebuttal reports. And again, on May 26, 2026, when the State failed to produce expert testimony for Mr. Thomas Kearns and Ms. Amy Johnson, the United States had to largely guess what those experts' analysis and conclusions would be, making preparation of the United States' rebuttal reports, now due July 20, 2026, challenging. Moreover, the State's failure to follow the Court's scheduling orders has led to the litigation being delayed. *See Cannon v. Teel*, 548 P.3d 380, 384 (Idaho Ct. App. 2023) (district court did not abuse discretion in denying plaintiff's motion to supplement his deficient expert disclosures, where plaintiff's expert disclosure "lacked the required specificity" under I.R.C.P. 26(b)(4)(A)(i), and defendant would be "penalized" if the Court "excuse[d] [plaintiff] from the requirements of its order and the discovery rule.").

For all these reasons, the State's expert witnesses Mr. Thomas Kearns and Ms. Amy Johnson should be excluded from testifying in these federal subcases.

II. THE STATE DID NOT COMPLY WITH I.R.C.P. 26(b)(4)(A)(i)

Related to the State's failure to abide by the Court's scheduling orders, the State's February 5 and May 26, 2026, productions for Mr. Thomas Kearns and Ms. Renee Bettis/Ms. Amy Johnson do not comply with I.R.C.P. 26(b)(4)(A)(i). Under that Rule, the State was to produce on February 5, 2026, and May 26, 2026, among other things, "a complete statement of all opinions to be expressed" by its retained experts, and "the basis and reasons for th[ose] opinions" and "any exhibits to be used as a summary of or support for the opinions." I.R.C.P. 26(b)(4)(A)(i). The State did not do so and should be prohibited from using their testimony in these federal subcases for that reason.

Mr. Thomas Kearns – On February 5, 2026, the State produced an "expert witness disclosure" for Mr. Thomas Kearns. Exhibit 2. The disclosure included: (1) a one-sentence statement on the subject matter of Mr. Kearns's testimony; (2) three sentences discussing what Mr. Kearns "will opine" on, some testimony of which "will require further field inspection"; (3)

two sentences listing generally the facts and data Mr. Kearns will rely on, including his “education, knowledge and experience” and “GIS maps, IDWR point of diversion springs data, and LIDAR data”², and; (4) Mr. Kearns’s educational degrees and compensation. In sum, the State’s February 5, 2026, disclosure consists of general statements about testimony Mr. Kearns may give at some point. But Rule 26(b)(4)(A)(i) “imposes a broad mandate: it requires ‘a complete statement of *all* opinions to be expressed and the basis and reasons for [those] opinion[s],’ and ‘the data or other information considered by the witness in forming the opinions[.]’” *Hartman*, 2026 WL 1520975, at *8 (emphasis in original) (holding that district court did not abuse its discretion in striking plaintiffs’ expert testimony since plaintiffs failed to disclose information upon which the expert relied). Here, these general statements by the State’s attorneys of testimony yet to come are “insufficient to meet the standard articulated in I.R.C.P. 26(b)(4).” *Aguilar*, 262 P.3d at 676 (holding that district court did not abuse its discretion in barring the defendant from calling an expert due to disclosure failures, even where defendant provided general descriptions of what the expert would testify to).

The State had another opportunity to comply with I.R.C.P. 26 when the parties agreed to modify the litigation schedule to give the State more time to produce its expert reports. But on May 26, 2026, the new date on which the State’s expert witness reports for the springs claims were due pursuant to the Court’s March 31, 2026, Order, the State still did not produce a statement of all opinions to be expressed by Mr. Thomas Kearns. In fact, the State produced no statements from Mr. Thomas Kearns at all. The State merely produced another “expert witness disclosure” listing Mr. Kearns as a witness and providing four website links that Mr. Kearns relied upon “relating to the GIS and LIDAR maps” the State disclosed on March 6, 2026. Again, it is not clear how or for what Mr. Kearns relied on those sources.³ The United States is thus still

² None of these facts or data were produced with the February 5, 2026, disclosure. The State did produce on March 6, 2026, the *State of Idaho’s First Supplemental Expert Witness Disclosure*, see Exhibit 6, which included “GIS and LIDAR maps” that Mr. Thomas Kearns purportedly relied on. However, none of the data used to create those maps was provided and that disclosure also did not include any opinions or testimony from Mr. Kearns, so it is unclear how he relied on the maps.

³ Three of the four website links provided are not websites with downloadable files but instead web data “viewers” that allow a user to look at a prepared map. Without the electronic data files that Mr. Kearns used to prepare the “GIS and LIDAR maps,” there is no way to verify if changes have been made to the

without knowledge as to Mr. Kearns's opinions or testimony, and Mr. Kearns should be excluded for that reason.⁴

Ms. Renee Bettis and Ms. Amy Johnson – For similar reasons stated above for Mr. Kearns, Ms. Johnson should be excluded due to the State's failure to comply with I.R.C.P. 26(b)(4)(A)(i). The State's February 5, 2026, disclosure did not include testimony or declaration from Ms. Bettis. *See* Exhibit 2. Instead, the disclosure includes: (1) a statement on the subject matter of Ms. Bettis's testimony; (2) statements about what Ms. Bettis "will opine" on, including the State's ownership interests in certain tracts of land and its management of such land; (3) a general statement on the facts and data Ms. Bettis will rely on, such as "IDL records and information" and her "training, experience and technical and personal knowledge,"⁵ and; (4) Ms. Bettis's educational degrees and compensation. Just like with Mr. Kearns, the disclosure consists of general statements about testimony Ms. Bettis may give at some point but includes no actual opinions or testimony of Ms. Bettis.

The State's May 26, 2026, *Second Supplemental Expert Witness Disclosure* did not get the State any closer to compliance with I.R.C.P. 26(b)(4)(A)(i). That disclosure did not provide any new information regarding what Ms. Johnson—who assumed the duties and responsibilities of Ms. Bettis after Ms. Bettis retired—would be testifying to. It merely provided Ms. Johnson's

viewer since Mr. Kearns reviewed the information, nor a way to compare the information Mr. Kearns reviewed to other information the United States' experts have gathered.

⁴ The State had yet another opportunity to provide the information required under I.R.C.P. 26 when it responded to the *United States' First Combined Discovery Requests to the State of Idaho* on April 23, 2026. Interrogatory No. 18 of that request asked that the State describe the "process, data, and analysis used by Mr. Kearns" concerning the connectivity of certain springs to streams, rivers, or other waterways. Interrogatory No. 2 asked for similar information. And Request for Production No. 16 asked the State to produce "all data or information considered by Mr. Kearns in forming" his opinions as represented by the State in its February 5, 2026, disclosure. In response, the State did not provide any new information, instead citing back to its February 5, 2026, disclosure and its March 6, 2026, supplement. *See* Exhibit 7. The State's response to the United States' discovery requests therefore does not cure the State's noncompliance with I.R.C.P. 26.

⁵ The State did not produce any documents with its February 5, 2026, disclosure for Ms. Bettis, though it did include documents purportedly supporting Ms. Bettis's forthcoming testimony in the *State of Idaho's First Supplemental Expert Witness Disclosure*, dated March 6, 2026. Exhibit 6. That March 6, 2026, disclosure provided copies of documents the State alleges are documents "conveying" the lands in question but did not include any actual opinions or testimony from Ms. Bettis, nor any support for her alleged opinions concerning how the State manages the subject lands.

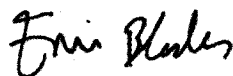
curriculum vitae.⁶ Because the State's disclosures did not include Ms. Bettis's or Ms. Johnson's opinions or basis for those opinions, Ms. Johnson should be excluded from this litigation for the State's failure to comply with I.R.C.P. 26(b)(4)(A)(i). *Cf. Easterling*, 367 P.3d at 1222 (holding that district court did not abuse its discretion in excluding expert witness testimony).

CONCLUSION

For the forgoing reasons, the State's expert witnesses Mr. Thomas Kearns and Ms. Amy Johnson should be excluded from providing expert testimony in these federal subcases.

DATED this 15th day of July 2026.

Respectfully submitted,
Adam R.F. Gustafson
Principal Deputy Assistant Attorney General



Emmi Blades
Hillary Hoffman
Trial Attorneys, Tribal Resources Section
Environment & Natural Resources Division
United States Department of Justice

⁶ Again, the State's responses to the *United States' First Combined Discovery Requests to the State of Idaho* did not get them any closer to compliance with the requirements of I.R.C.P. 26. In response to Interrogatory No. 2, which asked the State to provide a summary of "all underlying facts, data, or documents upon which the expert will base their opinions or testimony," the State referred to its February 5 and March 6, 2026, disclosures. In response to Interrogatory No. 17, which asked that the State "confirm that the State's disclosure produced on February 5, 2026, contains the entirety of Ms. Bettis's opinions that she will express in this litigation[.]" the State referred to its February 5 and March 6, 2026, disclosures, and stated that "[i]t is not anticipated at this time that [Ms. Bettis] will be called upon to provide additional opinions." And in response to Request for Production No. 15, which asked the State to produce "all data or information considered by Ms. Bettis in forming her opinions" as represented in the February 5, 2026, disclosure, the State again referred to its February 5 and March 6, 2026, disclosures. Exhibit 7.

CERTIFICATE OF SERVICE

I certify that an original copy of the *United States' Motion to Exclude the State of Idaho's Expert Witnesses and Memorandum in Support* was sent via FedEx this 15th day of July 2026 for filing to:

Clerk of the District Court, Twin Falls County
Palouse River Basin Adjudication
253 Third Avenue North
Twin Falls, ID 83303

I certify that true and correct copies of the document listed above were sent via electronic mail and/or U.S. Post to the parties listed below on this 15th day of July 2026.

STATE OF IDAHO

Represented by:
Chief Natural Resources Division
Office of the Attorney General
PO BOX 83720
Boise, ID 83720-0010
Scott.Campbell@ag.idaho.gov
joy.vega@ag.idaho.gov
David.Perkins@ag.idaho.gov
Rowdy.keller@ag.idaho.gov

NEZ PERCE TRIBE OF THE UNITED STATES OF AMERICA

Represented by:
Joseph J. Bushyhead
Nez Perce Tribe Legal Counsel
100 Agency Rd.
Lapwai, ID 83540
joep@nezperce.org

NEZ PERCE TRIBE OF THE UNITED STATES OF AMERICA

Represented by:
Thomas Murphy
Steven C. Moore
Native American Rights Fund
250 Arapahoe Ave
Boulder, CO 80302
murphy@narf.org

Travis L. Thompson
Abigail R. Bitzenburg
Parsons Behle and Latimer
P.O. Box 63
Twin Falls, ID 83303-0063
tthompson@parsonsbehle.com
abitzenburg@parsonsbehle.com

James Browitt
Browitt Law Office
1317 Prospect Ave
Lewiston, ID 83501
jbrowitt@browittlaw.com

Director of IDWR
P.O. Box 83720
Boise, ID 83720

Norman M. Semanko
Parsons Behle & Latimer
800 W. Main Street, Ste 1300
Boise, ID 83702
NSemanko@parsonsbehle.com

Candice M. McHugh
Chris Bromley
P.O. Box 107
Boise, ID 83701
cmchugh@mchughbromley.com
cbromley@mchughbromley.com

Michael P. Lawrence
Charlie S. Baser
601 W. Bannock St.
Boise, ID 83701
mpl@givenspursley.com
Charliebaser@givenpursley.com



Emmi Blades

ATTACHMENT A

ALLOTMENT SUBCASES

87-12157
87-12158

INSTREAM FLOW SUBCASES

Group F2

87-11982	87-11988	87-11994	87-12000
87-11983	87-11989	87-11995	87-12001
87-11984	87-11990	87-11996	87-12002
87-11985	87-11991	87-11997	87-12003
87-11986	87-11992	87-11998	87-12004
87-11987	87-11993	87-11999	

SPRINGS AND FOUNTAINS SUBCASES

87-12338

Group F3

87-12006	87-12031	87-12062	87-12090
87-12007	87-12032	87-12063	87-12092
87-12008	87-12033	87-12064	87-12106
87-12009	87-12036	87-12066	87-12107
87-12010	87-12037	87-12067	87-12108
87-12011	87-12038	87-12068	87-12111
87-12012	87-12039	87-12069	87-12342
87-12013	87-12040	87-12071	87-12366
87-12014	87-12041	87-12072	
87-12015	87-12042	87-12073	
87-12016	87-12043	87-12074	
87-12017	87-12044	87-12075	
87-12018	87-12045	87-12076	
87-12019	87-12046	87-12077	
87-12020	87-12047	87-12078	
87-12021	87-12048	87-12079	
87-12022	87-12049	87-12080	
87-12023	87-12051	87-12081	
87-12024	87-12052	87-12082	
87-12025	87-12054	87-12083	
87-12026	87-12055	87-12084	
87-12027	87-12056	87-12085	
87-12028	87-12057	87-12086	
87-12029	87-12059	87-12088	
87-12030	87-12060	87-12089	

Group F4

87-12050	87-12118	87-12140	87-12166
87-12091	87-12119	87-12141	87-12167
87-12093	87-12120	87-12142	87-12168
87-12095	87-12121	87-12143	87-12169
87-12096	87-12122	87-12144	87-12170
87-12097	87-12123	87-12145	87-12171
87-12098	87-12124	87-12146	87-12172
87-12099	87-12125	87-12147	87-12173
87-12100	87-12126	87-12148	87-12174
87-12101	87-12127	87-12149	87-12176
87-12102	87-12128	87-12150	87-12337
87-12103	87-12129	87-12151	87-12339
87-12104	87-12130	87-12152	87-12340
87-12105	87-12131	87-12153	87-12343
87-12109	87-12132	87-12154	87-12344
87-12110	87-12133	87-12155	87-12346
87-12112	87-12134	87-12156	87-12364
87-12113	87-12135	87-12159	87-12365
87-12114	87-12136	87-12161	
87-12115	87-12137	87-12162	
87-12116	87-12138	87-12163	
87-12117	87-12139	87-12165	

**EXHIBIT 1 – Dec. 12, 2025 Order on
Stipulation to Stay**

DISTRICT COURT - PRBA Fifth Judicial District County of Twin Falls - State of Idaho	
DEC 12 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

Subcase Number: See Attachment A

Case No. 59576

ORDER ON STIPULATION TO STAY

PROCEDURAL BACKGROUND

The Claimants and parties to these subcases represented by counsel filed a second *Stipulation Regarding Litigation Schedule*. (Dec. 3, 2025) The *Stipulation* acknowledges that the deadlines needed to be rescheduled due to the U.S. Government shutdown following the expiration of the appropriations to the Department of Justice and other entities.

Based on these circumstances, and *Stipulation*, the court concurs with the *Stipulation* and hereby **vacates** the deadlines set in the October 21, 2025 *Order on Stipulation to Stay*.

The following deadlines are now set for all three categories of subcases including DCMI, Springs, and Instream Flow claims:

CLAIMANTS' SUPPLEMENTAL REPORTS RE: SPRINGS	DEC. 19, 2025
OBJECTORS' EXPERT WITNESS REPORTS	FEB. 5, 2026
CLAIMANTS' REBUTTAL EXPERT REPORTS	MARCH 31, 2026
DISCOVERY CLOSES	JUNE 2, 2026
SUMMARY JUDGMENT MOTIONS DUE	JULY 13, 2026
RESPONSE BRIEFS ON SUMM. JUDGMENT	SEP. 9, 2026
REPLY BRIEFS ON SUMM. JUDGMENT	OCT. 23, 2026
MOTION ON SUMMARY JUDG. HEARING	NOV. 23, 2026
STATUS CONFERENCE	APRIL 2027

The following Pretrial Conference, Exhibit and Witness Lists and Trial deadlines are for the DCMi and Springs subcases:

PRETRIAL CONFERENCE

MAY 2027

EXHIBIT & WITNESS LISTS DUE – ALL PARTIES

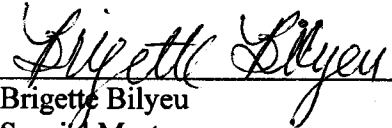
MAY 2027

TRIAL

JUNE 2027

BOISE, ID

Dated: December ____, 2025



Brigitte Bilyeu
Special Master
Palouse River Basin Adjudication

ATTACHMENT A

Subcase Nos:

87-11982	87-12032	87-12085	87-12136	87-12365
87-11983	87-12033	87-12086	87-12137	87-12366
87-11984	87-12034	87-12088	87-12138	
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87-12028	87-12081	87-12132	87-12343	
87-12029	87-12082	87-12133	87-12344	
87-12030	87-12083	87-12134	87-12346	
87-12031	87-12084	87-12135	87-12364	

(Subcase list: B87FEDALL)

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER ON STIPULATION TO STAY was mailed on December 12, 2025, with sufficient first-class postage to the following:

ABIGAIL R. BITZENBURG
163 SECOND AVE WEST
PO BOX 63
TWIN FALLS, ID 83303-0083
Phone: 208-733-0700

CANDICE M MCHUGH
PO BOX 107
BOISE, ID 83701
Phone: 208-287-0991

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

CHIEF NATURAL RESOURCES DIV
OFFICE OF THE ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 83720
BOISE, ID 83720-0010
Phone: 208-334-2400

CHRIS M BROMLEY
PO BOX 107
BOISE, ID 83701
Phone: 208-287-0991

JAMES BROWITT
BROWITT LAW OFFICE
1317 PROSPECT AVE
LEWISTON, ID 83501
Phone: 208-413-6065

Represented by:
MARISA J HAZELL
ENVIRO & NAT'L RESOURCES DIV
PO BOX 7611
BEN FRANKLIN STATION
WASHINGTON, DC 20044-7611

MICHAEL A LOPEZ
NEZ PERCE TRIBE LEGAL COUNSEL
100 AGENCY RD
PO BOX 305
LAPWAI, ID 83540
Phone: 208-843-7355

MICHAEL P LAWRENCE
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

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

THOMAS MURPHY
NATIVE AMERICAN RIGHTS FUND
250 ARAPAHOE AVE
BOULDER, CO 80302
Phone: 303-447-8760

TRAVIS L THOMPSON
163 SECOND AVE W
PO BOX 63
TWIN FALLS, ID 83303-0063
Phone: 208-733-0700

Represented by:
U S DEPARTMENT OF JUSTICE
ENVIRO & NAT'L RESOURCES DIV
PO BOX 7611
BEN FRANKLIN STATION
WASHINGTON, DC 20044-7611

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

MYRON R EMERSON
1030 BOLLAR ROAD
POTLATCH, ID 83855

RON HERMAN
1280 BORGES ROAD
GENESEE, ID 83832
Phone: 208-882-9035

ORDER

Page 4 12/12/25

FILE COPY FOR 00028 Deputy Clerk

**EXHIBIT 2 – Feb. 5, 2026 State of
Idaho's Expert Disclosure**

RAÚL R. LABRADOR
ATTORNEY GENERAL

JOY M. VEGA, ISB No. 7887
Chief, Energy and Natural Resources Division

DAVID S. PERKINS, ISB No. 4381
ROWDY J. KELLER, ISB No. 12494
Deputy Attorneys General
Energy and Natural Resources Division
700 W. State St, 2nd Floor
Boise, ID 83720-0010
Telephone: (208) 334-2400
Facsimile: (208) 854-8072
Email: joy.vega@ag.idaho.gov
david.perkins@ag.idaho.gov
rowdy.keller@ag.idaho.gov

Attorneys for Objector State of Idaho

**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

Subcase Nos: **Attachment A**

**STATE OF IDAHO'S I.R.C.P. 26(b)(4)
EXPERT WITNESS DISCLOSURE**

Objector State of Idaho ("State") hereby discloses experts expected to testify at trial pursuant to I.R.C.P. 26(b)(4)(A)(i).

- 1. Renee Bettis, Land Records Supervisor, IDL.**

A. Subject Matter: Acquisition of lands the United States endowed in trust to the State, which are managed by the Land Board as trustee through the instrumentality of the IDL, and the purpose and consideration for these land grants.

B. Substance of Opinions: Ms. Bettis will opine that the State generally acquired its endowment trust land through federal land grants made upon Idaho's admission to the union or later selected as lieu lands from the public domain. She will opine that the federal government granted lands to the Idaho Territory, later the State of Idaho, through the Idaho Admission Bill of 1890 under the condition that the land be managed in perpetuity as a trust for the financial benefit of specified beneficiaries, which are largely public schools within the State.

Ms. Bettis will opine as to the State's acquisition of the following endowment lands:

- Claim 87-12126 is located in the NWNE, sec 20, T41N02W, B.M., Latah County, Idaho. This land was acquired by the State March 8, 1894, in Clear List 3, for the benefit of the Normal School endowment. The State currently owns all the surface and subsurface rights and manages the timberland for the benefit of the Normal School endowment.
- Claim 87-12143 is located in the SWSE, sec 16, T41N2W, B.M., Latah County, Idaho. This land was acquired by the State on September 16, 1905, by state grant, for the benefit of the Public Schools endowment. The State currently owns all the surface and subsurface rights and manages the timberland for the benefit of the Public Schools endowment.

- Claim 87-12144 in the NENE, sec 21, T41N2W, B.M., Latah County, Idaho. This land was acquired by the State on March 8, 1894, in Clear List 3, for the benefit of the Normal School endowment. The State currently owns all the surface and subsurface rights and manages the timberlands for the benefit of the Normal School endowment.
- Claim 87-12145 in the NWNW, sec 22, T41N2W, B.M., Latah County, Idaho. This land was acquired by the State on March 8, 1894 in Clear List 3, for the benefit of the Normal School endowment. The State currently owns all the surface and subsurface rights and manages the timberland for the benefit of the Normal School endowment.
- One of the springs for claim 87-12146 is located in the SESE, sec 16, T41N2W, B.M., Latah County, Idaho. This land was acquired by the State September 16, 1905, for the benefit of Public Schools. The State currently owns all the surface and subsurface rights and manages the timberland for the benefit of the Public Schools endowment. The other spring under Claim 87-12146 is located in the SWSW, sec 15, T41N2W, B.M., Latah County, Idaho. This land was acquired by the State April 21, 1908, in Clear list 2, and managed for the Public Schools' endowment. The State currently owns all the surface and subsurface rights and manages the timberland for the benefit of the Public Schools endowment.
- Claim 87-12147 is located in NESW, sec 15, T41N2W, B.M., Latah County, Idaho. This land was acquired by the State September 12, 2008 by acquisition deed, from the United States for the benefit of Public Schools endowment. The State currently

owns all the surface and subsurface rights and manages the timberland for the benefit of the Public

Ms. Bettis will also testify that the following two springs Claimants allege are located on State lands are no longer owned by the State in their entirety:

- Claim 87-12118 is located in the SENE, sec 9, T40N5W, B.M., Latah County, Idaho. This land was acquired by the State on July 5, 1893, in Clear List 1, for the benefit of the University endowment. The State managed the land for the benefit of the University endowment until December 21, 1992, when all surface rights were sold to a private party by deed. The State retained ownership of the subsurface rights. All subsurface minerals are currently managed for the benefit of the University endowment.
- Claim 87-12141 is located in SWSW, sec 11, T41N2W, B.M., Latah County, Idaho. This land was acquired by the State April 21, 1908, in Clear List 2, and managed for the Public Schools endowment until the sale of all the surface and subsurface rights on March 23, 1987, to the United States by deed.

C. Facts and Data Relied Upon: Ms. Bettis will rely on her training, experience and technical and personal knowledge in offering expert testimony. Ms. Bettis will also rely on IDL records and information, including the documents that conveyed the parcels from the United States to the State and subsequent conveyances.

D. Qualifications: Ms. Bettis has a degree in Geology from Boise State University. She has served in her current role for 17 years.

E. Compensation: Ms. Bettis is not currently receiving compensation for her testimony in these proceedings beyond her standard compensation as an employee of IDL. Ms. Bettis's employment with IDL does not regularly involve giving expert testimony.

2. Tom Kearns, Lands Bureau Chief – Technical Services, IDL

A. Subject Matter: Connectivity of springs to waterways located on endowment land.

B. Substance of Opinions: Mr. Kearns will opine that based upon GIS maps, IDWR point of diversion springs data, and LIDAR data of the area surrounding the subject springs, it appears that the following springs on endowment properties are connected to or adjacent to streams, rivers or other waterways:

- Spring claim number 87-12126
- Spring claim number 87-12145
- Spring claim number 87-12146

Mr. Kearns will also testify that the following springs will require further field inspection to verify whether they are connected to or adjacent to streams, rivers, or other waterways:

- Spring claim number 87-12143
- Spring claim number 87-12144
- Spring claim number 87-12147

Mr. Kearns will also testify concerning the limitations of GIS mapping. He may also testify or interpret information and facts collected by other experts and fact witnesses who conducted or will conduct on-site inspections.

C. Facts and Data Relied Upon: Mr. Kearns will rely on his education, knowledge and experience in offering his opinions. Mr. Kearns also will rely on GIS maps, IDWR point of diversion springs data, and LIDAR data of the area surrounding each spring.

D. Qualifications: Mr. Kearns has a Bachelor of Arts degree in History and Bachelor of Science degree in Geography from the University of Idaho.

E. Compensation: Mr. Kearns is not currently receiving compensation for his testimony in these proceedings beyond his standard compensation as an employee of IDL. Mr. Kearns' employment with IDL does not regularly involve giving expert testimony.

3. Chris Tretter, Lands Area Manager – Ponderosa Supervisory Area, IDL

A. Subject Matter: Connectivity of springs to waterways, relating to Claimant's springs claims on endowment land.

B. Substance of Opinions: Mr. Tretter anticipates inspecting the following springs as time and weather conditions permit:

- Spring claim number 87-12126
- Spring claim number 87-12143
- Spring claim number 87-12144

- Spring claim number 87-12145
- Spring claim number 87-12146
- Spring claim number 87-12147

Once these onsite inspections take place, he will testify concerning his observations and documentation of the conditions and location of these springs and the connectivity of these springs to streams, creeks and rivers. He will also testify concerning the opinions he develops during these inspections.

C. Facts and Data Relied Upon: Mr. Tretter will rely on his education, knowledge, experience and personal observations in offering his opinions. He will rely on his technical knowledge, GIS maps, LIDAR data, and field reports of the area surrounding each spring.

D. Compensation: Mr. Tretter is not currently receiving compensation for his testimony in these proceedings beyond his standard compensation as an employee of IDL. Mr. Tretter's employment with IDL does not regularly involve giving expert testimony.

4. Idaho Department of Water Resources ("IDWR") Employees.

A. Subject Matter: Hydrology of the Nez Perce Tribe springs claims.

B. Substance of Opinions: Employees may be called upon to testify concerning the hydrology of the springs as claimed by the Nez Perce Tribe and the hydrologic connectivity of these springs with streams, creeks, river and waterways. They may also be called to testify concerning IDWR records, technical data, information used in developing reports and any site inspections and investigations.

C. Facts and Data Relied Upon: IDWR employees will rely on their technical and personal knowledge in giving their expert opinion. IDWR employees will also rely on the claims, Director's Reports, maps and hydrologic data gathered by IDWR or available to IDWR.

5. United States and Nez Perce Tribe's Natural Resource and Administrative Employees.

A. Subject Matter: Hydrology of the Nez Perce Tribe springs claims and related issues, the Tribe's historic and present use of the springs and any economic benefit the Tribe presently obtains or has obtained from the use of the springs or waterways in the PRBA.

B. Substance of Opinions: Employees of the United States and Nez Perce Tribe may be called upon to testify concerning the hydrology of the springs as claimed by the Nez Perce Tribe, the hydrologic connectivity of these springs with streams, creeks, river and waterways or other relevant opinions within their expertise related to the subject springs.

C. Facts and Data Relied Upon: These as of yet identified employees will rely on their technical and personal knowledge in giving their expert opinions.

6. Other Disclosures

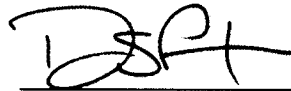
Discovery in this matter is not yet complete. Therefore, the State reserves the right to alter, amend or supplement this disclosure to elicit further opinions and statements from the identified or other experts, as new or additional information is produced or made available to said experts. This disclosure is based on the state of

discovery conducted thus far, claimant's expert disclosures and the documents that have been produced to date.

The State reserves all rights to supplement, change, modify, or add to this designation of expert witnesses. The State also reserves the right not to call any of the persons identified as expert witnesses and further reserves the right not to elicit some of the opinions disclosed.

The State reserves the right to call any and all expert witnesses disclosed for use at trial by any other party in this litigation to discuss issues related to their expert witness disclosures, any site visits they conducted, their anticipated testimony, their affidavits, and any further depositions or discovery responses provided in this case.

DATED this 5th day of February 2026.

A handwritten signature in black ink, appearing to read 'D. Perkins', is written over a horizontal line.

DAVID S. PERKINS
Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 5th day of February 2026, I caused to be served a true and correct copy of the foregoing document by the methods indicated:

NORMAN M SEMANKO
PARSONS BEHLE & LATIMER
800 W MAIN STREET STE 1300
BOISE, ID 83702

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

U S DEPARTMENT OF JUSTICE
ENVIRO & NAT'L RESOURCES DIV
PO Box 7611, Ben Franklin Station
WASHINGTON D.C. 20044-7611

CHARLIE S BASER
MICHAEL P LAWRENCE
GIVENS PURSLEY LLP
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720

THOMAS MURPHY
NATIVE AMERICAN RIGHTS FUND
250 ARAPAHOE AVE
BOULDER, CO 80302

MICHAEL A LOPEZ
NEZ PERCE TRIBE LEGAL COUNSEL
100 AGENCY RD
PO BOX 305 LAPWAI, ID 83540

SUSAN R. WILSON
208 S. MAIN ST. STE 2
MOSCOW, ID 83843

JOHN K. SIMPSON
101 S. CAPITOL BLVD, STE 1200
BOISE, ID 83701

☐ By U.S. Postal Service
☒ By email to:
NSemanko@parsonsbehle.com

☐ By U.S. Postal Service
☒ By email to: file@idwr.idaho.gov

☐ By U.S. Postal Service
☒ By email to:
Emmi.Blades@usdoj.gov,
Hillary.Hoffman@usdoj.gov

☐ By U.S. Postal Service
☒ By email to:
mpl@givenspursley.com

☐ By U.S. Postal Service
☒ By email to: murphy@narf.org

☐ By U.S. Postal Service
☒ By email to: mlopez@nezperce.org

☐ By U.S. Postal Service
☒ By email to: sw2@moscow.com

☐ By U.S. Postal Service
☒ By email to:
jsimpson@martenlaw.com

TRAVIS L. THOMPSON
ABIGAIL R. BITZENBURG
PARSONS BEHLE AND LATIMER
P.O. BOX 63
TWIN FALLS, ID 83303-0063

JAMES BROWITT BROWITT LAW
1317 PROSPECT AVE
LEWISTON, ID 83501

CANDICE M. MCHUGH
CHRIS BROMLEY
P.O. BOX 107
BOISE, ID 83701

☐ By U.S. Postal Service
☒ By email to:
tthompson@parsonsbehle.com
abitzenburg@parsonsbehle.com
inielsen@parsonsbehle.com

☐ By U.S. Postal Service
☒ By email to: jbrowitt@browittlaw.com

☐ By U.S. Postal Service
☒ By email to:
cmchugh@mchughbromley.com
cbromley@mchughbromley.com



DEPUTY ATTORNEY GENERAL

ATTACHMENT A

SPRINGS AND FOUNTAINS SUBCASES

87-12338

Group F3

87-12006	87-12028	87-12054	87-12080
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Group F4

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87-12115	87-12137	87-12161*	87-12364
87-12116	87-12138	87-12162*	87-12365
87-12117	87-12139	87-12163*	

**EXHIBIT 3 – March 25, 2026 Stipulation
Regarding Litigation Schedule**

ADAM R.F. GUSTAFSON

Principal Deputy Assistant Attorney General

EMMI BLADES

HILLARY HOFFMAN

Trial Attorneys

U.S. Department of Justice

Environment & Natural Resources Division

Tribal Resources Section

P.O. Box 7611

Ben Franklin Station

Washington, D.C. 2004-7611

Phone: (202) 598-0661 (Blades)

Phone: (202) 598-3147 (Hoffman)

Fax: (202) 353-1156

Emmi.blades@usdoj.gov

Hillary.hoffman@usdoj.gov

Attorneys for the United States

**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	)	
	)	Subcase Nos. <i>see</i> Attachment A
	)	
CASE NO: 59576	)	STIPULATION REGARDING
	)	LITIGATION SCHEDULE
	)	
_____	)	

On December 12, 2025, the Court issued an *Order on Stipulation to Stay* (“Order”¹) addressing the December 3, 2025 *Stipulation Regarding Litigation Schedule* filed by the Claimants and other parties to these subcases. The Court reset the deadlines for all three categories of subcases including DCMI, Springs and Instream Flow Claims. One of the Order’s deadlines was February 5, 2026, for Objectors’ Expert Witness Reports.

¹ The Order is attached hereto as Attachment B.

A dispute arose between the Claimants and the State of Idaho concerning the State's February 5, 2026 expert witness disclosure. The State indicated in that disclosure that one of its disclosed expert witnesses would inspect six springs at an undisclosed date and then "testify concerning his observations and documentation of the conditions and location of these springs and the connectivity of these springs to streams, creeks and rivers" and "testify concerning the opinions he develops during these inspections." Claimants and the other parties to these subcases agree to a modified litigation schedule to allow the State the opportunity to conduct the contemplated site visits and to disclose its expert witness reports regarding springs consistent with the requirements of I.R.C.P. 26(b)(4)(A)(i). In turn, Claimants require an opportunity to respond to such expert disclosures. These modifications will require that the Order's other deadlines, including those related to summary judgment², be modified.

Accordingly, the Claimants and parties to these subcases submit this stipulation to modify the schedule set forth in the Order as follows:

Stipulated Proposed Schedule

The following schedule is for all three categories of subcases including DCMI, Springs, and Instream Flow claims:

CLAIMANTS' REBUTTAL EXPERT REPORTS RE: INSTREAM FLOW CLAIMS	MARCH 31, 2026
OBJECTORS' EXPERT WITNESS REPORTS RE: SPRINGS	MAY 26, 2026
CLAIMANTS' REBUTTAL EXPERT REPORT RE: SPRINGS	JULY 20, 2026
DISCOVERY CLOSES	SEP. 14, 2026

² The parties agree to the summary judgment briefing and hearing schedule set forth in this stipulation for motions filed on the October 26, 2026 deadline, but reserve their right to seek a different schedule for summary judgement motions filed prior to the deadline.

SUMMARY JUDGMENT MOTIONS DUE	OCT. 26, 2026
RESPONSE BRIEFS ON SUMM. JUDGMENT	DEC. 28, 2026
REPLY BRIEFS ON SUMM. JUDGMENT	FEB. 12, 2027
MOTION ON SUMMARY JUDG. HEARING	MAR. 29, 2027
STATUS CONFERENCE	JULY 2027

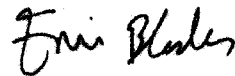
The following Pretrial Conference, Exhibit and Witness Lists and Trial deadlines are only for the DCMI subcases and the Springs subcases.

PRETRIAL CONFERENCE	AUG. 2027
EXHIBIT & WITNESS LISTS DUE ALL PARTIES	AUG. 2027
TRIAL	SEP. 2027 BOISE, IDAHO

(No Trial date is currently set for the Instream Flow subcases.)

DATED this 25th day of March 2026.

Respectfully submitted,
Adam R.F. Gustafson
Principal Deputy Assistant Attorney General



Emmi Blades
Hillary Hoffman
Trial Attorneys, Tribal Resources Section
Environment & Natural Resources Division
United States Department of Justice

CERTIFICATE OF SERVICE

I certify that an original copy of the *Stipulation Regarding Litigation Schedule* was sent via Fax Filing this 25th day of March 2026 to:

Clerk of the District Court, Twin Falls County
Palouse River Basin Adjudication
253 Third Avenue North
Twin Falls, ID 83303

I certify that true and correct copies of the document listed above were sent via electronic mail and/or U.S. Post to the parties below on this 25th day of March 2026.

STATE OF IDAHO

Represented by:
Chief Natural Resources Division
Office of the Attorney General
PO BOX 83720
Boise, ID 83720-0010
Scott.Campbell@ag.idaho.gov
joy.vega@ag.idaho.gov
David.Perkins@ag.idaho.gov
Rowdy.keller@ag.idaho.gov

NEZ PERCE TRIBE OF THE UNITED STATES OF AMERICA

Represented by:
Michael A. Lopez
Nez Perce Tribe Legal Counsel
100 Agency Rd.
Lapwai, ID 83540
mlopez@nezperce.org

NEZ PERCE TRIBE OF THE UNITED STATES OF AMERICA

Represented by:
Thomas Murphy
Steven C. Moore
Native American Rights Fund
250 Arapahoe Ave
Boulder, CO 80302
murphy@narf.org

Travis L. Thompson
Abigail R. Bitzenburg
Parsons Behle and Latimer
P.O. Box 63
Twin Falls, ID 83303-0063
tthompson@parsonsbehle.com
abitzenburg@parsonsbehle.com

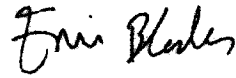
James Browitt
Browitt Law Office
1317 Prospect Ave
Lewiston, ID 83501
jbrowitt@browittlaw.com

Norman M. Semanko
Parsons Behle & Latimer
800 W. Main Street, Ste 1300
Boise, ID 83702
NSemanko@parsonsbehle.com

Director of IDWR
P.O. Box 83720
Boise, ID 83720
Lacey.rammell-obrien@idwr.idaho.gov

Michael P. Lawrence
Charlie S. Baser
601 W. Bannock St.
Boise, ID 83701
mpl@givenspursley.com
charliebaser@givenspursley.com

Candice M. McHugh
Chris Bromley
P.O. Box 107
Boise, ID 83701
cmchugh@mchughbromley.com
cbromley@mchughbromley.com



Emmi Blades

ATTACHMENT A
ALLOTMENT SUBCASES

87-12157
87-12158

INSTREAM FLOW SUBCASES

Group F2

87-11982	87-11988	87-11994	87-12000
87-11983	87-11989	87-11995	87-12001
87-11984	87-11990	87-11996	87-12002
87-11985	87-11991	87-11997	87-12003
87-11986	87-11992	87-11998	87-12004
87-11987	87-11993	87-11999	

SPRINGS AND FOUNTAINS SUBCASES

87-12338

Group F3

87-12007	87-12028	87-12052	87-12078
87-12008	87-12029	87-12054	87-12079
87-12009	87-12030	87-12055	87-12080
87-12010	87-12031	87-12056	87-12081
87-12011	87-12032	87-12057	87-12082
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87-12014	87-12037	87-12062	87-12085
87-12015	87-12038	87-12063	87-12086
87-12016	87-12039	87-12064	87-12088
87-12017	87-12040	87-12066	87-12089
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87-12023	87-12046	87-12073	87-12111
87-12024	87-12047	87-12074	87-12342
87-12025	87-12048	87-12075	87-12366
87-12026	87-12049	87-12076	
87-12027	87-12051	87-12077	

Group F4

87-12050	87-12117	87-12138	87-12162*
87-12091	87-12118	87-12139	87-12163*
87-12093	87-12119	87-12140	87-12165*
87-12095	87-12120	87-12141	87-12166*
87-12096	87-12121	87-12142	87-12167*
87-12097	87-12122	87-12143	87-12168*
87-12098	87-12123	87-12144	87-12169*
87-12099	87-12124	87-12145	87-12170*
87-12100	87-12125	87-12146	87-12171*
87-12101	87-12126	87-12147	87-12172*
87-12102	87-12127	87-12148	87-12173*
87-12103	87-12128	87-12149	87-12174*
87-12104	87-12129	87-12150	87-12176*
87-12105	87-12130	87-12151	87-12337
87-12109	87-12131	87-12152	87-12339
87-12110	87-12132	87-12153	87-12340
87-12112	87-12133	87-12154	87-12343
87-12113	87-12134	87-12155	87-12344
87-12114	87-12135	87-12156	87-12346
87-12115	87-12136	87-12159*	87-12364
87-12116	87-12137	87-12161*	87-12365

ATTACHMENT B

DISTRICT COURT - PRBA Fifth Judicial District County of Twin Falls - State of Idaho	
DEC 12 2025	
By _____ STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS	 Clerk Deputy Clerk

In Re PRBA Case No. 59576 	))))) ORDER ON STIPULATION TO STAY
---	--

Subcase Number: See Attachment A

PROCEDURAL BACKGROUND

The Claimants and parties to these subcases represented by counsel filed a second *Stipulation Regarding Litigation Schedule*. (Dec. 3, 2025) The *Stipulation* acknowledges that the deadlines needed to be rescheduled due to the U.S. Government shutdown following the expiration of the appropriations to the Department of Justice and other entities.

Based on these circumstances, and *Stipulation*, the court concurs with the *Stipulation* and hereby **vacates** the deadlines set in the October 21, 2025 *Order on Stipulation to Stay*.

The following deadlines are now set for all three categories of subcases including DCMI, Springs, and Instream Flow claims:

CLAIMANTS' SUPPLEMENTAL REPORTS RE: SPRINGS	DEC. 19, 2025
OBJECTORS' EXPERT WITNESS REPORTS	FEB. 5, 2026
CLAIMANTS' REBUTTAL EXPERT REPORTS	MARCH 31, 2026
DISCOVERY CLOSES	JUNE 2, 2026
SUMMARY JUDGMENT MOTIONS DUE	JULY 13, 2026
RESPONSE BRIEFS ON SUMM. JUDGMENT	SEP. 9, 2026
REPLY BRIEFS ON SUMM. JUDGMENT	OCT. 23, 2026
MOTION ON SUMMARY JUDG. HEARING	NOV. 23, 2026
STATUS CONFERENCE	APRIL 2027

The following Pretrial Conference, Exhibit and Witness Lists and Trial deadlines are for the DCMi and Springs subcases:

PRETRIAL CONFERENCE

MAY 2027

EXHIBIT & WITNESS LISTS DUE – ALL PARTIES

MAY 2027

TRIAL

JUNE 2027

BOISE, ID

Dated: December ____, 2025



Brigitte Bilyeu
Special Master
Palouse River Basin Adjudication

**EXHIBIT 4 – March 31, 2026 Third
Order on Stipulation to Stay**

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

PROCEDURAL BACKGROUND

The following Pretrial Conference, Exhibit and Witness Lists and Trial deadlines are for the DCMII and Springs subcases:

PRETRIAL CONFERENCE

AUG. 2027

EXHIBIT & WITNESS LISTS DUE – ALL PARTIES

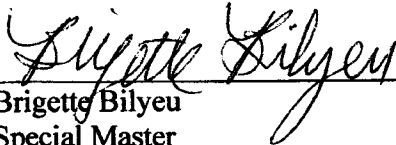
AUG. 2027

TRIAL

SEPT. 2027

BOISE, ID

Dated: March 31, 2026.



Brigitte Bilyeu
Special Master
Palouse River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the THIRD ORDER ON STIPULATION TO STAY was mailed on March 31, 2026, with sufficient first-class postage to the following:

CANDICE M MCHUGH
PO BOX 107
BOISE, ID 83701
Phone: 208-287-0991

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

CHIEF NATURAL RESOURCES DIV
OFFICE OF THE ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 83720
BOISE, ID 83720-0010
Phone: 208-334-2400

CHRIS M BROMLEY
PO BOX 107
BOISE, ID 83701
Phone: 208-287-0991

JAMES BROWITT
BROWITT LAW OFFICE
1317 PROSPECT AVE
LEWISTON, ID 83501
Phone: 208-413-6065

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

THOMAS MURPHY
NATIVE AMERICAN RIGHTS FUND
250 ARAPAHOE AVE
BOULDER, CO 80302
Phone: 303-447-8760

TRAVIS L THOMPSON
163 SECOND AVE W
PO BOX 63
TWIN FALLS, ID 83303-0063
Phone: 208-733-0700

Represented by:
U S DEPARTMENT OF JUSTICE
ENVIRO & NAT'L RESOURCES DIV
PO BOX 7611
BEN FRANKLIN STATION
WASHINGTON, DC 20044-7611

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

RON HERMAN
1280 BORGEN ROAD
GENESEE, ID 83832
Phone: 208-882-9035

MICHAEL A LOPEZ
NEZ PERCE TRIBE LEGAL COUNSEL
100 AGENCY RD
PO BOX 305
LAPWAI, ID 83540
Phone: 208-843-7355

MICHAEL P LAWRENCE
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

**EXHIBIT 5 – State of Idaho's Second
Supplemental Expert Witness Disclosure**

RAÚL R. LABRADOR
ATTORNEY GENERAL

JOY M. VEGA, ISB No. 7887
Chief, Energy and Natural Resources Division

DAVID S. PERKINS, ISB No. 4381
ROWDY J. KELLER, ISB No. 12494
Deputy Attorneys General
Energy and Natural Resources Division
700 W. State St, 2nd Floor
Boise, ID 83720-0010
Telephone: (208) 334-2400
Facsimile: (208) 854-8072
Email: joy.vega@ag.idaho.gov
david.perkins@ag.idaho.gov
rowdy.keller@ag.idaho.gov

Attorneys for Objector State of Idaho

**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

Subcase Nos: **Attachment A**

**STATE OF IDAHO'S SECOND
SUPPLEMENTAL EXPERT WITNESS
DISCLOSURE**

Objector State of Idaho ("State") hereby discloses additional information to its expert disclosure served on the parties on February 5, 2026. Their first supplemental disclosure was served on the parties on March 6, 2026, pursuant to I.R.C.P. 26(b)(4)(A)(i) and the Court's *Third Order on Stipulation to Stay* dated March 31, 2026.

1) Chris Tretter, Lands Area Manager- Ponderosa Deary, Idaho Department of Lands (“IDL”)

A. Substance of Opinions: Attached hereto and incorporated by reference as Exhibit 1 is the Declaration of Chris Tretter providing his opinions and observations from his site inspections of the Federal spring claims located on lands owned and managed by IDL.

B. Qualifications: Mr. Tretter’s qualifications are included in his *curriculum vitae*, attached to Exhibit 1 as Exhibit A.

A. Publication and Testimony History: Mr. Tretter has not authored any publications in the last ten years. He has not testified or been deposed as an expert in the last 4 years.

2) Tom Kearns, Lands Bureau Chief – Technical Services, IDL

B. Facts and Data Relied Upon: Attached hereto as Exhibit 2 are the list of webpage links for the publicly available data relating to the GIS and LIDAR maps attached to the *State of Idaho’s First Supplemental Expert Witness Disclosure*, served on the parties March 6, 2026.

C. Publication and Testimony History: Mr. Kearns has not authored any publications in the last ten years. He has not testified or been deposed as an expert in the last 4 years.

D. Qualifications: Attached hereto as Exhibit 3 is Mr. Kearns’ *curriculum vitae*.

3) Amy Johnson, Technical Writer, Detailing the Land Records Program Manager, IDL.

Ms. Johnson has temporarily assumed the duties and responsibilities of Ms. Bettis since Ms. Bettis's retirement from IDL. Ms. Johnson will remain in the position until the position is officially filled. If Ms. Johnson does not officially assume the position, the State will supplement its expert disclosure with the person who assumes the position at IDL.

A. Subject Matter: Ms. Johnson will opine as to the acquisition of lands the United States endowed in trust to the State, which are managed by the Land Board as trustee through the instrumentality of the IDL, and the purpose and consideration for these land grants.

B. Substance of Opinions: Ms. Johnson will opine that she concurs with the opinions set forth by Ms. Bettis in the *State of Idaho's Expert Witness Disclosure*, served on the parties February 5, 2026, with the following changes:

- On pages 3-4, the disclosure should be corrected to read: The State currently owns all the surface and subsurface rights and manages the timberland for the benefit of the Public School endowment.

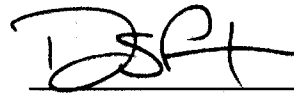
C. Facts and Data Relied Upon: Ms. Johnson will rely on her training, experience and technical and personal knowledge in offering expert testimony. Ms. Johnson will also rely on IDL records and information, including the documents that conveyed the parcels from the United States to the State and subsequent conveyances attached to the *State of Idaho's First Supplemental Expert Witness Disclosure*, served on the parties March 6, 2026, and the facts and opinions of Ms. Bettis as set forth in the *State of Idaho's Expert Witness Disclosure*, served on the parties February 5, 2026.

D. Qualifications: Ms. Johnson's qualifications are included in her *curriculum vitae*, attached hereto as Exhibit 4.

E. Compensation: Ms. Johnson is not currently receiving compensation for her testimony in these proceedings beyond her standard compensation as an employee of IDL. Ms. Johnson's employment with IDL does not regularly involve giving expert testimony.

F. Publication and Testimony History: Ms. Johnson has not had any publications in the last ten years. She has not testified or been deposed as an expert in the last four years.

DATED this 26 day of May 2026.

A handwritten signature in black ink, appearing to read 'DSP', is written over a horizontal line.

DAVID S. PERKINS
Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 26th day of May 2026, I caused to be served a true and correct copy of the foregoing document by the methods indicated:

NORMAN M SEMANKO
PARSONS BEHLE & LATIMER
800 W MAIN STREET STE 1300
BOISE, ID 83702

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

U S DEPARTMENT OF JUSTICE
ENVIRO & NAT'L RESOURCES DIV
PO Box 7611, Ben Franklin Station
WASHINGTON D.C. 20044-7611

CHARLIE S BASER
MICHAEL P LAWRENCE
GIVENS PURSLEY LLP
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720

THOMAS MURPHY
NATIVE AMERICAN RIGHTS FUND
250 ARAPAHOE AVE
BOULDER, CO 80302

MICHAEL A LOPEZ
NEZ PERCE TRIBE LEGAL COUNSEL
100 AGENCY RD
PO BOX 305 LAPWAI, ID 83540

SUSAN R. WILSON
208 S. MAIN ST. STE 2
MOSCOW, ID 83843

JOHN K. SIMPSON
101 S. CAPITOL BLVD, STE 1200
BOISE, ID 83701

☐ By U.S. Postal Service
☒ By email to:
NSemanko@parsonsbehle.com

☐ By U.S. Postal Service
☒ By email to: file@idwr.idaho.gov

☐ By U.S. Postal Service
☒ By email to:
Emmi.Blades@usdoj.gov,
Hillary.Hoffman@usdoj.gov

☐ By U.S. Postal Service
☒ By email to:
mpl@givenspursley.com

☐ By U.S. Postal Service
☒ By email to: murphy@narf.org

☐ By U.S. Postal Service
☒ By email to: mlopez@nezperce.org

☐ By U.S. Postal Service
☒ By email to: sw2@moscow.com

☐ By U.S. Postal Service
☒ By email to:
jsimpson@martenlaw.com

TRAVIS L. THOMPSON
ABIGAIL R. BITZENBURG
PARSONS BEHLE AND LATIMER
P.O. BOX 63
TWIN FALLS, ID 83303-0063

JAMES BROWITT BROWITT LAW
1317 PROSPECT AVE
LEWISTON, ID 83501

CANDICE M. MCHUGH
CHRIS BROMLEY
P.O. BOX 107
BOISE, ID 83701

☐ By U.S. Postal Service
☒ By email to:
tthompson@parsonsbehle.com
abitzenburg@parsonsbehle.com
jnielsen@parsonsbehle.com

☐ By U.S. Postal Service
☒ By email to: jbrowitt@browittlaw.com

☐ By U.S. Postal Service
☒ By email to:
cmchugh@mchughbromley.com
cbromley@mchughbromley.com



DEPUTY ATTORNEY GENERAL

ATTACHMENT A

SPRINGS AND FOUNTAINS SUBCASES

87-12338

Group F3

87-12006	87-12028	87-12054	87-12080
87-12007	87-12029	87-12055	87-12081
87-12008	87-12030	87-12056	87-12082
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87-12013	87-12037	87-12063	87-12088
87-12014	87-12038	87-12064	87-12089
87-12015	87-12039	87-12066	87-12090
87-12016	87-12040	87-12067	87-12092
87-12017	87-12041	87-12068	87-12106
87-12018	87-12042	87-12069	87-12107
87-12019	87-12043	87-12071	87-12108
87-12020	87-12044	87-12072	87-12111
87-12021	87-12045	87-12073	87-12342
87-12022	87-12046	87-12074	87-12366
87-12023	87-12047	87-12075	
87-12024	87-12048	87-12076	
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87-12027	87-12052	87-12079	

Group F4

87-12050	87-12118	87-12140	87-12164*
87-12091	87-12119	87-12141	87-12165*
87-12093	87-12120	87-12142	87-12166*
87-12095	87-12121	87-12143	87-12167*
87-12096	87-12122	87-12144	87-12168*
87-12097	87-12123	87-12145	87-12169*
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87-12099	87-12125	87-12147	87-12171*
87-12100	87-12126	87-12148	87-12172*
87-12101	87-12127	87-12149	87-12173*
87-12102	87-12128	87-12150	87-12174*
87-12103	87-12129	87-12151	87-12175*
87-12104	87-12130	87-12152	87-12176*
87-12105	87-12131	87-12153	87-12337
87-12109	87-12132	87-12154	87-12339
87-12110	87-12133	87-12155	87-12340
87-12112	87-12134	87-12156	87-12343
87-12113	87-12135	87-12159*	87-12344
87-12114	87-12136	87-12160*	87-12346
87-12115	87-12137	87-12161*	87-12364
87-12116	87-12138	87-12162*	87-12365
87-12117	87-12139	87-12163*	

Declaration of Mr. Chris Tretter and corresponding exhibits and attachments (pages 9-77) removed from this document by United States for purpose of the UNITED STATES' MOTION TO EXCLUDE THE STATE OF IDAHO'S EXPERT WITNESSES AND MEMORANDUM IN SUPPORT.

EXHIBIT 2

Idaho Department of Water Resources (IDWR) Point Layer, Allocation/Adjudication Recommendation Pods

Idaho Department of Water Resources, Adjudication Recommendation Pods, Accessed January 2026

Available at:

(<https://gis.idwr.idaho.gov/hosting/rest/services/Allocation/AdjudicationRecommendationPods/MapServer>)

NAIP Imagery, Imagery\Idaho_2023

U.S. Department of Agriculture, Farm Service Agency. National Agriculture Imagery Program (NAIP) Imagery, Idaho, 2023, Accessed January 2026

Available at: (https://insideidaho.org/arcgis/services/imagery/idaho_2023/ImageServer)

LIDAR Hill shade, 3DEPElevation

U.S. Geological Survey, 3D Elevation Program (3DEP) Lidar Data – Hill Shade Derivative, Accessed January 2026

Available at: (<https://elevation.nationalmap.gov/arcgis/services/3DEPElevation/ImageServer>)

IDL Stream Layer, Idaho Department of Lands, Stream Network Dataset. Accessed January 2026

Available at:

(https://gis1.idl.idaho.gov/arcgis/rest/services/Portal/Streams_PublicPublication/FeatureServer)

EXHIBIT 3

THOMAS R. KEARNS

(208) 310-6314 3637 W Hillcrest Dr. Coeur d'Alene Id, 83815

t_earns@live.com

Executive Profile

Strategic technology and geospatial leader with over a decade of experience advancing enterprise analytics, remote sensing, and digital transformation initiatives supporting statewide natural resource management. Proven ability to build high-performing technical teams, modernize infrastructure, and deliver data-driven decision tools aligned with fiduciary land management objectives. Experienced in executive leadership, interdisciplinary program coordination, IT governance, and enterprise system implementation. Employee first leadership philosophy with five team members recognized as employee of the year under my supervision.

Professional Experience

Technical Services Bureau Chief

Idaho Department of Lands — Coeur d'Alene, Idaho | 2020 – Present

Provide executive leadership for a statewide technical bureau delivering geospatial, data, and interdisciplinary resource support for the management of approximately 2.5 million acres of Idaho endowment lands.

- Direct supervision of program managers and technical professionals across GIS, Remote Sensing, Land Records, Interdisciplinary Resource Team (hydrology, biology, roads specialist), and Business Analysis functions
- Establish bureau strategic direction, staffing plans, and budget priorities aligned with agency mission, Land Board fiduciary responsibilities, and statewide technology initiatives
- Lead modernization of enterprise geospatial infrastructure, LiDAR-driven forest inventory analytics, digital land records governance, and data-driven timber planning support tools
- Oversee interdisciplinary technical services supporting timber sales, forest inventory, land transactions, wildfire response mapping, regulatory compliance, and resource planning
- Serve as primary liaison to the Idaho Office of Information Technology Services (ITS) on infrastructure planning, cybersecurity compliance, cloud adoption, licensing strategy, and cost-allocation governance
- Guide implementation of enterprise data governance standards, spatial analytics platforms, and business process improvement initiatives

GIS Program Manager

Idaho Department of Lands — Coeur d'Alene, Idaho | 2018 – 2020

Led statewide GIS operations supporting field offices, executive leadership, and interagency initiatives.

- Supervised GIS analysts and specialists; developed performance plans, training programs, and workforce succession strategies
- Established statewide GIS policies including metadata standards, naming conventions, and enterprise data lifecycle management practices
- Directed implementation of enterprise geodatabases, ArcGIS Portal environment, mobile data collection platforms, dashboards, and web mapping applications
- Managed complex multi-disciplinary projects involving database architecture, application lifecycle planning, and spatial decision support tools
- Oversaw vendor contracts and ensured delivery of technical solutions meeting operational and budget requirements

Recognition:

Recipient of the ESRI Special Achievement in GIS Award (2020) recognizing innovation and effective enterprise GIS implementation.

GIS Analyst (Senior / Supervisory Duties)

Idaho Department of Lands — Coeur d'Alene, Idaho | 2013 – 2018

Provided advanced geospatial analysis and technical support across statewide land management programs.

- Led development and maintenance of enterprise geospatial databases supporting transportation, silviculture, hydrography, and threatened & endangered species programs
- Conducted remote sensing analysis using LiDAR and NAIP imagery to support forest inventory and planning initiatives
- Developed Python automation workflows improving efficiency of spatial data processing and reporting
- Managed statewide GIS initiatives including public access analysis tools and enterprise mapping databases editable through ArcGIS Online
- Supported interdisciplinary modeling efforts including stream and fish habitat analysis and statewide schema design

Contract GIS Analyst

Idaho Department of Lands | 2013

- Developed spatial analysis workflows supporting seed-lot selection and planting suitability modeling
- Produced technical documentation and visualization products supporting operational forestry decisions

Publications

Humes, K.S. and T. Kearns, "Spatially Explicit Estimation of Wood-based Biofuels in Support of Development Strategies on Northern Rocky Mountain Communities ", American Association of Geographers, April 2013, Los Angeles, CA

CORE LEADERSHIP & TECHNICAL COMPETENCIES

- Executive Program Leadership
- Enterprise GIS & Remote Sensing Strategy
- Natural Resource Decision Support Systems
- IT Governance & Infrastructure Planning
- Data Governance & Digital Records Modernization
- Interdisciplinary Resource Coordination
- Project & Contract Management
- Spatial Analytics & Automation
- Workforce Development & Organizational Strategy

Education

- Bachelor of Arts in History- University of Idaho Graduated Dec 2006
- Bachelor of Science in Geography- University of Idaho Graduated Dec 2012
- Geographic Information Systems certification- University of Idaho Certification Dec 2012

EXHIBIT 4

Amy Johnson

(208) 334-0255 | ajohnson@idl.idaho.gov

Professional Strengths

- Highly detail-oriented with a focus on quality
- Skilled in customer service, clear communication, and timely follow-through
- Consistently meets deadlines even while managing concurrent responsibilities

Experience

Technical Writer | Idaho Department of Lands, Boise, ID 2018–Present

- Provided editing, proofreading, and formatting of various documents, including technical documents and reports. Supported policy and procedure development and standardization.
- Coordinated with Land Records Manager March 2023–April 2026 to document land records procedures. Shadowed land records responsibilities and developed a job guide that covers history, workflow, instruments, mineral rights, and the current land records database.
- Completed Land Records detail assignment Feb–May 2026. Reviewed legal descriptions for leases and permits for accuracy with PLSS and endowment ownership, entered and reviewed information in the land records database, and managed electronic and hardcopy records.
- Completed professional development courses in Interpreting Legal Documents, Deeds & Property Law, Crucial Accountability, Crucial Conversations, and Getting Things Done.
- Served as agency rules coordinator 2018–2022. Reviewed rulemaking documents and ensured all deadlines were met.
- Awarded 2021 Quality Contributions Employee of the Year.
- Served on Mentoring Program Committee and Safety Committee.

Financial Aid Client Services | Boise State University, Boise, ID 2013–2018

- Promoted from Customer Services Representative to Financial Aid Counselor.
- Clarified and resolved complex issues regarding amounts and types of aid eligibility.
- Collaborated on team projects, lead team meetings, and directly supervised one person.
- Took the initiative to create a manual for the client services team outlining procedures.
- Revised and updated financial aid forms, aid handbook, and department website.

Manager | Girdwood Alaska Backpackers Inn, Girdwood, AK 2009

- Welcomed guests, performed daily hostel operations, and prepared monthly reports.
- Wrote website content and planned grand opening celebration.

English / Spanish Tutor | Boise School District, Boise, ID 2004–2008; 2010–2013

- Managed small group instruction and engaged students in literacy activities.
- Collaborated with classroom teachers on special projects.

Education

Master of Arts in Technical Communication, Boise State University, 2018

Bachelor of Arts in Multi-Ethnic Studies, Boise State University, 2000, *magna cum laude*

**EXHIBIT 6 – State of Idaho's First
Supplemental Expert Witness Disclosure**

RAÚL R. LABRADOR
ATTORNEY GENERAL

JOY M. VEGA, ISB No. 7887
Chief, Energy and Natural Resources Division

DAVID S. PERKINS, ISB No. 4381
ROWDY J. KELLER, ISB No. 12494
Deputy Attorneys General
Energy and Natural Resources Division
700 W. State St, 2nd Floor
Boise, ID 83720-0010
Telephone: (208) 334-2400
Facsimile: (208) 854-8072
Email: joy.vega@ag.idaho.gov
david.perkins@ag.idaho.gov
rowdy.keller@ag.idaho.gov

Attorneys for Objector State of Idaho

**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

Subcase Nos: **Attachment A**

**STATE OF IDAHO'S FIRST
SUPPLEMENTAL EXPERT WITNESS
DISCLOSURE**

Objector State of Idaho ("State") hereby discloses additional information to their expert disclosures served on the parties February 5, 2026, pursuant to I.R.C.P. 26(b)(4)(A)(i).

1. Renee Bettis, Land Records Supervisor, IDL.

- A copy of the document conveying the property from the United States to the State for claims 87-12118 is attached hereto as Exhibit 1. The document conveying the property from the State to private ownership is attached hereto as Exhibit 2.
- A copy of the document conveying the property from the United States to the State for claims 87-12126, 87-12144, 87-12145 is attached hereto as Exhibit 3.
- A copy of the document conveying the property from the United States to the State for claim 87-12143 is attached hereto as Exhibit 4.
- For one of the springs identified in claim 87-12146 a copy of the document conveying the land from the United States to the State is attached hereto as Exhibit 5.
- For the other spring identified in claim 87-12146, and for claim 87-12141, a copy of the document conveying the land from the United States to the State is attached hereto as Exhibit 6.
- For claim 87-12141, a copy of the document conveying the land from the State to the United States is attached hereto as Exhibit 7.
- A copy of the document conveying the property from the United States to the State for claim 87-12147 is attached hereto as Exhibit 8.

2. Tom Kearns, Lands Bureau Chief – Technical Services, IDL

The GIS and LIDAR maps Mr. Kearns relied on for claims 87-12126, 87-12143, 87-12144, 87-12145, 87-12146, and 87-12147 are attached hereto as Exhibit 9.

DATED this 6th day of March 2026

A handwritten signature in black ink, appearing to read "Rowdy J. Keller", positioned above a horizontal line.

ROWDY J. KELLER
Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 6th day of March 2026, I caused to be served a true and correct copy of the foregoing document by the methods indicated:

NORMAN M SEMANKO
PARSONS BEHLE & LATIMER
800 W MAIN STREET STE 1300
BOISE, ID 83702

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

U S DEPARTMENT OF JUSTICE
ENVIRO & NAT'L RESOURCES DIV
PO Box 7611, Ben Franklin Station
WASHINGTON D.C. 20044-7611

CHARLIE S BASER
MICHAEL P LAWRENCE
GIVENS PURSLEY LLP
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720

THOMAS MURPHY
NATIVE AMERICAN RIGHTS FUND
250 ARAPAHOE AVE
BOULDER, CO 80302

MICHAEL A LOPEZ
NEZ PERCE TRIBE LEGAL COUNSEL
100 AGENCY RD
PO BOX 305 LAPWAI, ID 83540

SUSAN R. WILSON
208 S. MAIN ST. STE 2
MOSCOW, ID 83843

JOHN K. SIMPSON
101 S. CAPITOL BLVD, STE 1200
BOISE, ID 83701

☐ By U.S. Postal Service

☒ By email to:
NSemanko@parsonsbehle.com

☐ By U.S. Postal Service

☒ By email to: file@idwr.idaho.gov

☐ By U.S. Postal Service

☒ By email to:
Emmi.Blades@usdoj.gov,
Hillary.Hoffman@usdoj.gov

☐ By U.S. Postal Service

☒ By email to:
mpl@givenspursley.com

☐ By U.S. Postal Service

☒ By email to: murphy@narf.org

☐ By U.S. Postal Service

☒ By email to: mlopez@nezperce.org

☐ By U.S. Postal Service

☒ By email to: sw2@moscow.com

☐ By U.S. Postal Service

☒ By email to:
jsimpson@martenlaw.com

TRAVIS L. THOMPSON
ABIGAIL R. BITZENBURG
PARSONS BEHLE AND LATIMER
P.O. BOX 63
TWIN FALLS, ID 83303-0063

JAMES BROWITT BROWITT LAW
1317 PROSPECT AVE
LEWISTON, ID 83501

CANDICE M. MCHUGH
CHRIS BROMLEY
P.O. BOX 107
BOISE, ID 83701

☐ By U.S. Postal Service
☒ By email to:
tthompson@parsonsbehle.com
abitzenburg@parsonsbehle.com
jnielsen@parsonsbehle.com

☐ By U.S. Postal Service
☒ By email to: jbrowitt@browittlaw.com

☐ By U.S. Postal Service
☒ By email to:
cmchugh@mchughbromley.com
cbromley@mchughbromley.com



ROWDY KELLER
Deputy Attorney General

ATTACHMENT A

SPRINGS AND FOUNTAINS SUBCASES

87-12338

Group F3

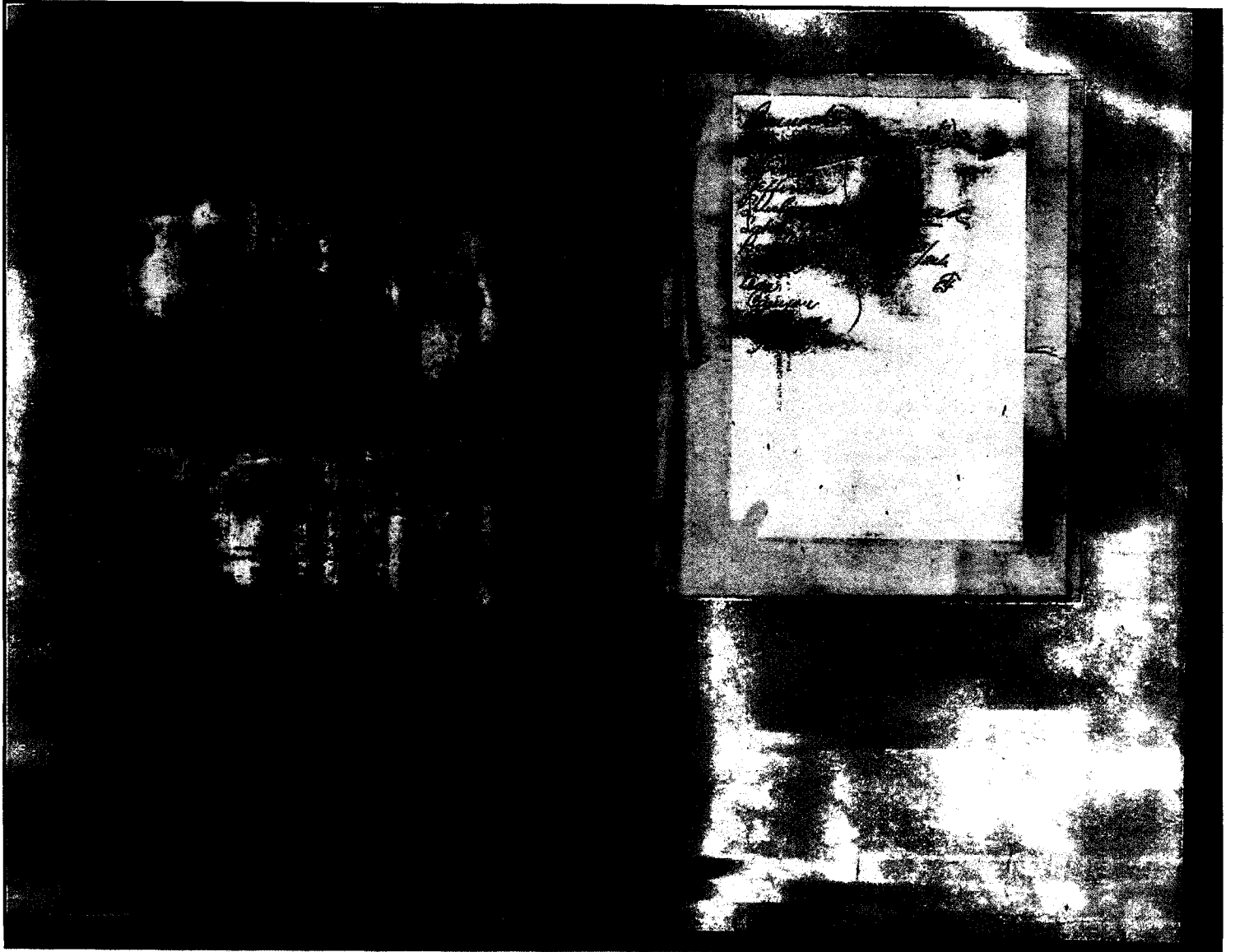
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87-12010	87-12032	87-12059	87-12084
87-12011	87-12033	87-12060	87-12085
87-12012	87-12036	87-12062	87-12086
87-12013	87-12037	87-12063	87-12088
87-12014	87-12038	87-12064	87-12089
87-12015	87-12039	87-12066	87-12090
87-12016	87-12040	87-12067	87-12092
87-12017	87-12041	87-12068	87-12106
87-12018	87-12042	87-12069	87-12107
87-12019	87-12043	87-12071	87-12108
87-12020	87-12044	87-12072	87-12111
87-12021	87-12045	87-12073	87-12342
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87-12024	87-12048	87-12076	
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87-12026	87-12051	87-12078	
87-12027	87-12052	87-12079	

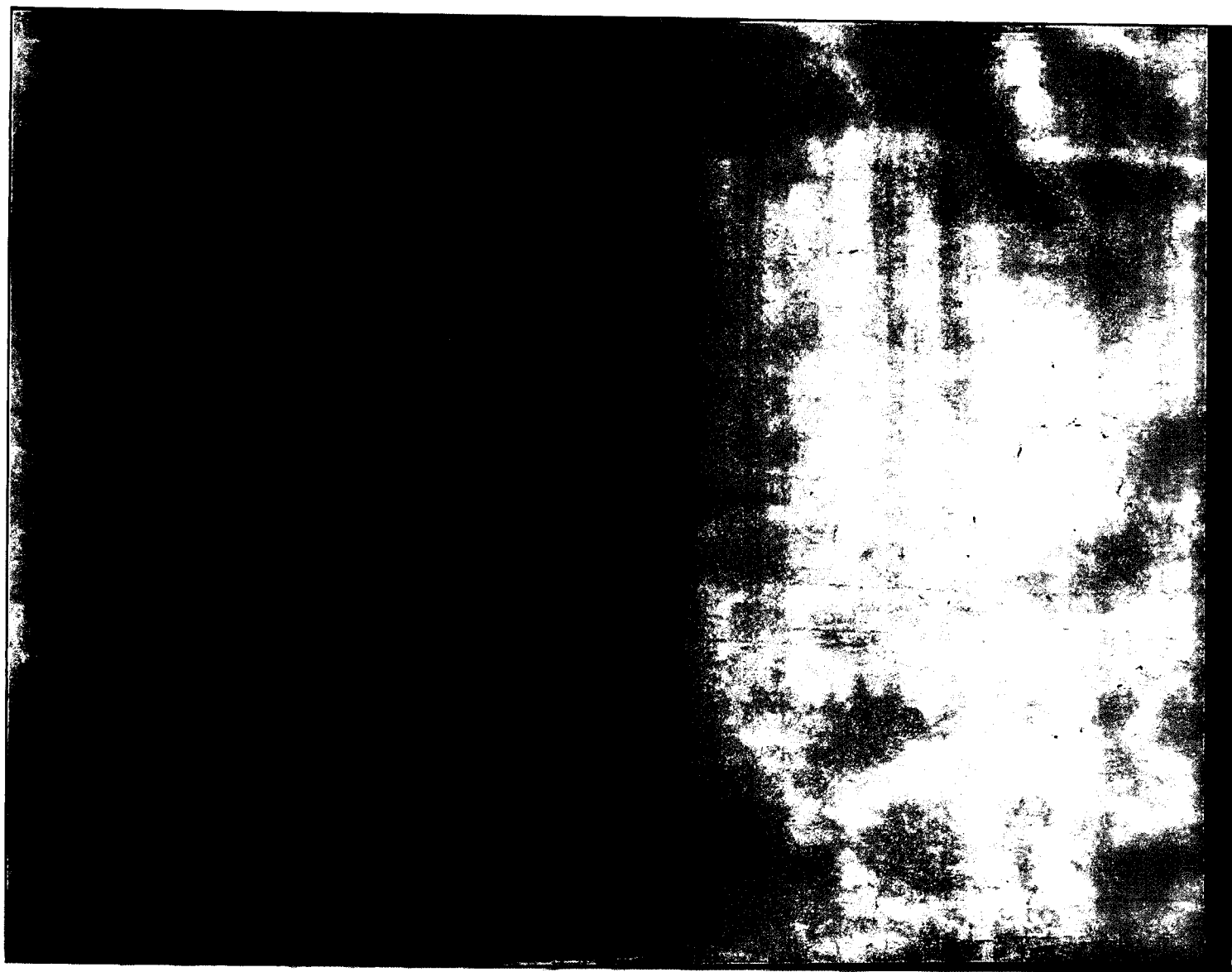
Group F4

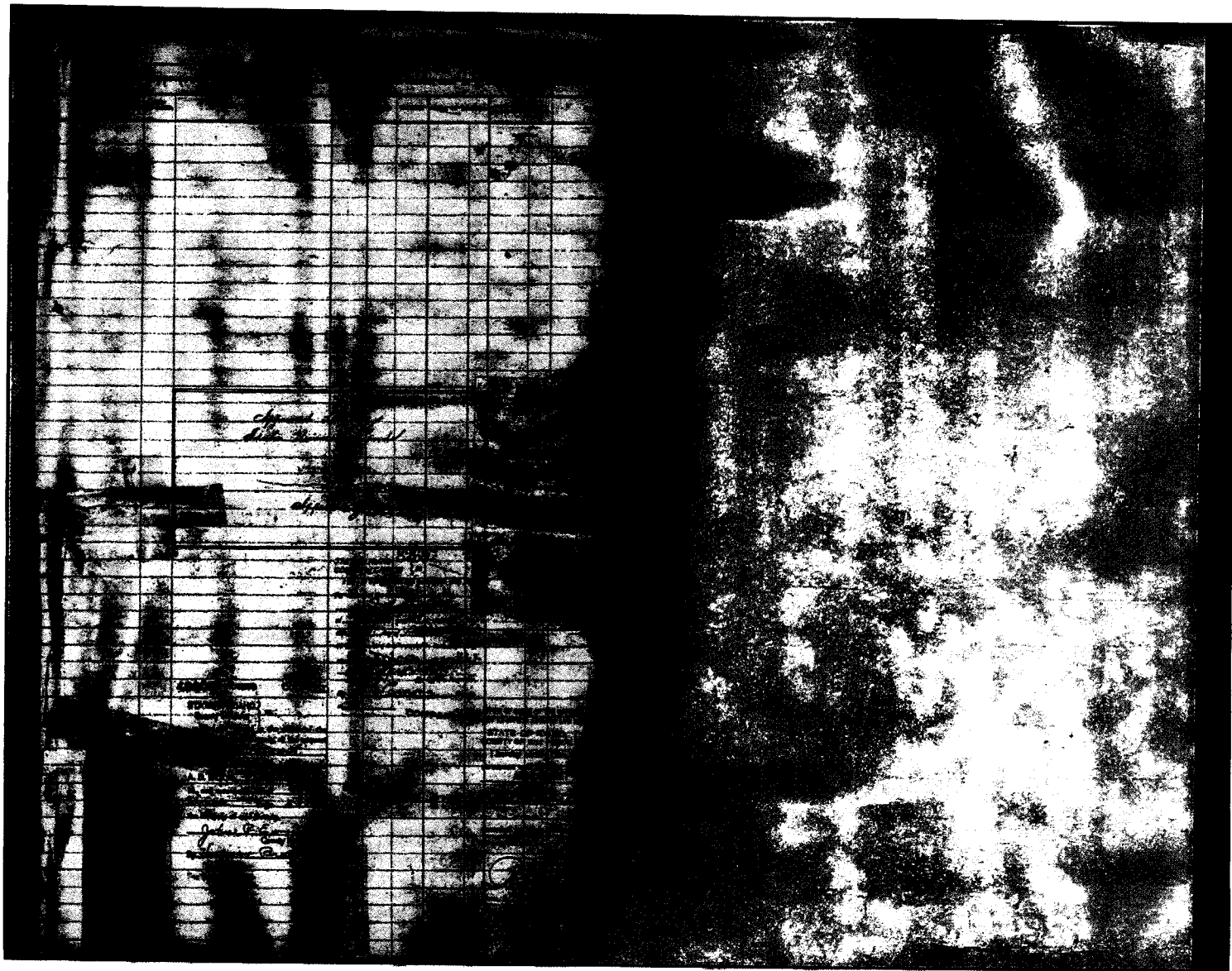
87-12050	87-12118	87-12140	87-12164*
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87-12095	87-12121	87-12143	87-12167*
87-12096	87-12122	87-12144	87-12168*
87-12097	87-12123	87-12145	87-12169*
87-12098	87-12124	87-12146	87-12170*
87-12099	87-12125	87-12147	87-12171*
87-12100	87-12126	87-12148	87-12172*
87-12101	87-12127	87-12149	87-12173*
87-12102	87-12128	87-12150	87-12174*
87-12103	87-12129	87-12151	87-12175*
87-12104	87-12130	87-12152	87-12176*
87-12105	87-12131	87-12153	87-12337
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87-12110	87-12133	87-12155	87-12340
87-12112	87-12134	87-12156	87-12343
87-12113	87-12135	87-12159*	87-12344
87-12114	87-12136	87-12160*	87-12346
87-12115	87-12137	87-12161*	87-12364
87-12116	87-12138	87-12162*	87-12365
87-12117	87-12139	87-12163*	

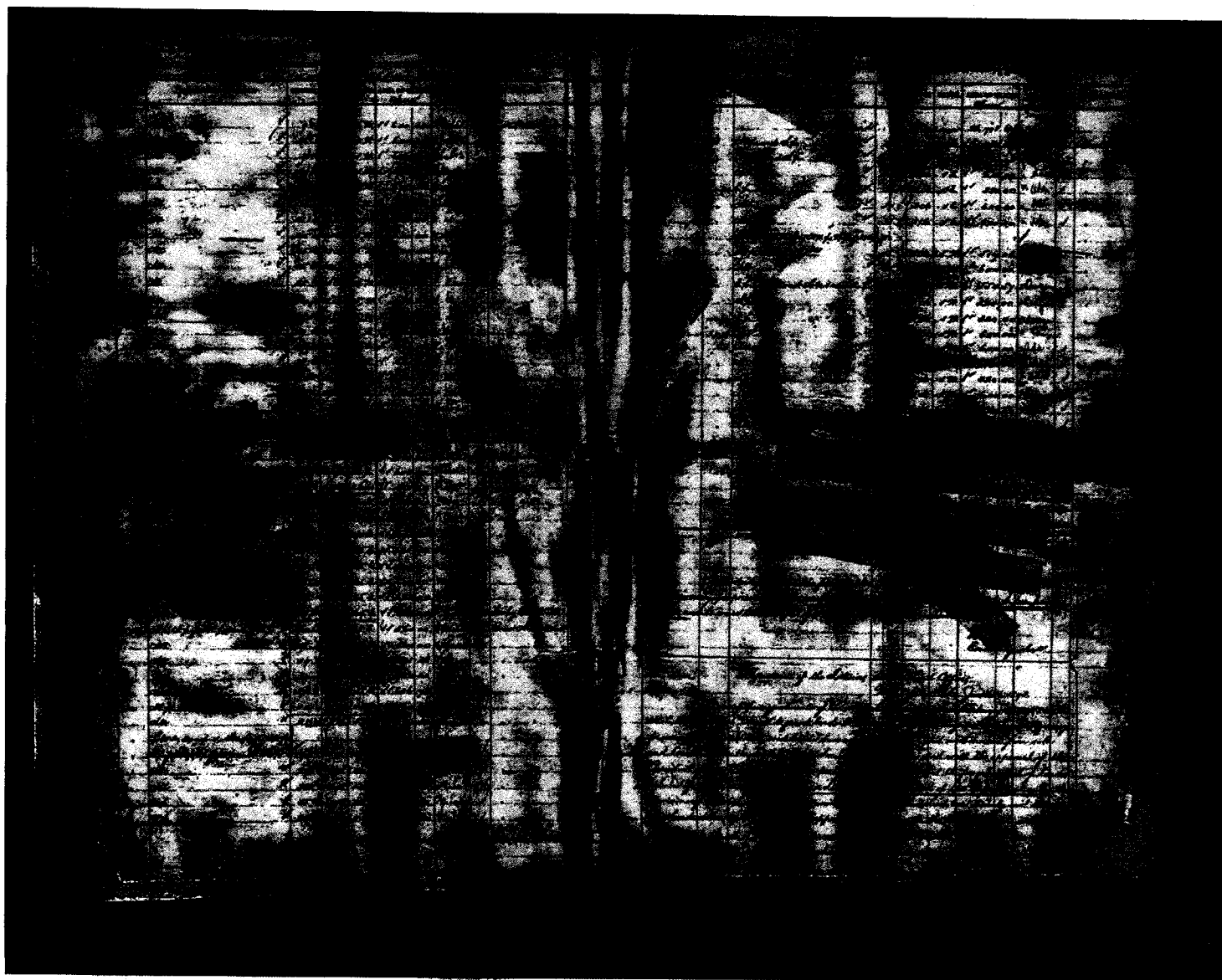
EXHIBIT 1

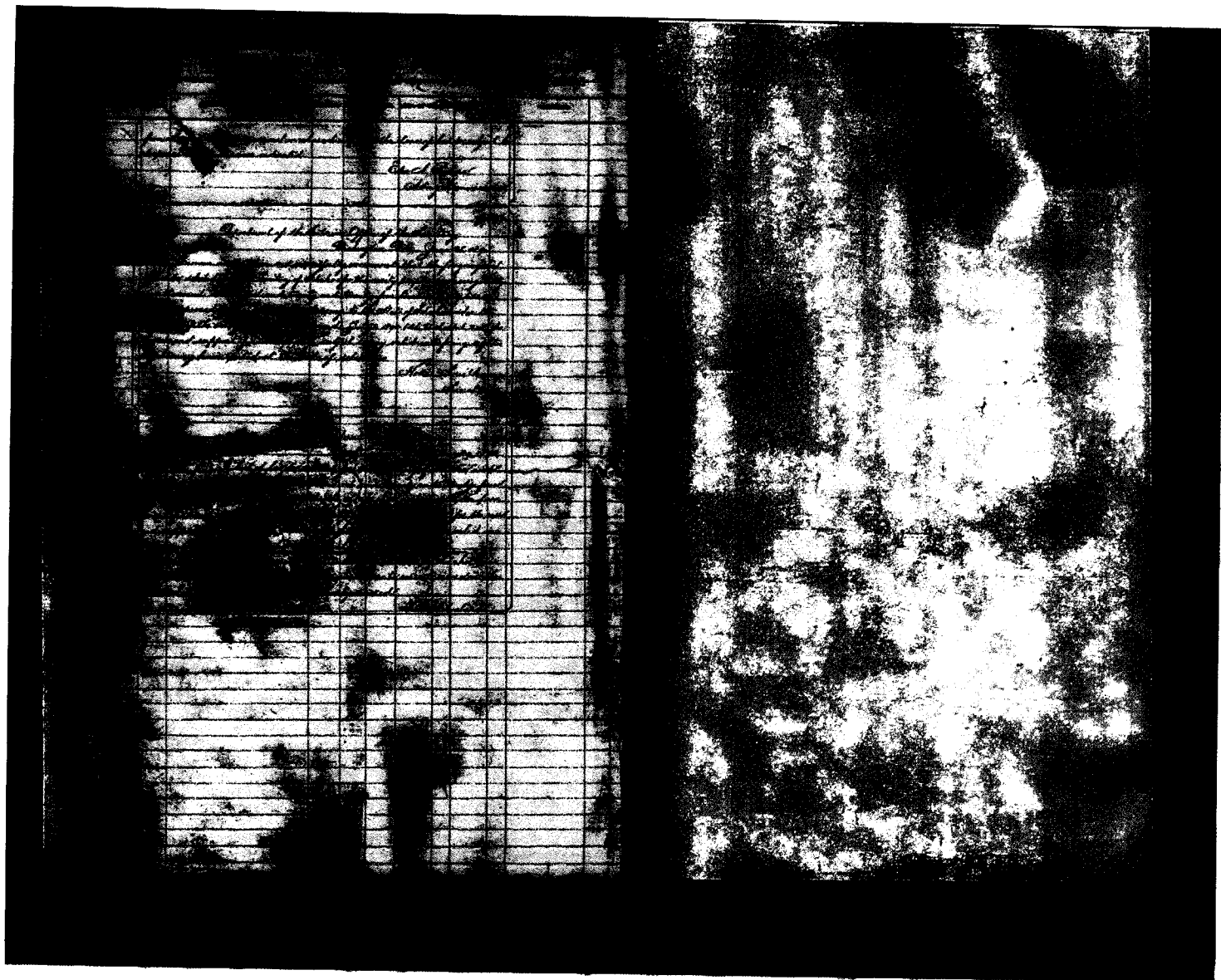


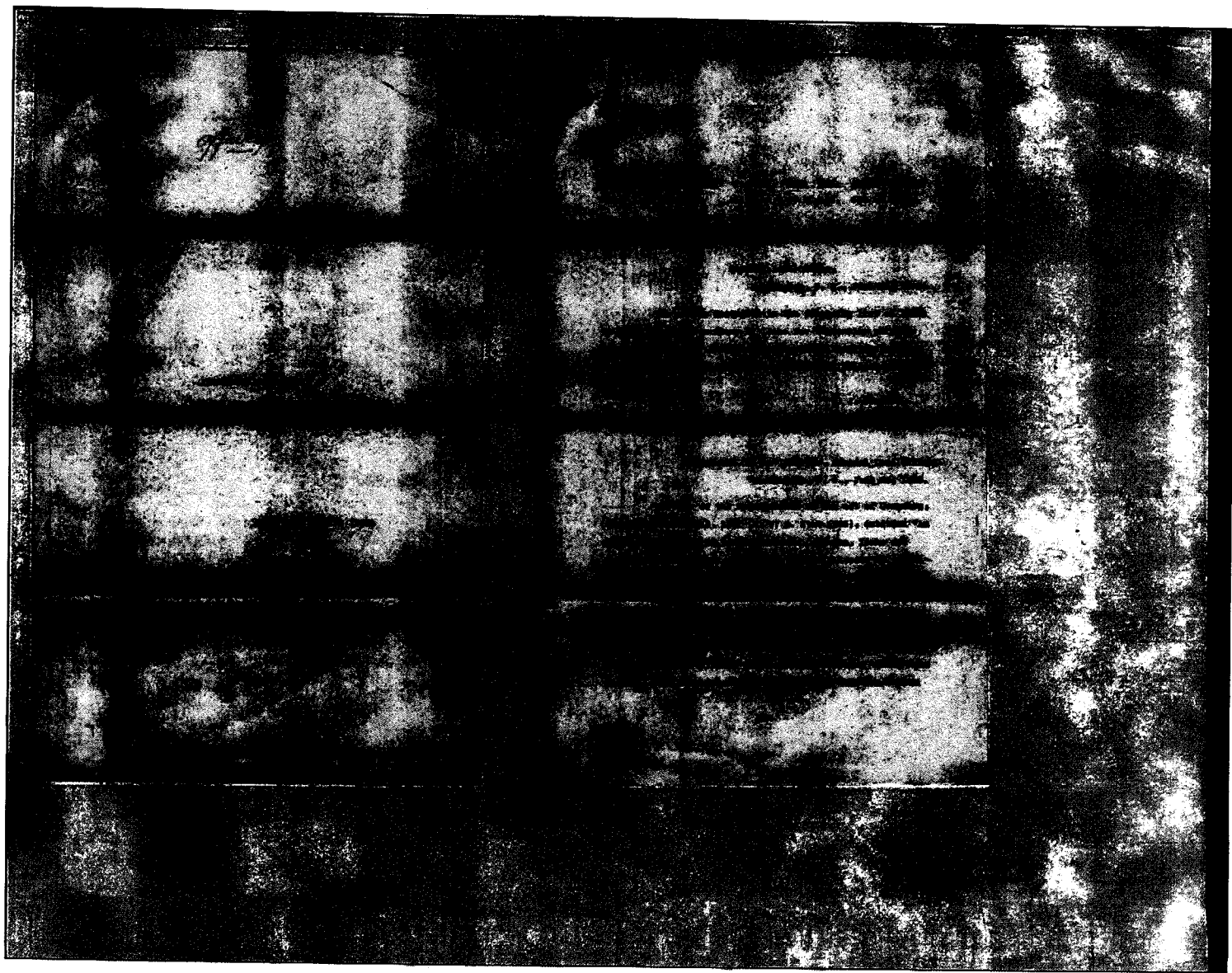












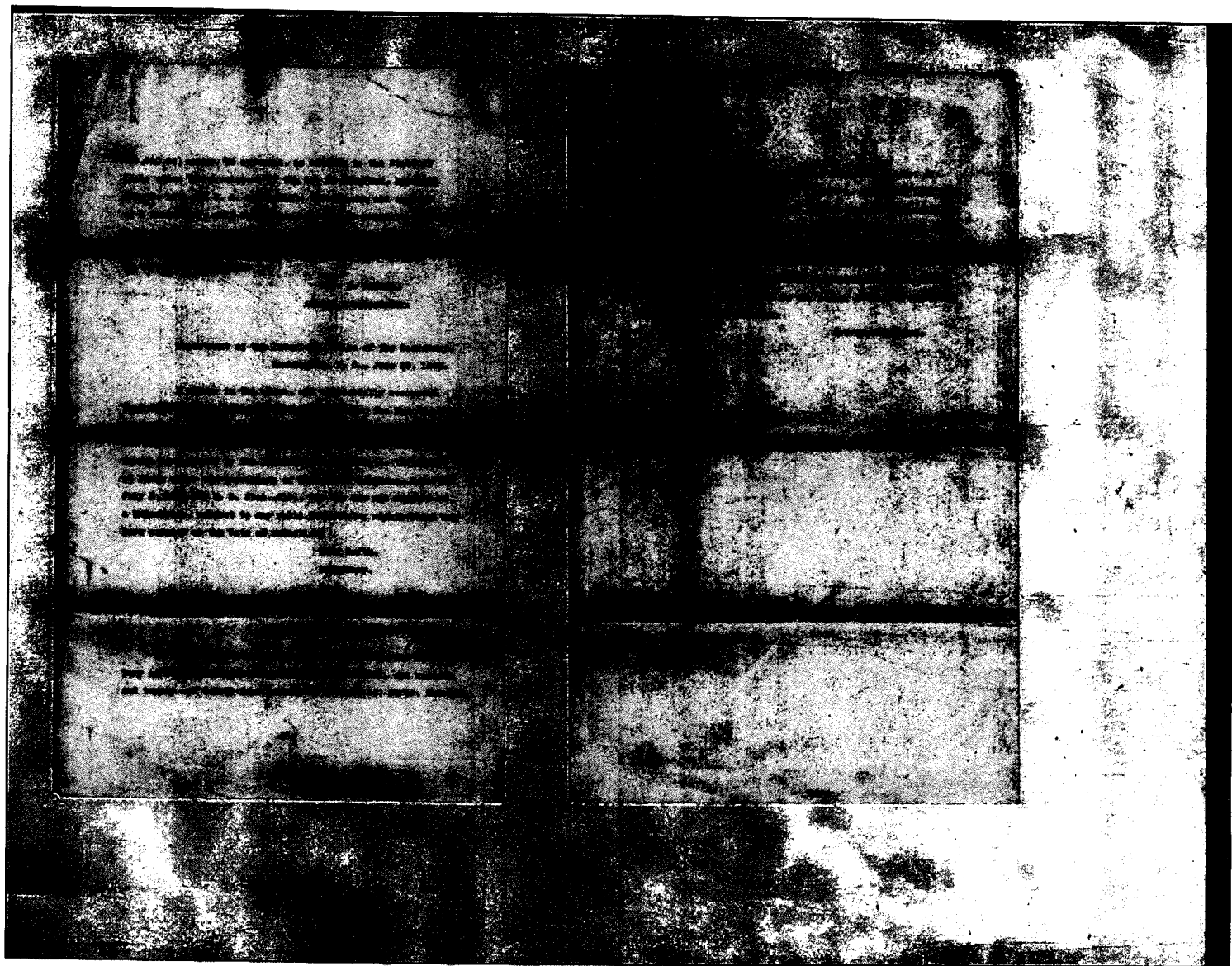


EXHIBIT 2

STATE OF IDAHO DEED

DEED NO. 12780
(Lindstrom Peak Land Exchange)

THIS INDENTURE made this 21st day of December, 1992 by and between STATE OF IDAHO, DEPARTMENT OF LANDS, acting by and through the State Board of Land Commissioners, party of the first part, hereinafter referred to as "Grantor", and BENNETT TREE FARMS, INC., P.O. Box 49, Princeton, Idaho 83857-0049, party of the second part, hereinafter referred to as "Grantee".

WITNESSETH, That the Grantor for and in consideration of the exchange of lands of equal value, in accordance with Section 58-138, Idaho Code, does bargain, sell, convey and confirm in fee unto the said Grantee and their heirs and assigns forever, all of the following described real property situate in Latah County, to-wit:

<u>Township 40 North, Range 4 West, B.M.</u>	<u>Acres</u>
Section 16: NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, and that portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying north and east of the mid-line running from the northwest corner to the south- east corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$	340.00
<u>Township 41 North, Range 4 West, B.M.</u>	
Section 36: NW $\frac{1}{4}$, S $\frac{1}{2}$	480.00
<u>Township 40 North, Range 5 West, B.M.</u>	
Section 9: All	640.00
<u>Township 43 North, Range 5 West, B.M.</u>	
Section 28: All	<u>640.00</u>

containing 2,100.00 acres, more or less,

State of Idaho
Deed No. 12780
Page 2 of 3

TO HAVE AND TO HOLD the above-described premises and parcels of land and granted real property unto BENNETT TREE FARMS, INC., and their heirs and assigns forever, subject only to the following:

1. Rights-of-way thereon reserved to the United States for ditches and canals constructed by the authority of the United States (Act of August 30, 1890; 26 Stat. 391; U.S.C. 945) on all lands.
2. The State reserves the right to all coal, oil, oil shale, gas, phosphate, sodium, asbestos, gold, silver, lead, zinc, copper, antimony and all minerals or deposits of minerals of whatsoever kind or character, including sand, gravel, and pumice pursuant to Sec. 47-701, Idaho Code; also reserved to the State are geothermal resources, including associated by products.

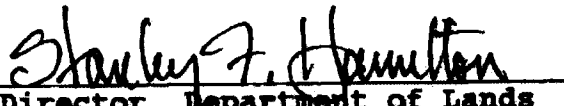
State of Idaho
Deed No. 12780
Page 3 of 3

IN WITNESS WHEREOF, I, CECIL D. ANDRUS, the Governor of the State of Idaho and President of the State Board of Land Commissioners, have hereunto signed my name and caused the Great Seal of the State of Idaho and the Seal of the State Board of Land Commissioners to be hereunto affixed, this 21st day of December, 1992.


Governor of Idaho and President of the
State Board of Land Commissioners

COUNTERSIGNED:


Secretary of State


Director, Department of Lands

STATE OF IDAHO)
(ss.
County of Ada)

On this 21st day of December, in the year 1992, before me a Notary Public in and for said State, personally appeared CECIL D. ANDRUS, known to me to be the Governor of the State of Idaho and President of the State Board of Land Commissioners, and PETE T. CENARRUSA, known to me to be the Secretary of State of the State of Idaho, and STANLEY F. HAMILTON, known to me to be the Director of the Department of Lands of the State of Idaho, who executed the said instrument and acknowledged to me that such State of Idaho executed the same.


, Notary Public
Residing at Boise, Idaho

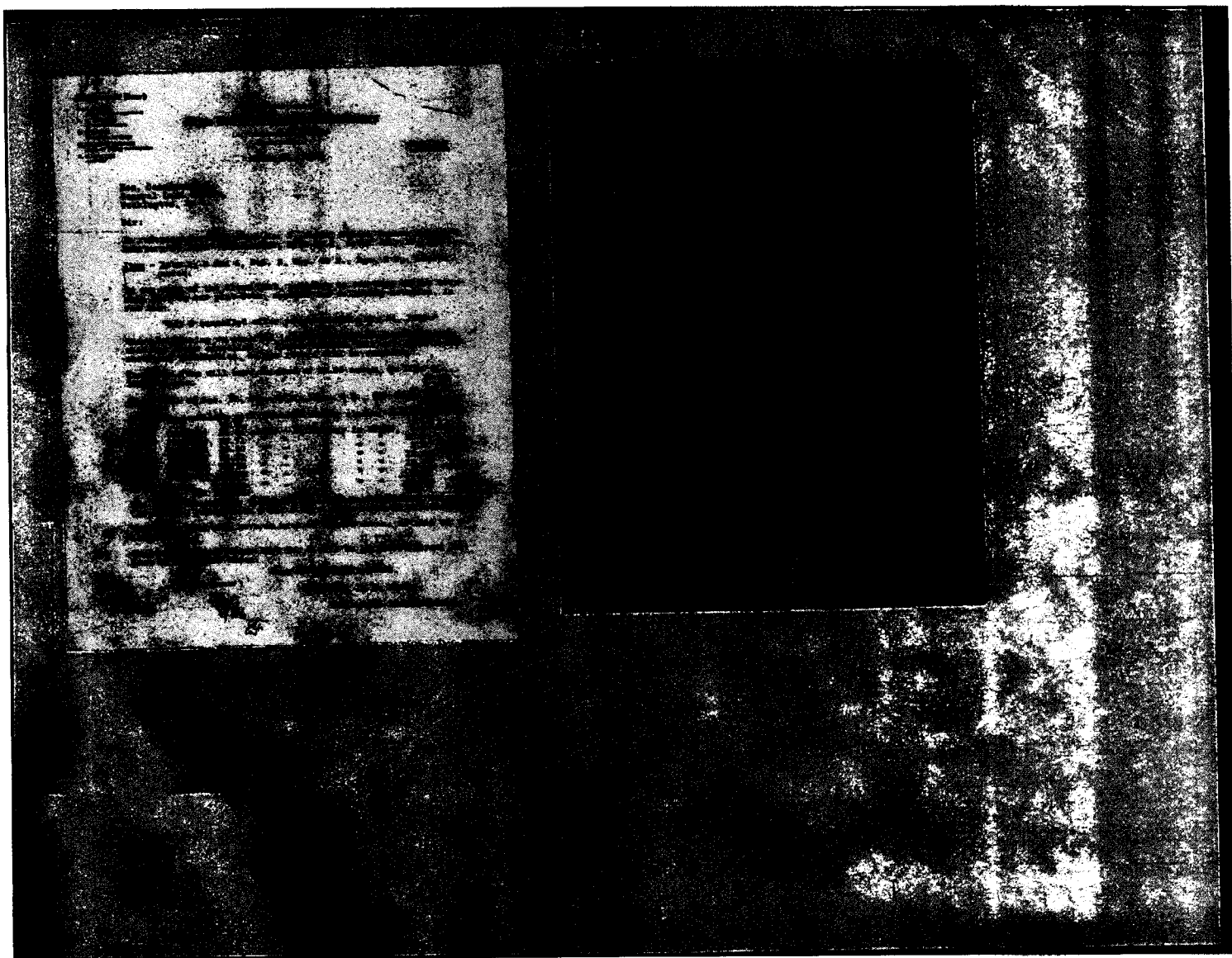
My Bond expires:

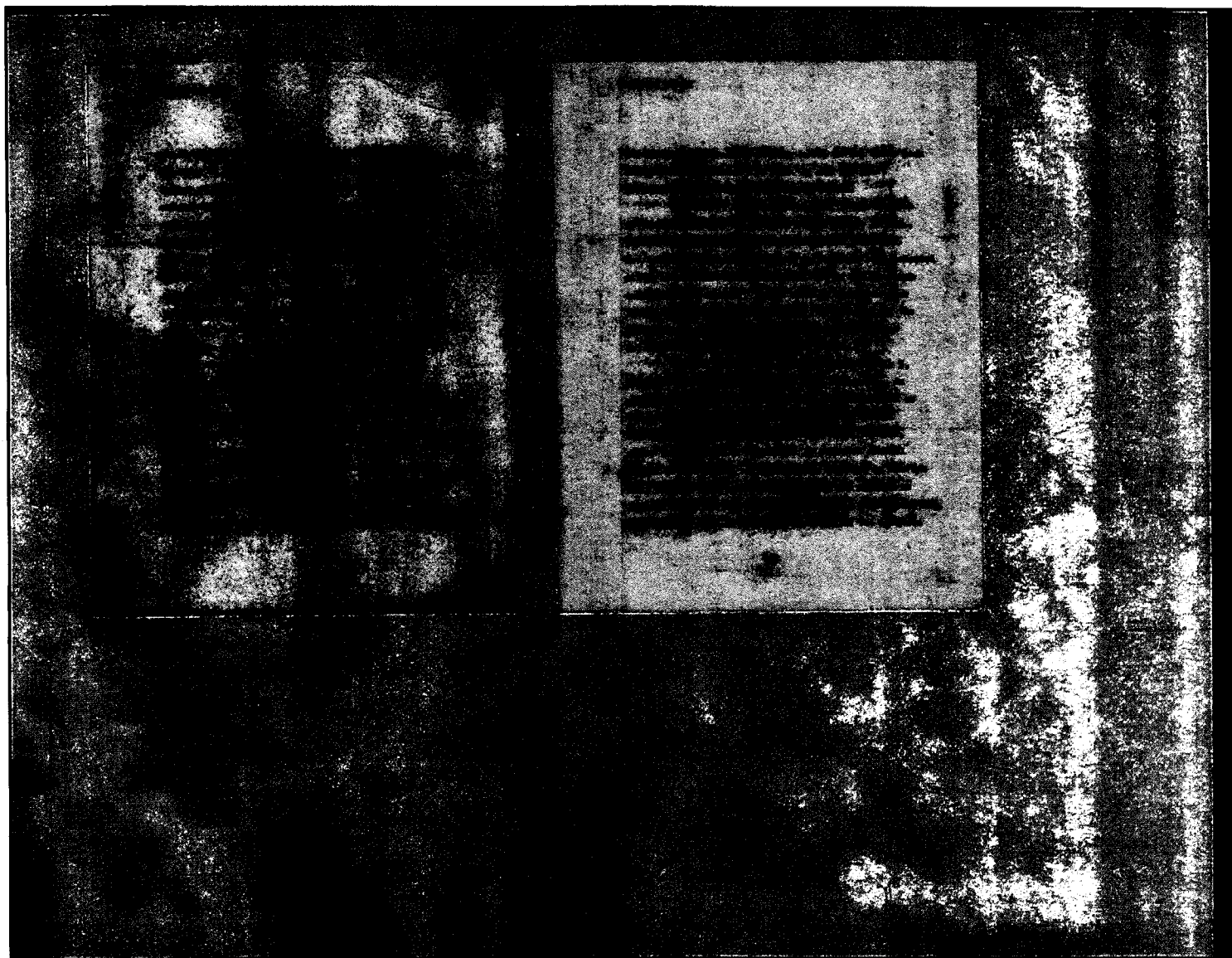
EXHIBIT 3

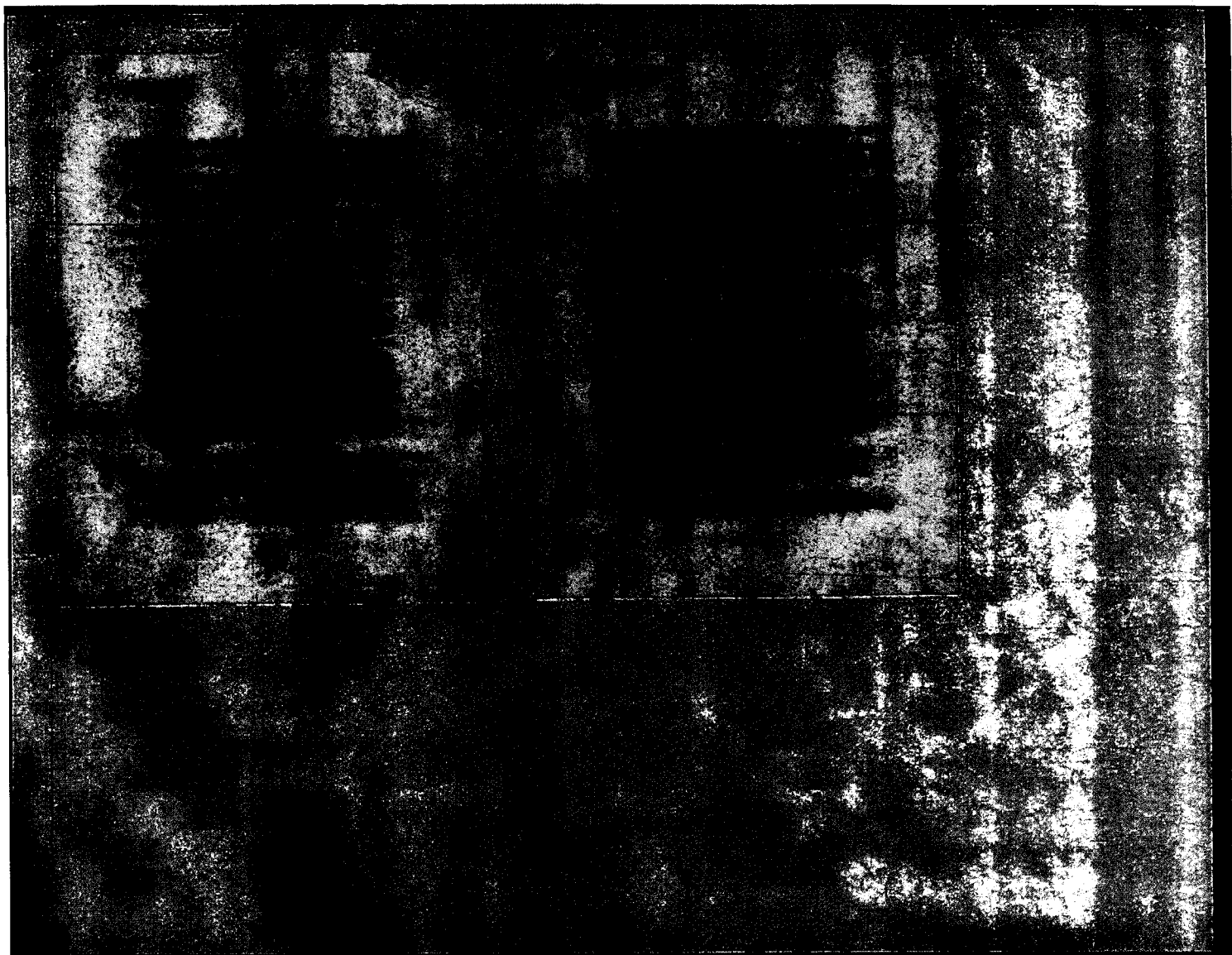
Index List No. 3.
4
List for the General School
Hamilton line school. B. F. Jones
Approved February 8, 1894.

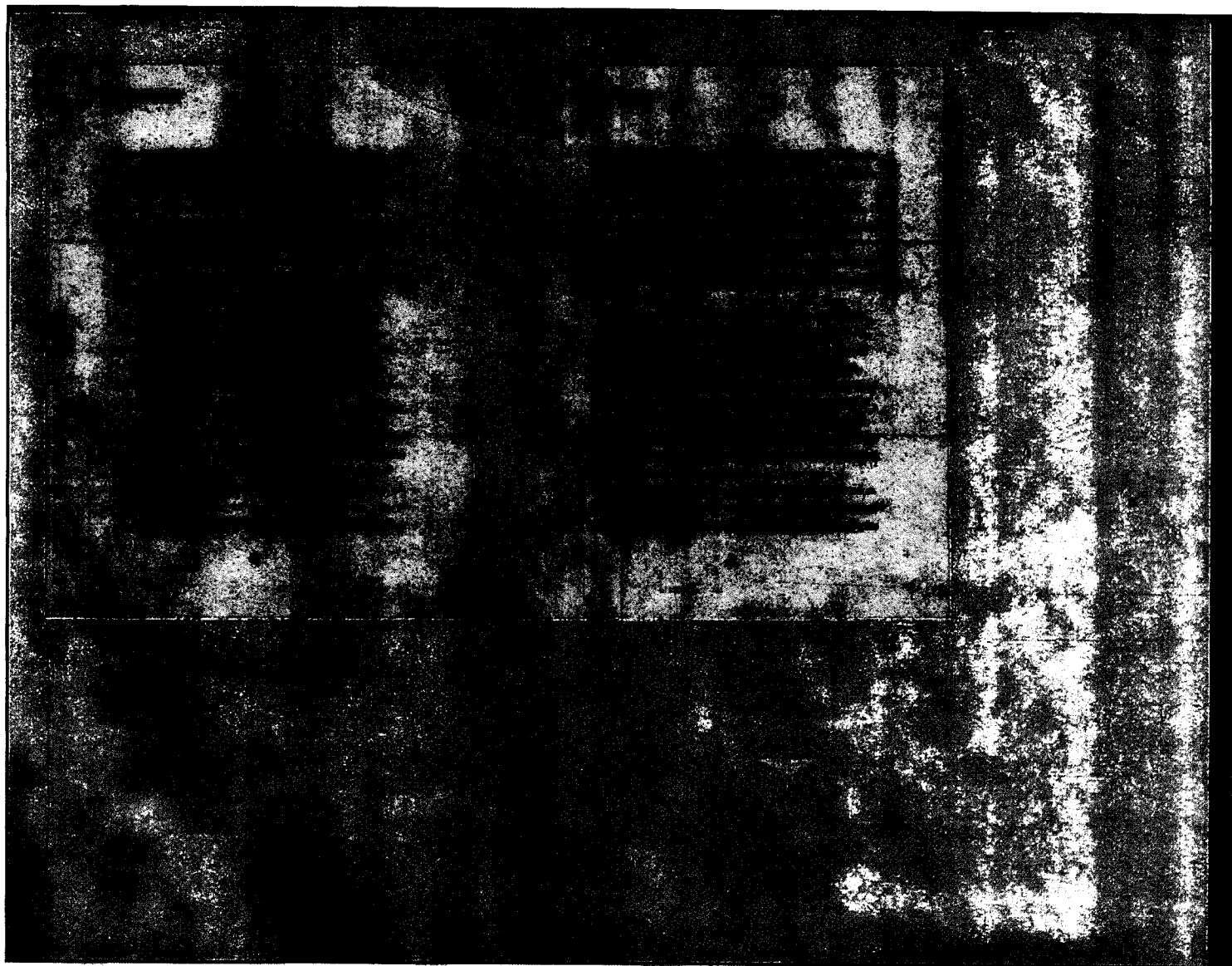
[illegible]

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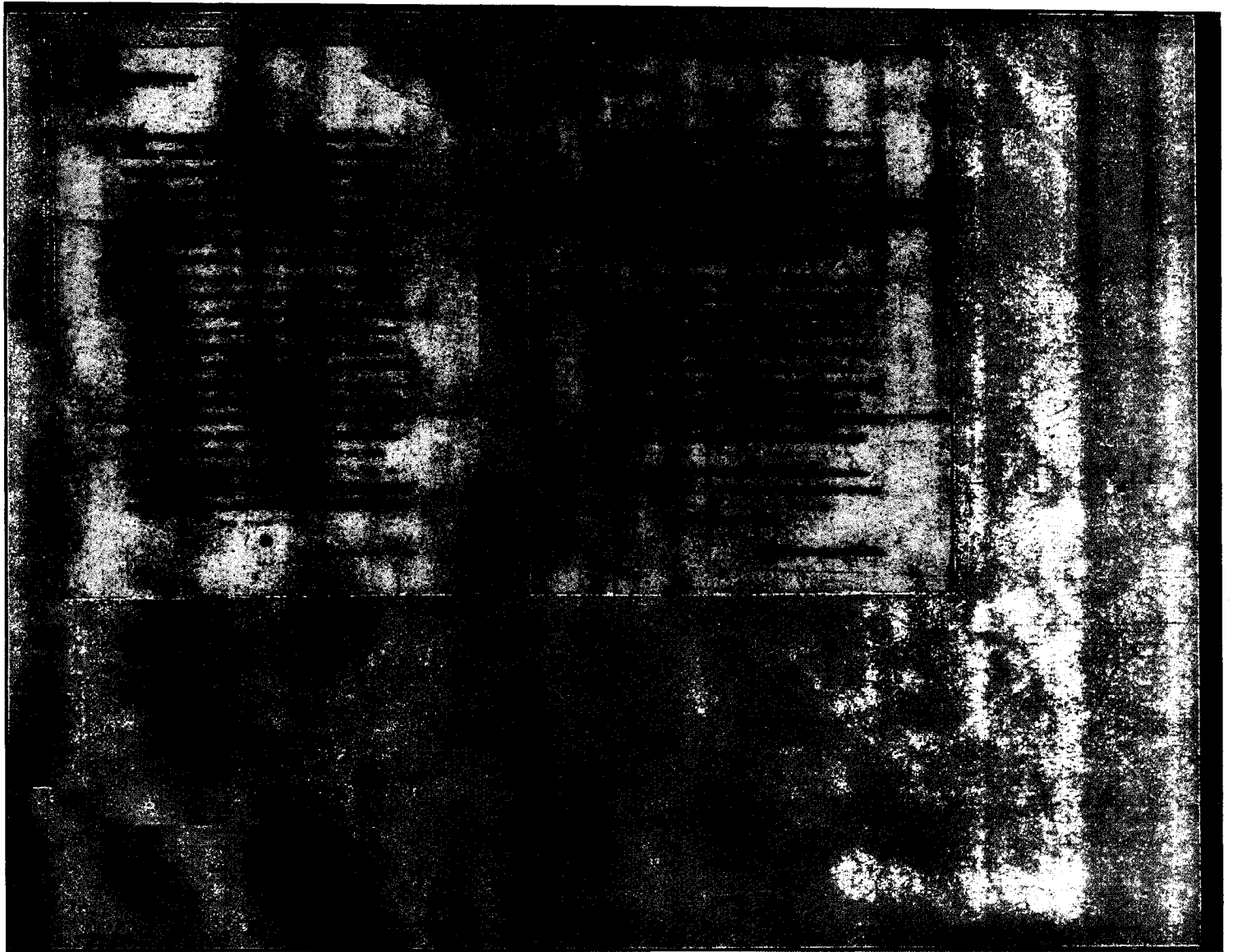


EXHIBIT 4

Sg0157 On Document

Miscellaneous Information

Patentee IDAHO STATE

Land Office: Idaho

US Reservations: No

Mineral Reservations: No

Tribe: ---

Militia: ---

State In Favor Of: ---

Authority: March 3, 1863: Idaho Territorial Act (12 Stat. 808)

Military Rank: ---

General Remarks: ---

Document Numbers

Survey Information

Document Nr: 7031890 Total Acres: 622.68

Misc. Doc. Nr: --- Survey Date: ---

BLM Serial Nr: IDIDAA 000001 GE Geographic Name: ---

Indian Allot. Nr: --- Metes/Bounds: No

Coal Entry. Nr: ---

Land Descriptions

Map	State	Meridian	Twp - Rng	Aliquots	Section	Survey #
	County					
ID	Boise	041N - 002W	N½	16	Latah	
ID	Boise	041N - 002W	N½S½	16	Latah	
ID	Boise	041N - 002W	Lot/Trct 1	16	Latah	

remarks: lot 1 or sese quarter

ID	Boise 041N - 002W Lot/Trct 2	16	Latah
remarks: lot 2 or swse quarter			
ID	Boise 041N - 002W Lot/Trct 3	16	Latah
remarks: lot 3 or sesw quarter			
ID	Boise 041N - 002W Lot/Trct 4	16	Latah
remarks: lot 4 or swsw quarter			

EXHIBIT 5

Sg0157 On Document

Miscellaneous Information

Patentee IDAHO STATE

Land Office: Idaho

US Reservations: No

Mineral Reservations: No

Tribe: ---

Militia: ---

State In Favor Of: ---

Authority: March 3, 1863: Idaho Territorial Act (12 Stat. 808)

Military Rank: --- General Remarks: ---

Document Numbers

Survey Information

Document Nr: 7031890 Total Acres: 622.68

Misc. Doc. Nr: --- Survey Date: ---

BLM Serial Nr: IDIDAA 000001 GE Geographic Name: ---

Indian Allot. Nr: --- Metes/Bounds: No

Coal Entry. Nr: ---

Land Descriptions

Map	State	Meridian	Twp - Rng	Aliquots	Section	Survey #
		County				
ID	Boise	041N - 002W	N½	16	Latah	
ID	Boise	041N - 002W	N½S½	16	Latah	
ID	Boise	041N - 002W	Lot/Trct 1	16	Latah	
remarks: lot 1 or sese quarter						

ID	Boise 041N - 002W Lot/Trct 2	16	Latah
----	------------------------------	----	-------

remarks: lot 2 or swse quarter

ID	Boise 041N - 002W Lot/Trct 3	16	Latah
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remarks: lot 3 or sesw quarter

ID	Boise 041N - 002W Lot/Trct 4	16	Latah
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remarks: lot 4 or swsw quarter

EXHIBIT 6

Department of the Interior

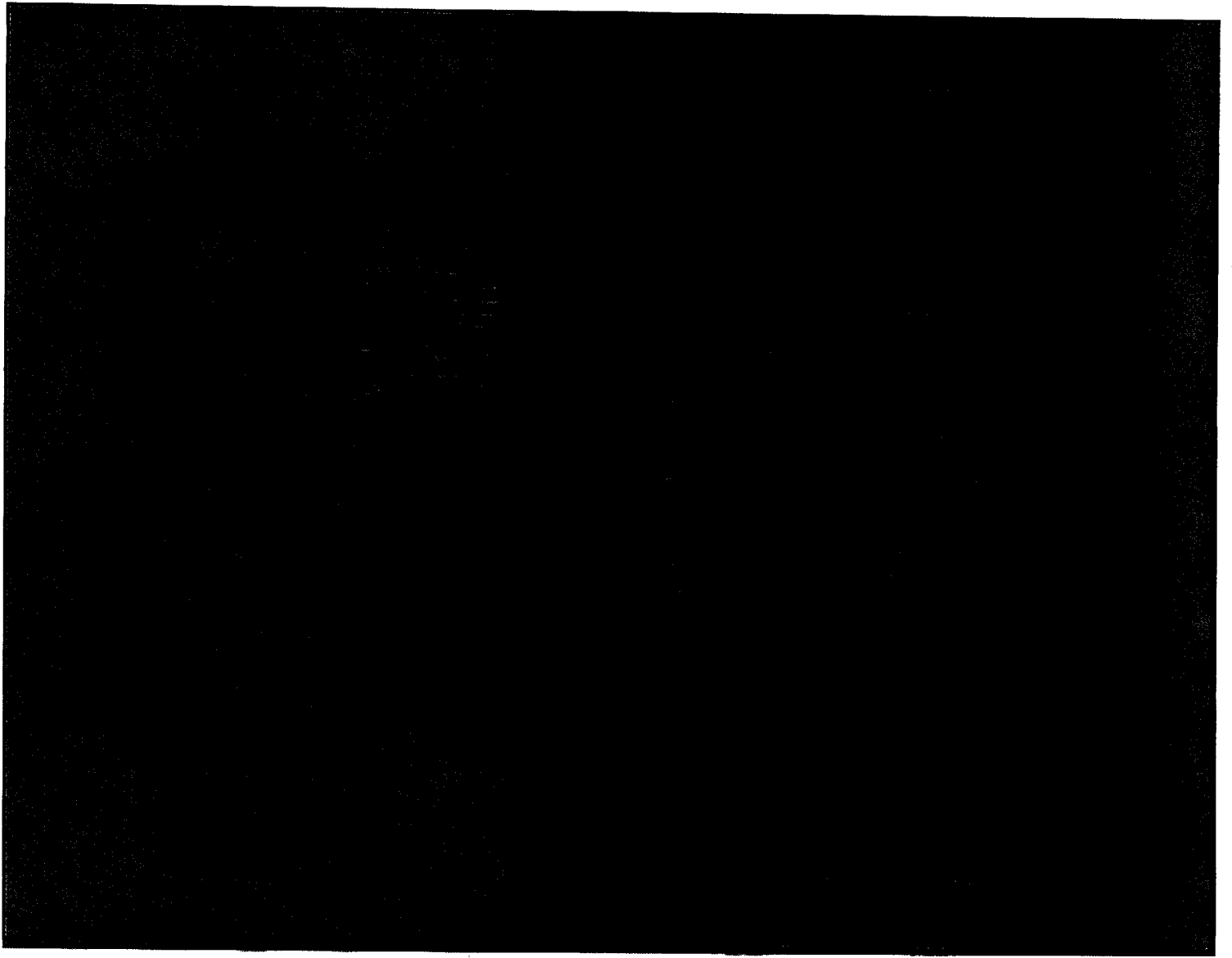
Washington, D. C., April 10, 1906
The Secretary of the Interior, Department of the Interior, Washington, D. C.
Dear Sir: I have the honor to acknowledge the receipt of your letter of the 4th inst., and in reply to inform you that the same has been forwarded to the proper authorities for their consideration. I am, Sir, very respectfully,
Yours very truly,
John D. Smith,
Assistant Secretary.

Department of the Interior

Washington, D. C., April 10, 1906
The Secretary of the Interior, Department of the Interior, Washington, D. C.
Dear Sir: I have the honor to acknowledge the receipt of your letter of the 4th inst., and in reply to inform you that the same has been forwarded to the proper authorities for their consideration. I am, Sir, very respectfully,
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Yours very truly,
John D. Smith,
Assistant Secretary.



APPROVED LIST No. _____

RECEIVED The letter received by the State of _____
school child, of Japan in his quest for the support of Customs Schools, assigned as those of
the State of _____ and January 20, 1967, after having been previously received from _____

SCHOOL INHERENTLY LANDS

_____ and which, in lieu of, or as substitute for, the corresponding relations, shall now exist under the provisions of the Acts of Congress approved May 1, 1908.

The image shows a document page, likely a ledger or form, that is almost entirely obscured by heavy noise and dark, irregular shapes. The layout suggests a table with multiple columns and rows, but the data is mostly lost to the noise. Some faint, vertical lines and a grid-like structure are visible, particularly on the right side of the page. There are some faint, illegible markings and what appears to be a signature or stamp in the lower right quadrant.

APPROVED LIST No. 1

WHEREAS the lands selected by the State of Idaho for the school lands, or loaned to its grant for the support of common schools, assigned as time for the

SCHOOL INDEPENDENT LANCER

LEWISTON, Maine, is here or is authority for, the foregoing
statements, which were made under the provisions of the laws of Congress approved _____

EXHIBIT 7

STATE OF IDAHO DEED

For and in consideration of the exchange of National Forest System lands by conveyance from the United States of America to the State of Idaho of certain lands, to wit: lots 4, 5, 6, and 7, section 6, T. 38 N., R. 2 E., Boise Meridian; lots 3 and 4, NE1/4, SE1/4NW1/4, E1/2SW1/4, and N1/2SE1/4, section 31, T. 39 N., R. 2 E., Boise Meridian; N1/2S1/2, SE1/4SW1/4, and S1/2SE1/4, section 17; NE1/4NE1/4, SW1/4NE1/4, NW1/4NE1/4SE1/4, and N1/2NW1/4SE1/4, section 20; NW1/4, N1/2SW1/4, E1/2SW1/4SW1/4, and SE1/4SW1/4, section 21; SE1/4SW1/4 and SW1/4SE1/4, section 22; W1/2NW1/4 and NW1/4SW1/4, section 27; NE1/4NW1/4, NE1/4NW1/4NW1/4, S1/2N1/2, SW1/4, N1/2SE1/4, and SW1/4SE1/4, section 28; W1/2W1/2, SE1/4SW1/4, and S1/2SE1/4, section 33; all in T. 39 N., R. 3 E., Boise Meridian; containing 2,247.83 acres, more or less, in Clearwater County, State of Idaho, under the provisions of the Act of Congress of March 1, 1911, as amended (16 U.S.C. 516), the Act of Congress of October 21, 1976, (90 Stat. 2743; 43 U.S.C. 1716), and in accordance with Section 58-138, Idaho Code, the STATE OF IDAHO does bargain, sell, convey, and quitclaim unto the UNITED STATES OF AMERICA, and its assigns the following described real property located in Latah County, State of Idaho:

Boise Meridian

T. 41 N., R. 2 W.,

section 1, SW1/4NE1/4, SW1/4NW1/4, and SW1/4;
section 2, lot 1 and SE1/4NE1/4;
section 10, NE1/4NE1/4;
section 11, All;
section 12, W1/2W1/2.

T. 42 N., R. 2 W.,

section 36, SW1/4NE1/4, S1/2SE1/4NE1/4, W1/2, and SE1/4.

T. 42 N., R. 4 W.,

section 3, N1/2SW1/4;
section 4, N1/2SE1/4;
section 14, NW1/4NE1/4 and N1/2NW1/4;
section 15, NE1/4NE1/4.

Containing 2,020.14 acres, more or less. Acquiring agency is the Forest Service, Department of Agriculture.

SUBJECT TO an outstanding right to the United States for ditches or canals as cited in grants to the State of Idaho.

ALSO SUBJECT TO:

a. State of Idaho Easement No. 2544, dated 2/1/1961, for an easement and right of way for a road, granted to the United States, over and across the NE1/4NE1/4, section 15, T. 42 N., R. 4 W.

Approved as to consideration,
description and conditions,
by JLB Date 3/12/87

b. State of Idaho Easement No. 2815, dated 3/30/1965, for an easement and right of way for a road, granted to Potlatch Corporation, over and across the W1/2SW1/4, section 1, T. 41 N., R. 2 W.

c. State of Idaho Easement No. 2816, dated 3/30/1965, for an easement and right of way for a road, granted to Potlatch Corporation, over and across the W1/2SW1/4, section 1; lot 1 and SE1/4NE1/4, section 2; and W1/2W1/2, section 12, T. 41 N., R. 2 W.

d. Assignment of an easement and right of way for roads to the United States by Potlatch Corporation, dated 6/8/1965, over and across W1/2SW1/4, section 1; lot 1 and SE1/4NE1/4, section 2, and W1/2W1/2, section 12, T. 41 N., R. 2 W.

e. Assignment of easements along a road right of way granted to Burlington Northern Inc. by the United States, by Easement dated 3/24/1975, over and across the W1/2SW1/4, section 1; lot 1 and SE1/4NE1/4, section 2; T. 41 N., R. 2 W.

f. State of Idaho Easement No. 5072, dated 11/10/1982, for an easement and right of way for roads, granted to the United States, over and across the SW1/4NE1/4, section 1, T. 41 N., R. 2 W; SW1/4 and SW1/4SE1/4, section 36, T. 42 N., R. 2 W.

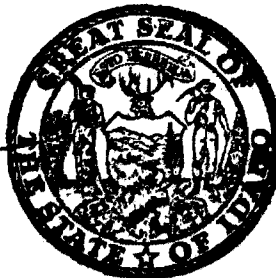
TO HAVE AND TO HOLD the above described premises and parcels of land and granted real property unto the United States of America and its assigns forever.

IN WITNESS WHEREOF, I, Cecil D. Andrus, the Governor of the State of Idaho, have hereunto signed my name and caused the Great Seal of the State of Idaho and the Seal of the Board of Land Commissioners to be hereunto affixed this 23 day of March, 1987.

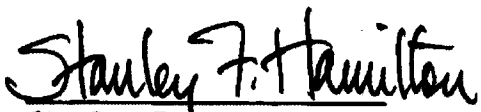

Governor of Idaho and President of State
Board of Land Commissioners

COUNTERSIGNED:


Peter T. Cenarrusa
Secretary of State



COUNTERSIGNED:

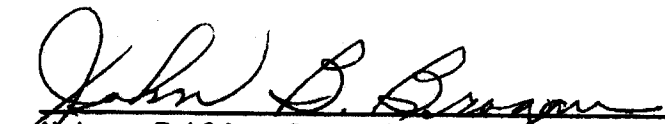

Stanley F. Hamilton
Director, Department of Lands
DFM

ACKNOWLEDGMENT

STATE OF IDAHO)
) ss
County of)

On this 23 day of March, in the year 1987, before me, a Notary Public in and for the State, personally appeared Cecil D. Andrus, known to me to be the Governor of the State of Idaho, and Peter T. Cenarrusa, known to me to be the Secretary of the State of Idaho, and Stanley F. Hamilton, known to me to be the Director of Lands of the State of Idaho, who executed this instrument and acknowledged to me that such State of Idaho executed the same.

SEAL



Notary Public of the State of Idaho
Residing at Idaho City, Idaho
My commission expires 8-25-92

EXHIBIT 8

The United States of America**To all to whom these presents shall come, Greeting:**

IDI-34538 F3

~~IDAHO DEPT OF LANDS~~
 DATE & HOUR: 9-12-08 12:23
 SUSAN PETERSEN
 LATAH COUNTY RECORDER

WHEREAS

State of Idaho

Fee \$ 0 BY Shogren
 picked up

is entitled to a land patent pursuant to the Idaho Land Enhancement Act of 2006 (120 Stat. 2645), for the following described land:

Boise Meridian, Idaho

T. 41 N., R. 2 W.,
 Section 15, lots 12 and 13.

T. 43 N., R. 3 W.,
 Section 2, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;
 Section 10, NE $\frac{1}{4}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$.
 Section 12, NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$;
 Section 14, Lot 1, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Containing 1,333.31 acres.

NOW KNOW YE, that there is, therefore, granted by the **UNITED STATES** unto the State of Idaho, Department of Lands, acting by and through the State Board of Land Commissioners, whose mailing address is 300 North 6th, Suite 103, P. O. Box 83720, Boise, Idaho 83720-0050, the lands described above; **TO HAVE AND TO HOLD** the said land with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, there unto belonging, unto The State of Idaho, Department of Lands, and to its successors and assigns, forever; and

EXCEPTING AND RESERVING TO THE UNITED STATES a right-of-way thereon for ditches and canals constructed by the authority of the United States. Act of August 30, 1890 (43 U.S.C. 945).

SUBJECT TO a Highway Easement Deed for State Highway 6 in favor of the State of Idaho dated May 9, 1990, and recorded June 14, 1990, as Instrument No. 183589, records of Benewah County, Idaho. (Affects Lot 1 of Section 14, T. 43 N., R. 3 W., B.M.)



IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Boise, Idaho, the twelfth day of September in the year of our Lord two thousand and eight and of the Independence of the United States the two hundred and THIRTY-THIRD.

By Jerry L. Taylor
 Jerry L. Taylor
 Chief, Branch of Lands, Minerals and Water Rights
 Resource Services Division

251878

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BENEFAN COUNTY

J. MICHELE REYNOLDS, CLERK

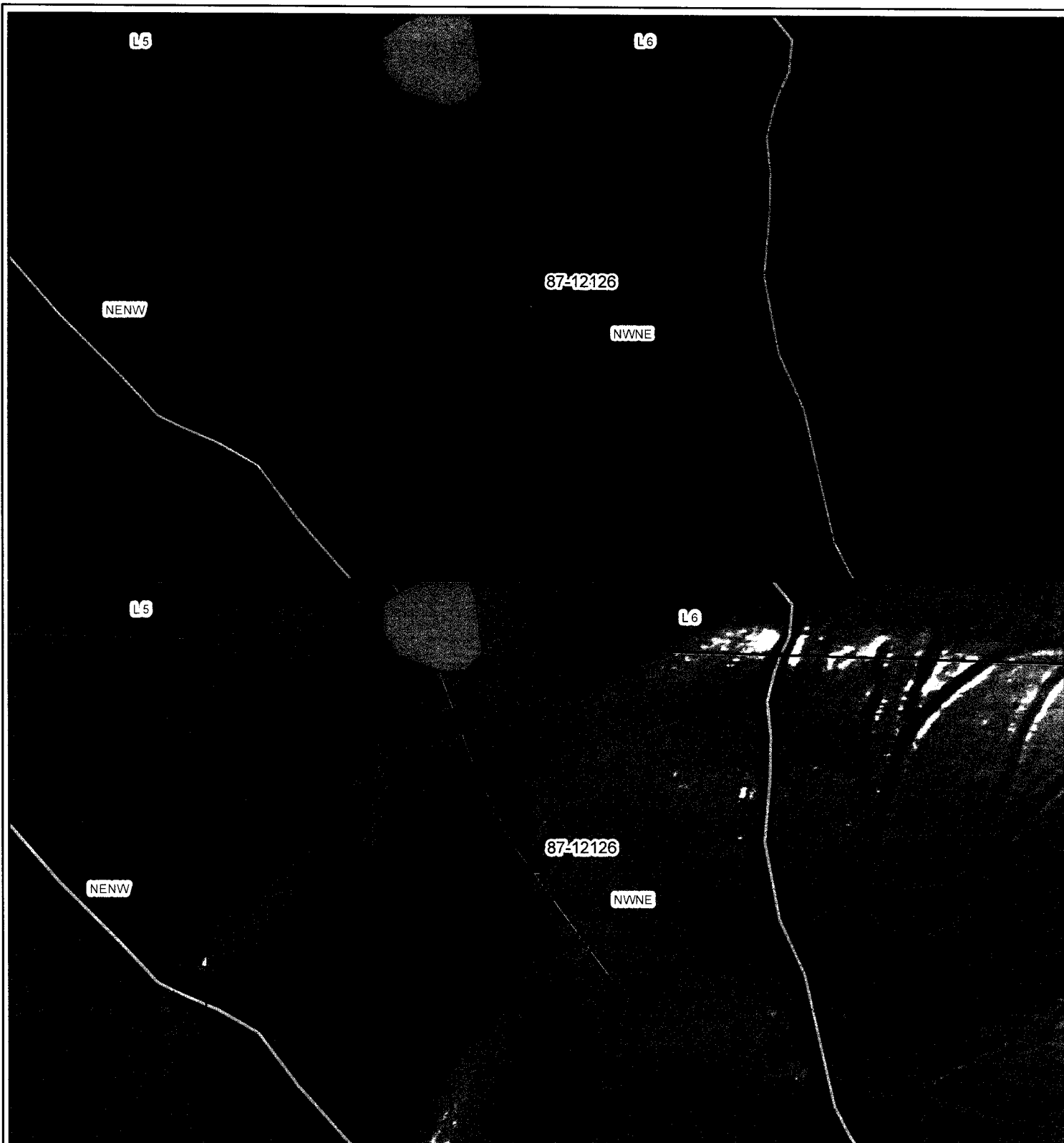
Jennifer Lynn Reynolds

To Roberta Morin

Chenieres National Forest

12730 Hwy 12 Orofino ID 83544

EXHIBIT 9



Legend

- Adjudication Recommendation Pods
- Class II - Perennial
- Class II - Intermittent
- Lakes
- Roads
- PLSS Section
- PLSS Subsection



87-12126
T41N - R02W- Sec 20
Latah County



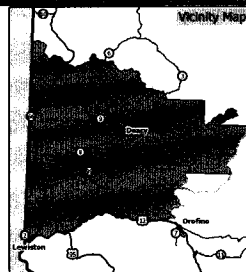
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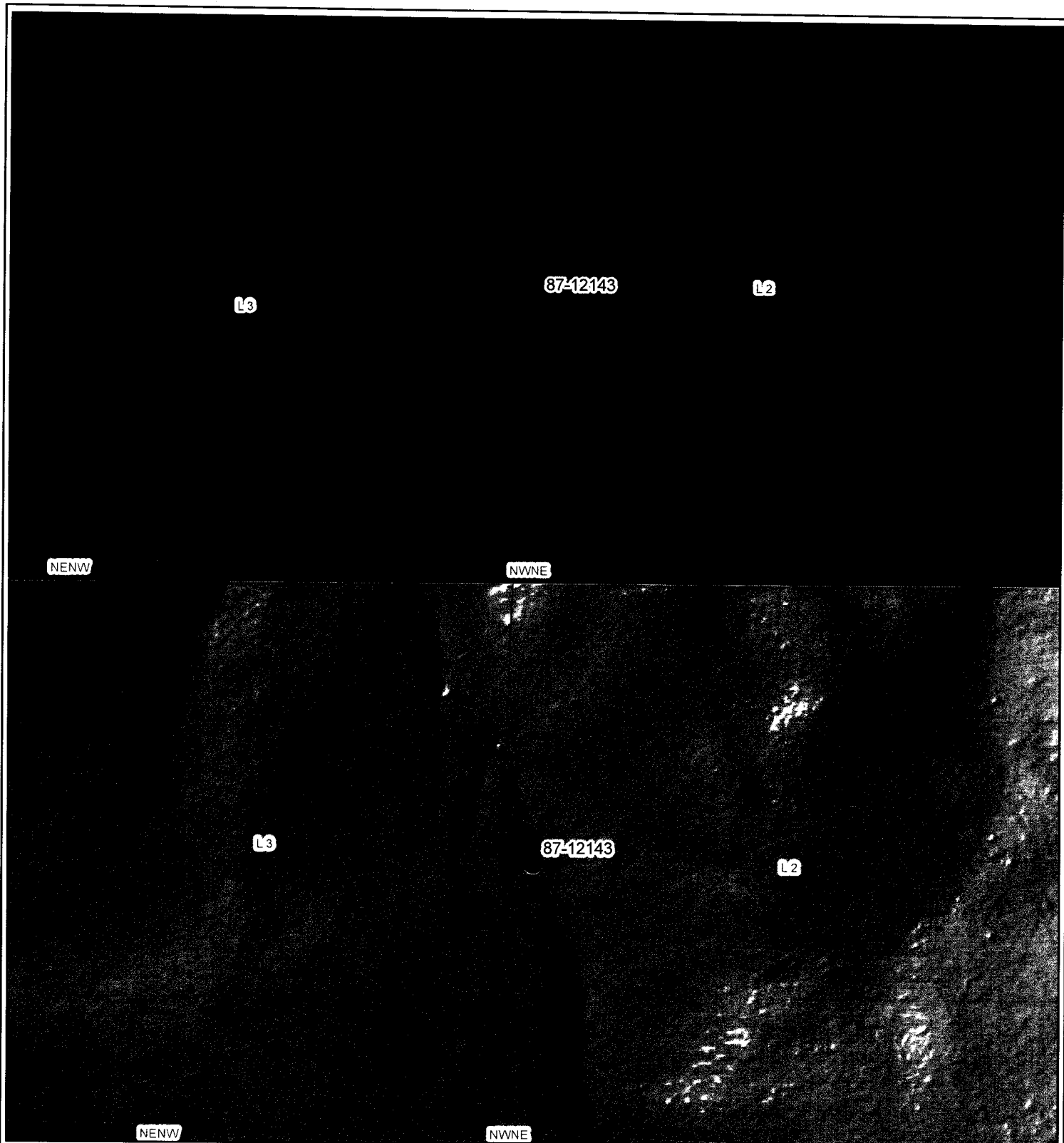
Miles

Map Notes

Projection: Idaho Transverse Mercator, NAD 83
Map Notes and Data Sources

Disclaimer:
This map has been compiled using the best information available to the Idaho Department of Lands at the time and may be updated and/or revised without notice. In situations where known accuracy and completeness is required, the user has the responsibility to verify the accuracy of the map and the underlying data sources.





Legend

-  Adjudication Recommendation Pods
-  PLSS Section
-  PLSS Subsection



87-12143
T41N - R02W- Sec 16
Latah County



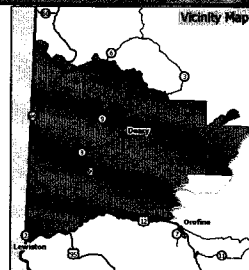
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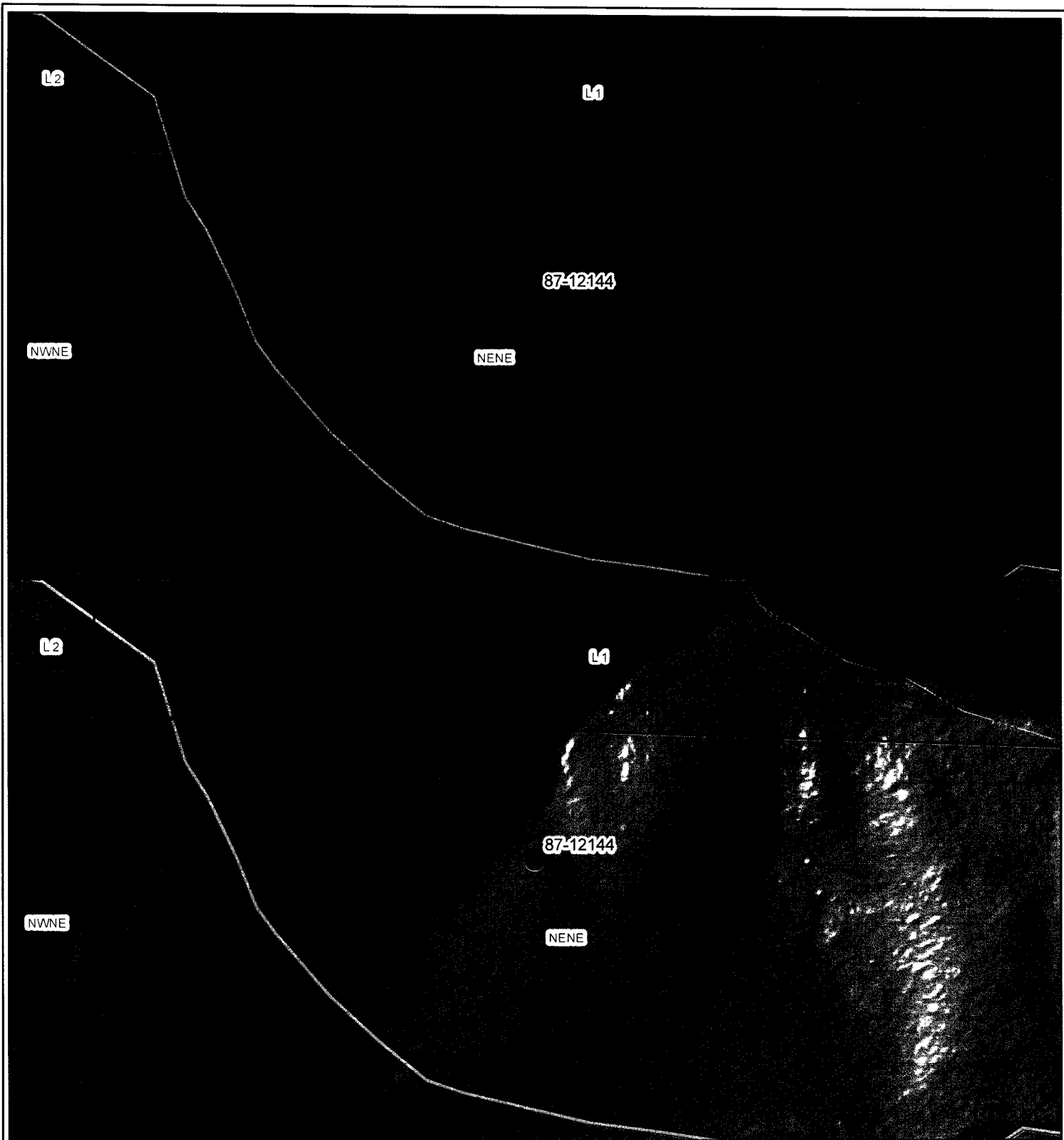
Map Notes

Projection: Idaho Transverse Mercator, NAD 83

Map Notes and Data Sources

Disclaimer:
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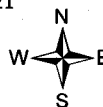


Legend

- Adjudication Recommendation Pods
- Class II - Intermittent
- ~ Roads
- PLSS Section
- PLSS Subsection



87-12144
T41N - R02W- Sec 21
Latah County



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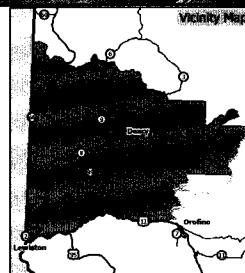
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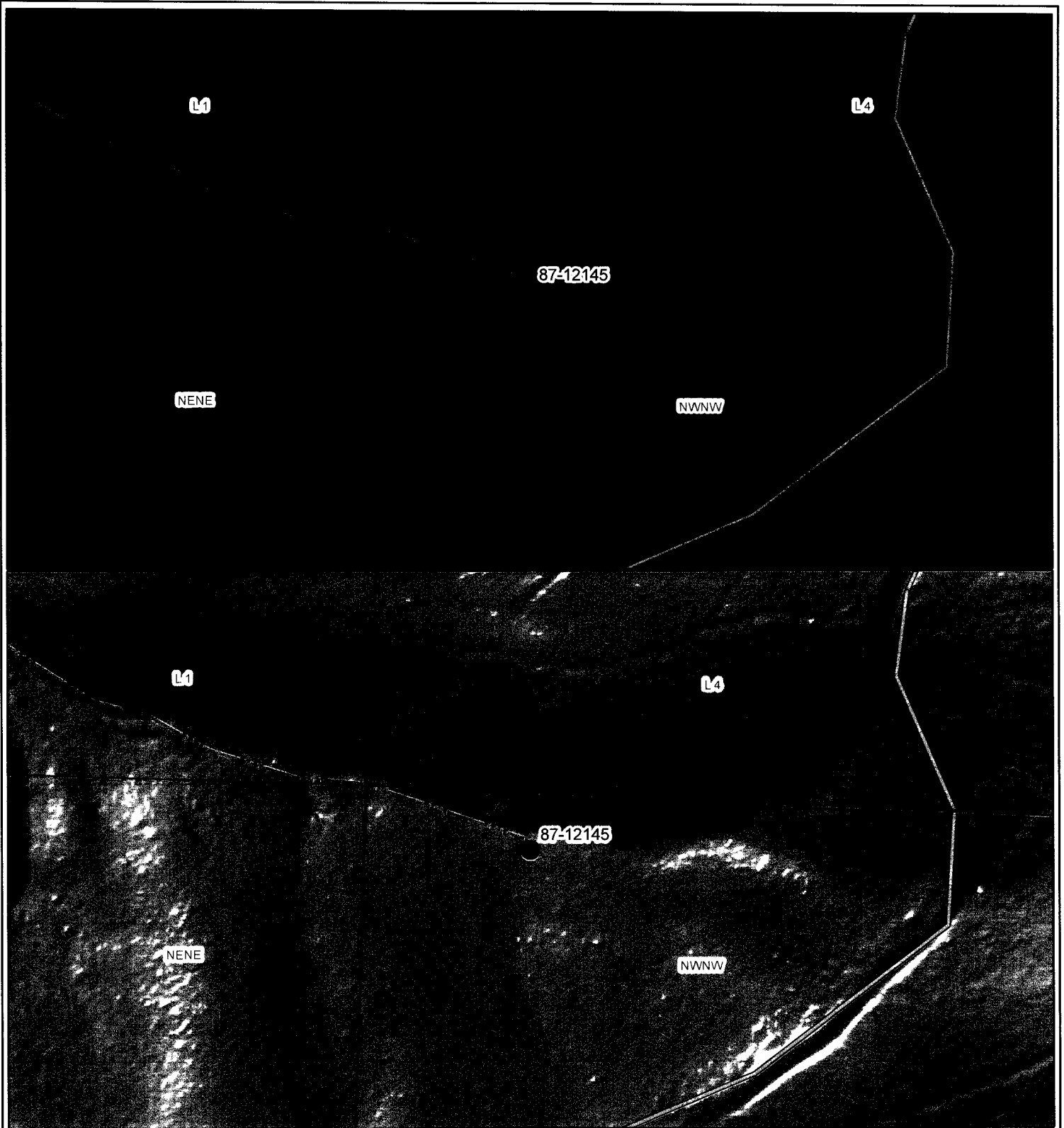
Map Notes

Projection: Idaho Transverse Mercator, NAD 83

Map Notes and Data Sources

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Legend

-  Adjudication Recommendation Pods
-  Class II - Intermittent
-  Roads
-  PLSS Section
-  PLSS Subsection



87-12145
T41N - R02W- Sec 22
Latah County



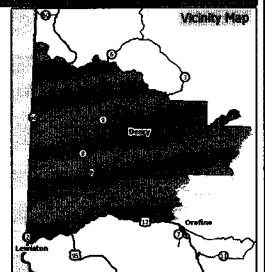
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Miles

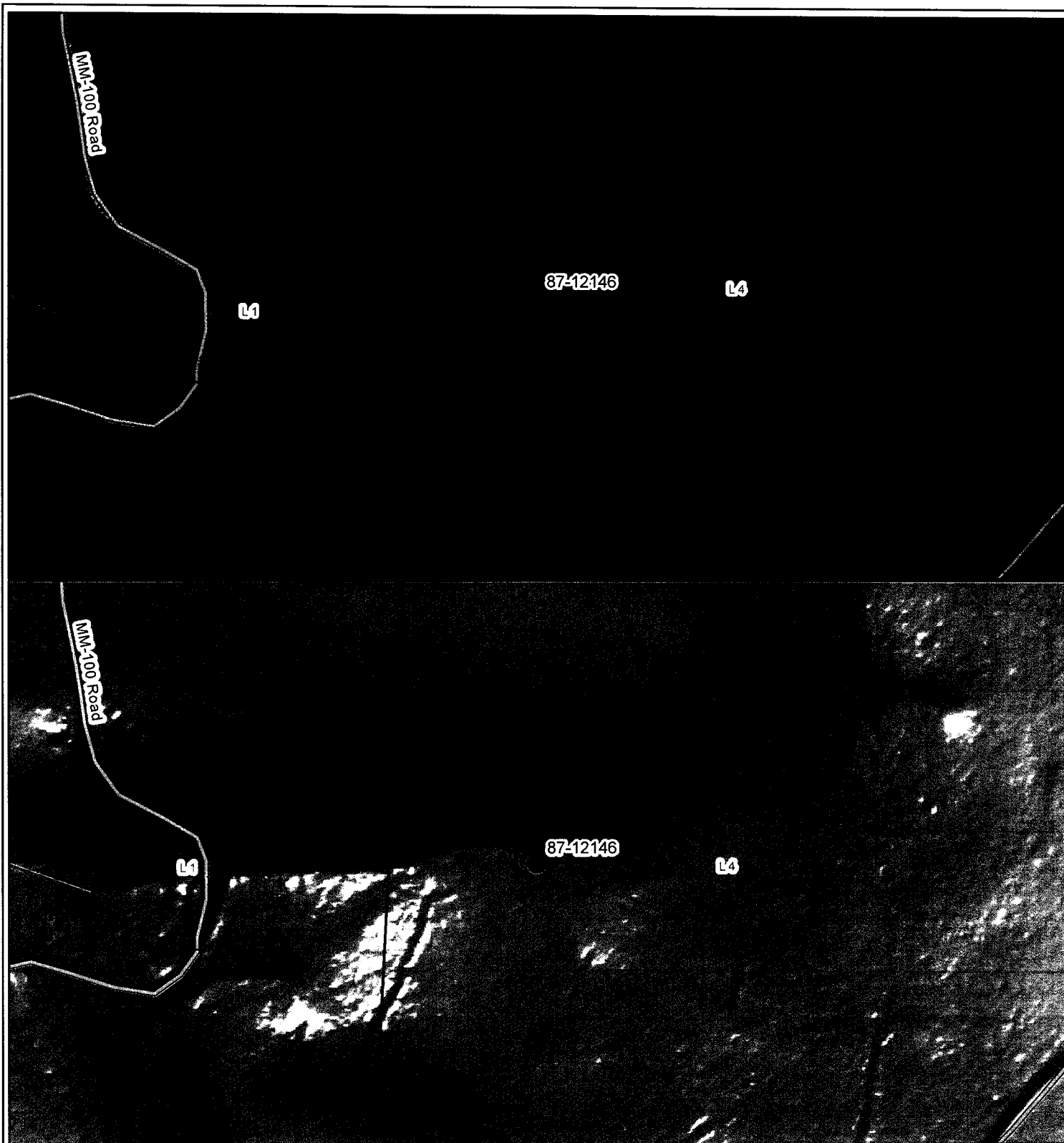
Map Notes

Projection: Idaho Transverse Mercator, NAD 83

Map Notes and Data Sources

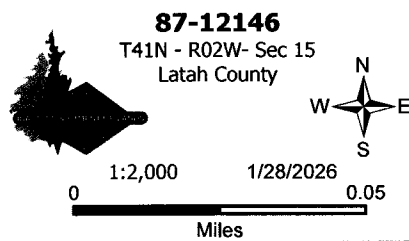
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Legend

-  Adjudication Recommendation Pods
-  Class II - Perennial
-  Roads
-  PLSS Section
-  PLSS Subsection

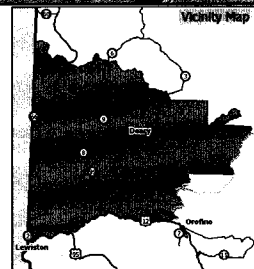


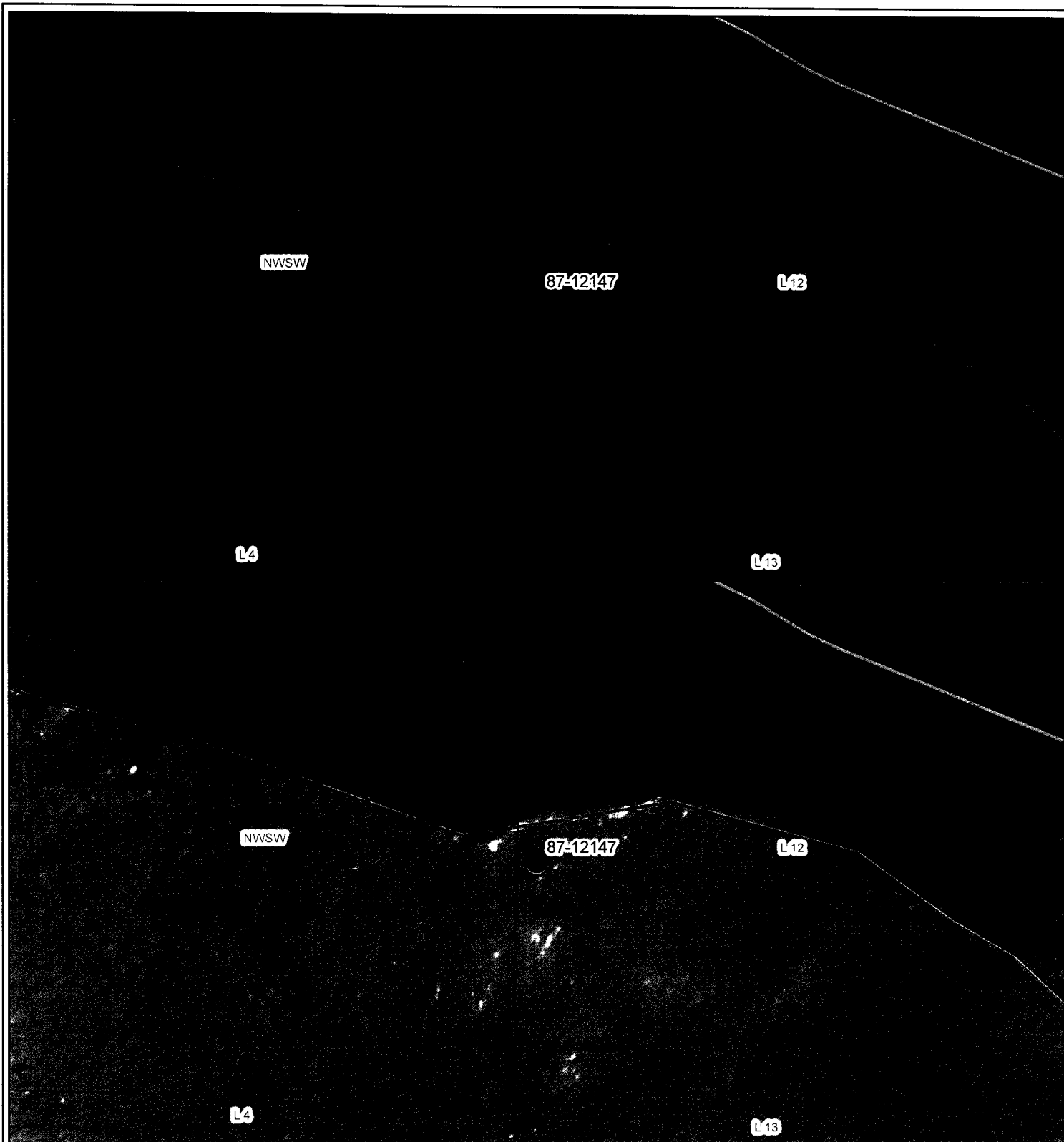
Map Notes

Projection: Idaho Transverse Mercator, NAD 83

Map Notes and Data Sources

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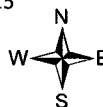


Legend

- Adjudication Recommendation Pods
- Class II - Perennial
- ~ Roads
- PLSS Section
- PLSS Subsection



87-12147
T41N - R02W- Sec 15
Latah County

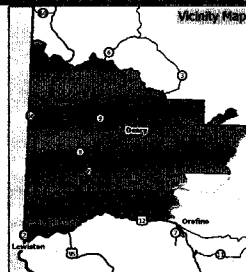


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Miles

Map Notes

Projection: Idaho Transverse Mercator, NAD 83
Map Notes and Data Sources

Disclaimer:
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**EXHIBIT 7 – State of Idaho's Response to United
States' First Combined Discovery Requests**

RAÚL R. LABRADOR
ATTORNEY GENERAL

JOY M. VEGA, ISB No. 7887
Deputy Attorney General
Chief, Energy and Natural Resources Division

DAVID S. PERKINS, ISB No. 4381
ROWDY KELLER, ISB No. 12494
Deputy Attorneys General
Energy and Natural Resources Division
700 W. State St, 2nd Floor
Boise, ID 83720-0010
Telephone: (208) 334-2400
Facsimile: (208) 854-8072
Email: joy.vega@ag.idaho.gov
david.perkins@ag.idaho.gov
rowdy.keller@ag.idaho.gov

Attorneys for State of Idaho

**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

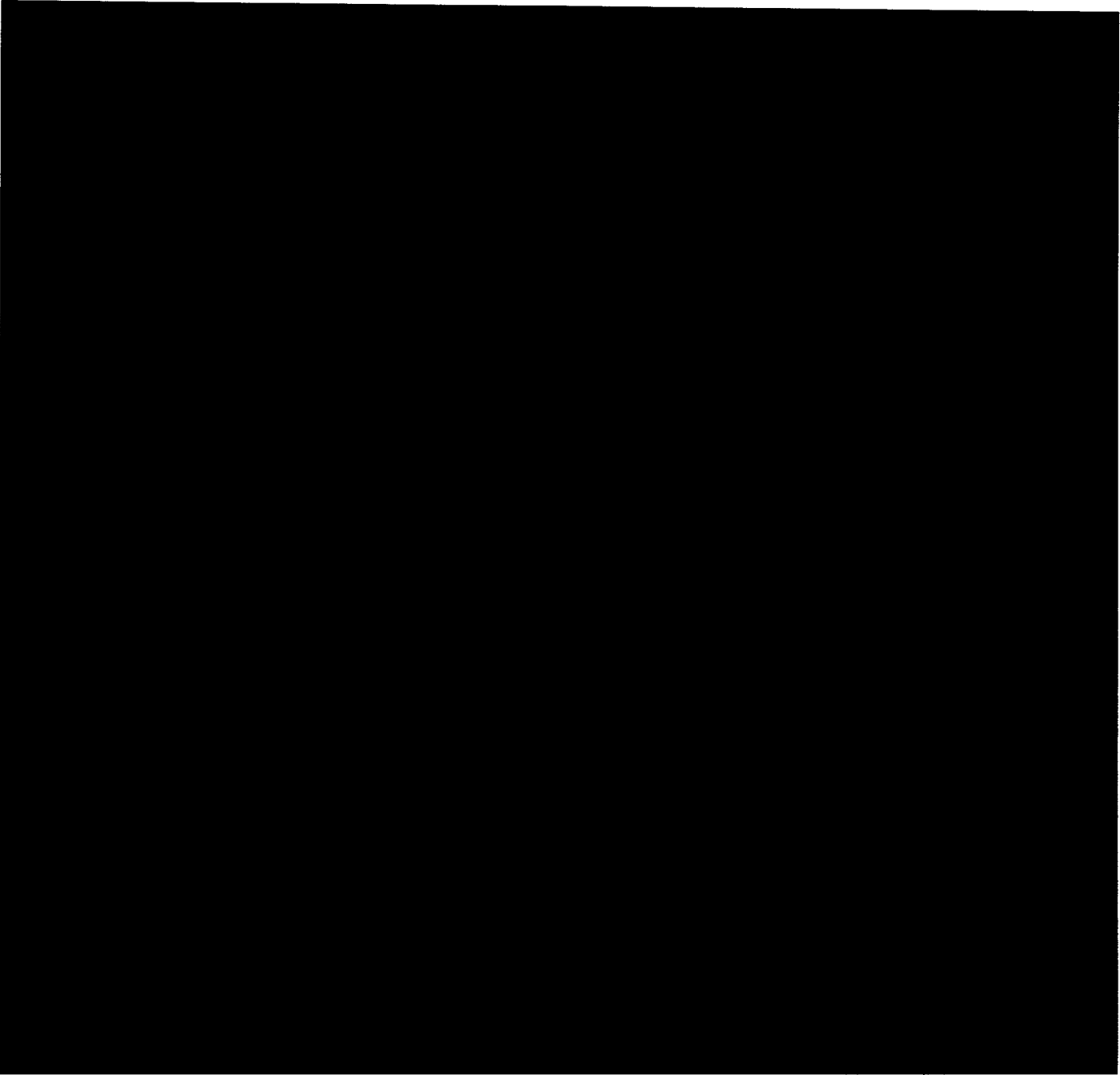
Case No. 59576

Subcase Nos. Attachment A

**STATE OF IDAHO'S RESPONSE TO
THE UNITED STATES' FIRST
COMBINED DISCOVERY REQUESTS
TO THE STATE OF IDAHO**

The State of Idaho (State), by and through the Office of the Attorney General, its counsel of record, and pursuant to Rules 26, 33 and 34 of the Idaho Rules of Civil Procedure, hereby serve the State's Answers and Responses to the United States' First Combined Discovery Requests to the State of Idaho ("Discovery Responses").

Pages 2-7 of this document removed by the United States for purposes of the UNITED STATES' MOTION TO EXCLUDE THE STATE OF IDAHO'S EXPERT WITNESSES AND MEMORANDUM IN SUPPORT.



INTERROGATORY NO. 2: Please identify each person whom you may call as an expert witness at the trial in this phase of the case (No. 59576), as defined by the Litigation Schedule Order, for the claims listed in Attachment A, including whether they are a “retained” or “non-retained” expert under I.R.C.P. 26, and provide a summary of each person’s anticipated testimony, the basis(es) for

each opinion that the witness is expected to express, all underlying facts, data, or documents upon which the expert will base their opinions or testimony, and the credentials or background that qualify the individual to testify as an expert witness.

ANSWER INTERROGATORY NO. 2: The State objects to Interrogatory No. 2 on the grounds it is vague and ambiguous as there is no document entitled “Litigation Schedule Order” in Case No. 59576 or the subcases listed on Attachment A to the requests. Moreover, the Order on Motion to Enter Litigation Scheduling for Federal Claims in Case No. 59576 and the subcases, dated December 12, 2024, do not contain a definition of “expert witness”. Subject to and without waiving these objections, the State answers Interrogatory No. 2 by stating that it presently intends to call the following expert witnesses.

1. Scott A. Miltenberger, Ph.D., Principal Historian, JRP Historical LLC. Please see the State of Idaho’s I.R.C.P. 26(b)(4) Expert Witness Disclosure, dated September 17, 2025, including the attached Declaration of Scott Miltenberger, dated September 15, 2025.
2. Joe DuPont, Clearwater Region Fisheries Manager for the Idaho Department of Fish and Game (“IDFG”). Please see the State of Idaho’s I.R.C.P. 26(b)(4) Expert Witness Disclosure dated September 17, 2025, including the attached Declaration of Joe DuPont, dated September 5, 2025.
3. Renee Bettis, Land Records Supervisor, Idaho Department of Lands (“IDL”). Please see the State of Idaho’s I.R.C.P. 26(b)(4) Expert Witness Disclosure dated February 5, 2026 and the State of Idaho’s First Supplemental Expert Witness Disclosure dated March 6, 2026.

4. Tom Kearns, Lands Bureau Chief, Technical Services, IDL. Please see the State of Idaho's I.R.C.P. 26(b)(4) Expert Witness Disclosure dated February 5, 2026 and the State of Idaho's First Supplemental Expert Witness Disclosure dated March 6, 2026.
5. Chris Tretter, Lands Area Manager, Ponderosa Supervisory Area, IDL. Please see the State of Idaho's I.R.C.P. 26(b)(4) Expert Witness Disclosure dated February 5, 2026.

Discovery is ongoing and the State will supplement its Answer to Interrogatory 2 as required by Rule 26(e) and the Third Order on Stipulation to Stay, dated March 31, 2026.

Pages 11-21 of this document removed by the United States for purposes of the UNITED STATES' MOTION TO EXCLUDE THE STATE OF IDAHO'S EXPERT WITNESSES AND MEMORANDUM IN SUPPORT.

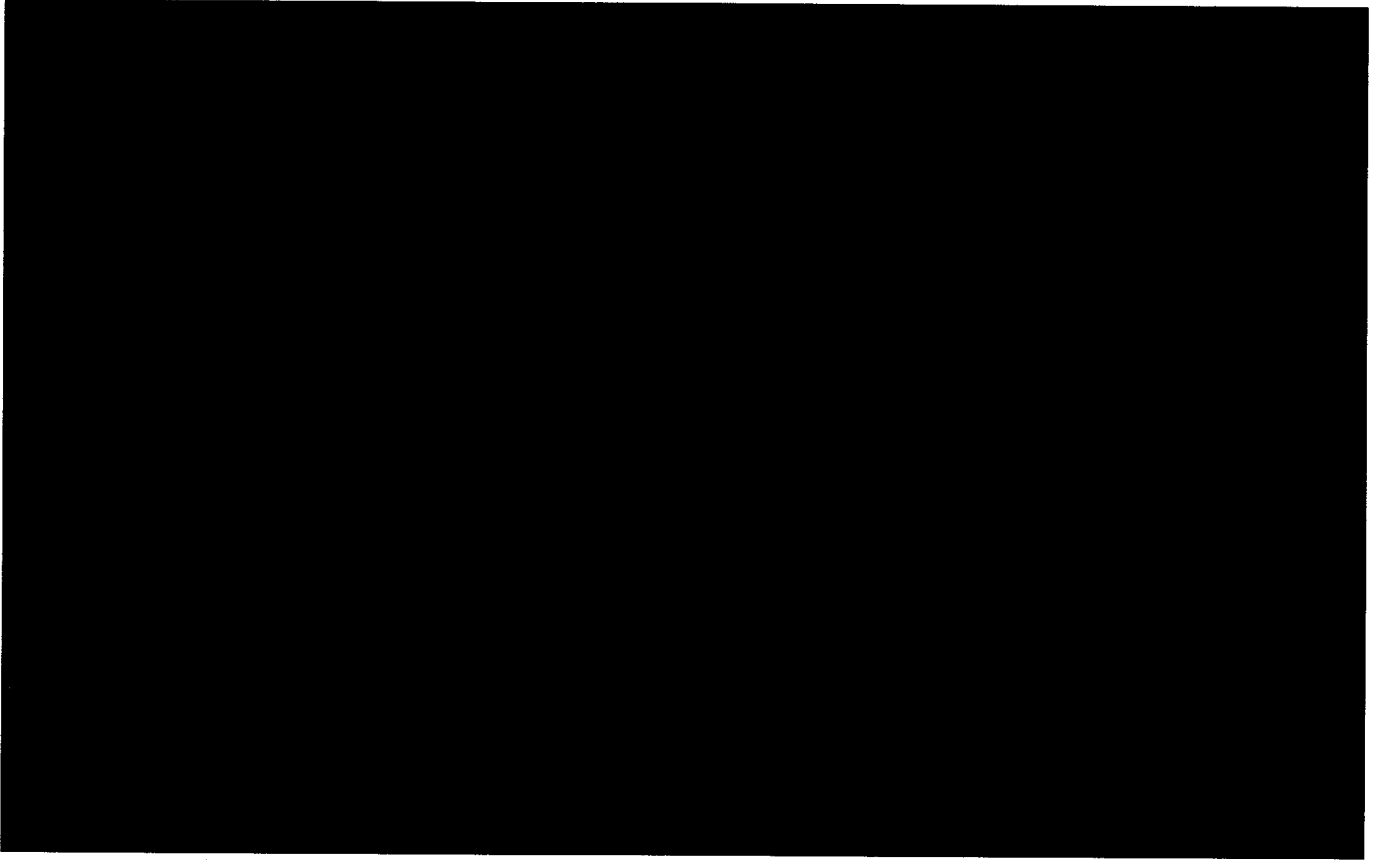


INTERROGATORY NO. 17: Please confirm that the State's disclosure produced on February 5, 2026, contains the entirety of Ms. Bettis' opinions that she will express in this litigation and, if that disclosure did not contain her complete statement of all opinions, please provide that complete statement of all her opinions and the basis and reasons for those opinions.

ANSWER INTERROGATORY NO. 17: The State objects to Interrogatory 17 to the extent it seeks information protected by the attorney-client privilege and the work-product doctrine. The State also objects to this Interrogatory as premature because the State continues to develop facts to support its objections and may develop additional facts consistent with the Third Order on Stipulation to Stay, dated March 31, 2026. Without waiving any object, the disclosure of Ms. Bettis contains her opinions at the time the State produced the State of Idaho's I.R.C.P. 26(b)(4) Expert Witness Disclosure dated February 5, 2026^I and the State of Idaho's First Supplemental Witness Disclosure dated March 6, 2026. It is not anticipated at this time that she will be called upon to provide additional opinions. However, Ms. Bettis may form additional opinions as additional discovery is completed. Discovery is ongoing and the State will supplement its Answer to Interrogatory 17 as required by Rule 26(e).

INTERROGATORY NO. 18: Please describe the process, data, and analysis used by Mr. Kearns to conclude that the springs associated with claim numbers 87-12126, 87-12145, and 87-12146 are connected to or adjacent to streams, rivers, or other waterways, as stated in the State's expert disclosure produced on February 5, 2026.

ANSWER INTERROGATORY NO. 18: The State objects to Interrogatory 18 to the extent it seeks information protected by the attorney-client privilege and the work-product doctrine. The State also objects to this Interrogatory as premature because the State continues to develop facts to support its objections and may develop additional facts consistent with the Third Order on Stipulation to Stay, dated March 31, 2026. Without waiving any objection, the State answers Interrogatory 18 by stating that the information Mr. Kearns relied upon and his opinions are contained in the State of Idaho's I.R.C.P. 26(b)(4) Expert Witness Disclosure dated February 5, 2026^I and the State of Idaho's First Supplemental Expert Witness Disclosure dated March 6, 2026. The State is in the process of researching additional information responsive to Interrogatory 18. Discovery is ongoing and the State will supplement its Answer to Interrogatory 18 as required by Rule 26(e) and the Third Order on Stipulation to Stay dated March 31, 2026.



Pages 24-28 of this document removed by the United States for purposes of the UNITED STATES' MOTION TO EXCLUDE THE STATE OF IDAHO'S EXPERT WITNESSES AND MEMORANDUM IN SUPPORT.



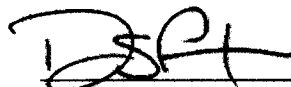
REQUEST FOR PRODUCTION NO. 15: Please produce all data or information considered by Ms. Bettis in forming her opinions stated in the State's disclosure produced in this litigation on February 5, 2026.

PRODUCTION FOR NO. 15: The State objects to this Request for Production on the grounds that it requests information beyond the scope of Idaho Rule of Civil Procedure 26, is vague, overly broad, unduly burdensome, and seeks information which is not reasonably calculated to lead to the

discovery of admissible evidence. Without waiving any objection, please see the State of Idaho's I.R.C.P. 26(b)(4) Expert Witness Disclosure dated February 5, 2026, page 4, and documents attached to the State of Idaho's First Supplemental Expert Witness Disclosure dated March 6, 2026. Discovery is ongoing and the State will supplement its Answer to Interrogatory 4 as required by Rule 26(e) and the Third Order on Stipulation to Stay, dated March 31, 2026.

REQUEST FOR PRODUCTION NO. 16: Please produce all data or information considered by Mr. Kearns in forming his opinions stated in the State's disclosure produced in this litigation on February 5, 2026.

PRODUCTION FOR NO. 16: The State objects to this Request for Production on the grounds that it requests information beyond the scope of Idaho Rule of Civil Procedure 26, is vague, overly broad, unduly burdensome, and seeks information which is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving any objection, please see the State of Idaho's I.R.C.P. 26(b)(4) Expert Witness Disclosure dated February 5, 2026, page 6, and documents attached to the State of Idaho's First Supplemental Expert Witness Disclosure dated March 6, 2026. Discovery is ongoing and the State will supplement its Answer to Interrogatory 4 as required by Rule 26(e) and the Third Order on Stipulation to Stay, dated March 31, 2026.



DAVID S. PERKINS
DEPUTY ATTORNEY GENERAL
ENERGY AND NATURAL RESOURCES

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 23rd day of April 2026, I caused to be served a true and correct copy of the foregoing document by the methods indicated:

NORMAN M SEMANKO
PARSONS BEHLE & LATIMER
800 W MAIN STREET STE 1300
BOISE, ID 83702

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

U S DEPARTMENT OF JUSTICE
ENVIRO & NAT'L RESOURCES DIV
PO Box 7611, Ben Franklin Station
WASHINGTON D.C. 20044-7611

CHARLIE S BASER
MICHAEL P LAWRENCE
GIVENS PURSLEY LLP
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720

THOMAS MURPHY
NATIVE AMERICAN RIGHTS FUND
250 ARAPAHOE AVE
BOULDER, CO 80302

MICHAEL A LOPEZ
NEZ PERCE TRIBE LEGAL COUNSEL
100 AGENCY RD
PO BOX 305 LAPWAI, ID 83540

☐ By U.S. Postal Service
☒ By email to:
NSemanko@parsonsbehle.com

☒ By U.S. Postal Service
☒ By email to: file@idwr.idaho.gov

☐ By U.S. Postal Service
☒ By email to:
Emmi.Blades@usdoj.gov,
Hillary.Hoffman@usdoj.gov

☐ By U.S. Postal Service
☒ By email to:
mpl@givenspursley.com

☐ By U.S. Postal Service
☒ By email to: murphy@narf.org

☐ By U.S. Postal Service
☒ By email to: mlopez@nezperce.org

SUSAN R. WILSON

208 S. MAIN ST. STE 2

MOSCOW, ID 83843

JOHN K. SIMPSON

101 S. CAPITOL BLVD, STE 1200

BOISE, ID 83701

TRAVIS L. THOMPSON

ABIGAIL R. BITZENBURG

PARSONS BEHLE AND LATIMER

P.O. BOX 63

TWIN FALLS, ID 83303-0063

JAMES BROWITT BROWITT LAW

1317 PROSPECT AVE

LEWISTON, ID 83501

CANDICE M. MCHUGH

CHRIS BROMLEY

P.O. BOX 107

BOISE, ID 83701

☐ By U.S. Postal Service

☒ By email to: sw2@moscow.com

☐ By U.S. Postal Service

☒ By email to:
jsimpson@martenlaw.com

☐ By U.S. Postal Service

☒ By email to: tthompson@parsonsbehle.com
abitzenburg@parsonsbehle.com
jnielsen@parsonsbehle.com

☐ By U.S. Postal Service

☒ By email to: jbrowitt@browittlaw.com

☐ By U.S. Postal Service

☒ By email to:
cmchugh@mchughbromley.com
cbromley@mchughbromley.com



DEPUTY ATTORNEY GENERAL

ATTACHMENT A

ALLOTMENT SUBCASES

87-12157
87-12158

INSTREAM FLOW SUBCASES

Group F2

87-11982	87-11988	87-11994	87-12000
87-11983	87-11989	87-11995	87-12001
87-11984	87-11990	87-11996	87-12002
87-11985	87-11991	87-11997	87-12003
87-11986	87-11992	87-11998	87-12004
87-11987	87-11993	87-11999	

SPRINGS AND FOUNTAINS SUBCASES

87-12338

Group F3

87-12007	87-12028	87-12052	87-12078
87-12008	87-12029	87-12054	87-12079
87-12009	87-12030	87-12055	87-12080
87-12010	87-12031	87-12056	87-12081
87-12011	87-12032	87-12057	87-12082
87-12012	87-12033	87-12059	87-12083
87-12013	87-12036	87-12060	87-12084
87-12014	87-12037	87-12062	87-12085
87-12015	87-12038	87-12063	87-12086
87-12016	87-12039	87-12064	87-12088
87-12017	87-12040	87-12066	87-12089
87-12018	87-12041	87-12067	87-12090
87-12019	87-12042	87-12068	87-12092
87-12020	87-12043	87-12069	87-12106
87-12021	87-12044	87-12071	87-12107
87-12022	87-12045	87-12072	87-12108
87-12023	87-12046	87-12073	87-12111

87-12024	87-12047	87-12074	87-12342
87-12025	87-12048	87-12075	87-12366
87-12026	87-12049	87-12076	
87-12027	87-12051	87-12077	

Group F4

87-12050	87-12117	87-12138	87-12162*
87-12091	87-12118	87-12139	87-12163*
87-12093	87-12119	87-12140	87-12165*
87-12095	87-12120	87-12141	87-12166*
87-12096	87-12121	87-12142	87-12167*
87-12097	87-12122	87-12143	87-12168*
87-12098	87-12123	87-12144	87-12169*
87-12099	87-12124	87-12145	87-12170*
87-12100	87-12125	87-12146	87-12171*
87-12101	87-12126	87-12147	87-12172*
87-12102	87-12127	87-12148	87-12173*
87-12103	87-12128	87-12149	87-12174*
87-12104	87-12129	87-12150	87-12176*
87-12105	87-12130	87-12151	87-12337
87-12109	87-12131	87-12152	87-12339
87-12110	87-12132	87-12153	87-12340
87-12112	87-12133	87-12154	87-12343
87-12113	87-12134	87-12155	87-12344
87-12114	87-12135	87-12156	87-12346
87-12115	87-12136	87-12159*	87-12364
87-12116	87-12137	87-12161*	87-12365