

DISTRICT COURT - PRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUL 10 2026	
By _____	Clerk Deputy Clerk

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

In Re PRBA	)	ORDER GRANTING MOTION
	)	TO FILE LATE OBJECTION
Case No. 59576	)	
_____	)	SUBCASE NO.: 87-12015 and 87-12088

I. PROCEDURAL BACKGROUND

A Motion to File Late Objection was filed by the State of Idaho on May 29, 2026. There was no opposition to the *Motion*.

II. STANDARD OF REVIEW

The PRBA Administrative Orders establish that *Motions to File a Late Objection* are to be reviewed under the criteria of I.R.C.P. 55(c). **PRBA Administrative Order 1 (AO1) § 4 (d)(5)(a)**.

III. DISCUSSION

The proposed late *Objections* seek to file *Objections* to these federal-based claims which are both springs and fountains claims asserted under the Treaty of 1863 between the U.S. and the Nez Perce Tribe. These claims were filed in 2019. The State filed timely *Objections* asserting that the claims should not exist. In February 2026, the U.S. filed to amend their claims to more accurately identify the Places of Use and Points of Diversion. The State inadvertently missed the deadline for filing *Objections* to the *Amended Claims*. The proposed *Objections* are similar to the original *Objections*, asserting that the claims should not exist. No parties to the subcase opposed the *Motion to File Late Objection*.

IV. FINDINGS

The proposed late objections satisfy the standards in **AO1 §4(d)(5)(a)**. The State's inadvertent missing of the deadline for *Objections* was not willful. Allowing the late *Objections* will not prejudice the parties since essentially the same objections were timely filed and have been litigated by the parties for several years. Finally, the late *Objections* assert a "meritorious defense."

Therefore, the *Motions to File Late Objection* are **granted**. The *Objections* will be filed as of July 8, 2026.

Please be advised that Special Master Brigitte Bilyeu has set the following deadline in the above subcases:

Deadline to File Response 5:00 pm (MT) July 29, 2026

Dated: July 10, 2026.



BRIGETTE BILYEU
Special Master
Palouse River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE OBJECTION was mailed on July 10, 2026, with sufficient first-class postage to the following:

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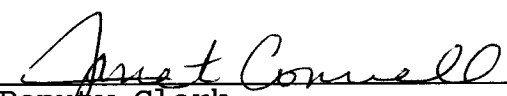
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