DNRC REPORT TO EQC HB22 ADJUDICATION PROGRESS

August 28, 2009

Claims Examination Progress

- First benchmark <u>8,000</u> claims by <u>12-31-2006</u>
- Second benchmark <u>19,000</u> claims by <u>12-31-2008</u>
- Third benchmark 31,000 claims by 12-31-2010
- Claims examined July 2005 thru July, **31 2009 36,702**
- Claims examined by Purpose

		36702	
0	Other	<u>2928</u>	8%
0	Domestic	4146	11%
0	Stock	21466	58%
0	Irrigation	8162	22%

Claims remaining to be examined

20,298

Summary Reports to Water Court

unnary Reports to water Court	
Union Creek (part of 76F)	May 19, 2005
Teton River (41O)	August 15, 2005
Big Hole River (41D)	October 31, 2006
Tongue River, below Hanging Woman Creek (42C)	August 7, 2007
Blackfoot River (76F)	August 14, 2007
Missouri River, from Holter Dam to Sun River (41QJ)	August 15, 2007
Tongue River, above Hanging Woman Creek (42B)	December 5, 2007
Pryor Creek (43E)	August 18, 2008
Smith River (41J)	September 1, 2008
Beaver Creek (40M)	September 1, 2008
Flatwillow Creek (40B)	September 11, 2008
Milk River (40J)	December 5, 2008
Little Big Horn River (43O)	Feb 6, 2009
Big Muddy Creek (40R)	April 6, 2009
Missouri R to Marias (41Q)	June 16, 2009
Beaverhead River (41B)	August 14, 2009

Decrees Issued by Water Court

Teton Basin Decree	December 29, 2005	2,500 claims
Union Creek Decree	March 10, 2006	42 claims
Big Hole River Decree	April 6, 2007	3,892 claims
Missouri River 41QJ	Feb 6, 2008	2,584 claims
Tongue River 42C	Feb 28, 2008	4710 claims
Tongue River 42B	Feb 28, 2008	1345 claims
Forest Service Compact	May 19, 2008	262 rights
BLM – Montana Compact	March 6 2009	2 rights
Beaver Creek, trib of Milk	March 20, 2009	2942 claims
Divor		

River

Above decrees scanned and available at: http://dnrc.mt.gov/wrd/water_rts/adjudication

	BASINS BY COMPLETION DATE - DNRC WORK PLAN 2009			
BASIN			EST C	OMPLETE
COUNT	BASIN NAME	WORK STATUS	DATE	
		Examination in		
1	Missouri R from Marias to Bullwacker (41T)	progress	10	2009
		Examination in		
2	Arrow Creek (41R)	progress	12	2009
		Summary prep		
3	Big Horn R below Greybull R (43P)	pending	12	2009
		Examination in		
4	Flathead R below Flathead Lake (76L)	progress	12	2009
		Examination in		
5	Rosebud Creek (42A)	progress	6	2010
6	Shoshone River (43N)	To be Examined	9	2010
		Summary prep		
7	Milk River above Fresno (40F)	pending	3	2011
		Examination in		
8	Flathead River (76LJ)	progress	9	2011
		Summary prep		
9	Cut Bank River (41L)	pending	6	2012
		Summary prep		
10	St. Mary River (40T)	pending	7	2012
11	Yellowstone R below Powder R (42M)	To be Examined	8	2012
		Examination in		
12	Red Rock River (41A)	progress	2	2013
		Summary prep		
13	Peoples Creek (40I)	pending	6	2013
		Summary prep		
14	Two Medicine River (41M)	pending	8	2013
		Examination in		
15	Marias River (41P)	progress	10	2013
16	Missouri R between Bullwacker & Musselshell (40EJ)	To be Examined	3	2015
		Examination in		
17	Bitterroot R, E side (76HA)	progress	6	2015

District Court Enforcement Actions

- Completed water court assistance on 23 streams 2005 season
- Completed water court assistance on 23 streams 2006 season
- Completed water court assistance on 26 streams 2007 season
- Completed water court assistance on 37 streams 2009 season
- Automated indexes are now in use

Post Decree Assistance

- expended 67 hours for certified case assistance
- expended 1176 hours on 111 cases per 85-2-248
- expended 375 hours on case assistance
- expended 167 hours in general post decree assistance

Total hours 1767

Expenses

YTD FY09:	Operating Costs Personnel services	\$ 331,822.00 \$ 1,915,414.00
	Total	\$ 1,247,236.00
	Budget	\$ 2,555,369.00
YTD FY10:	Operating Costs	\$ 42,000.00
	Personnel services	\$ 166,272.00
	Total	\$ 209,009.00
	Budget	\$ 2,389,985.00

Billing System

- 108,000 bills mailed Dec. 27, 2005
- Estimated revenue generated \$6.2 million
- Revenue received \$5.202 million

Appeals

- 5,039 Appeals received
- 4222 appeals have been resolved to date (1104 denied, 3118 resolved with fee correction)
- 817 appeals remain

HB 39 Automate Ownership Updates effective July 1, 2008

- o Contract is finalized and Tyler Inc is developing the program for DOR to pass thru new property owner names to DNRC for updating water right records.
- o Geocodes were loaded into DNRC database in June 2008.
- Changes to the ownership update program on DOR's Orion system were delivered to DOR July 13, 2009. Due to the deadline for mailing notice of property reappraisals and processing the tax assessment notices, DOR anticipates a state-wide ownership update export to DNRC will be after mid-September.

