

**DNRC REPORT TO EQC**  
**HB22 ADJUDICATION PROGRESS**  
 JULY 18, 2006

**Claims Examination Progress**

- First benchmark 8,000 claims by 12-31-2006
- Claims examined July thru **June FY06** **7,119**
- Claims remaining to be examined **48,436**
- Claims examined by Purpose
  - o Irrigation **1,237**    **17%**
  - o Stock **4,295**    **60%**
  - o Domestic **1,060**    **15%**
  - o Other **527**    **7%**
  - 7,119**
- o Percentages similar to breakdown of remaining claims

**Summary Reports**

- Union Creek Summary Report sent to the Water Court May 19, 2005
- Teton Summary Report was sent to the Water Court August 15, 2005

**Decrees**

- Teton Basin Decree - Water Court issued on December 29, 2005
  - o 2,500 claim files (over 76,000 documents)
  - o Scanned and viewable on the NRIS website
- Union Creek Decree - Water Court Issued on March 10, 2006
  - o 42 claim files in Certified Case
  - o Scanned and viewable on NRIS website

**Basin Status**

<u>Active Basins</u>	<u>Estimated Completion</u>
-Big Hole River	Summary report preparation Summer 2006
-Missouri R to Sun R	Examination in progress Dec 2006
-Smith River	Examination in progress Apr 2007
-Two Medicine	Examination in progress June 2007
-Blackfoot River	Examination in progress June 2007
-Big Muddy Creek	Examination in progress July 2009
-Red Rock River	Examination in progress Jan 2010
-Beaverhead River	Examination in progress Jan 2010
-Flatwillow Creek	Examination in progress July 2010
-Lower Tongue R	Examination in progress Jan 2011
-Bitterroot R, E side	Examination in progress Jan 2011
-Marias River	Examination in progress June 2015

**District Court Enforcement Actions**

- Completed water court assistance on 20 streams 2005 season
- Automated indexes will be used for 2007 on 20+ streams
- The water court requested 5 additional sources for 2006 season;  
 DNRC worked on 3 of the 5 (Pipestone, Little Pipestone, and Drv Creek)

**Personnel**

- **June 2006: Recruited and filled 7 Specialist vacancies.**
- 19 positions have turned over since July 2005
- Eight internal transfers within DNRC

**Expenses thru JUNE 2006**

- Operating costs (training, rent, equipment, etc.)	\$ 639,320
- Personnel services (wages, benefits)	<u>\$1,382,274</u>
<b>Total</b>	<b>\$2,021,595</b>
Budget	\$2,037,740

**Billing System**

- 108,000 bills mailed Dec. 27, 2005 with Jan.31, 2006 payment deadline
- 18,552 2<sup>nd</sup> Bills mailed March 1, 2006 with payment deadline March 17, 2006
- Estimated revenue generated \$6.2 million
- **Revenue received \$5.056 million representing 88,639 invoices paid (in full /or part**
- **Amounts generated per billing category – see attached table**

**Appeals**

- 4,728 Appeals received to date
- 3,071 appeals based on ownership; 1,916 appeals based on fee calculation
- **87 appeals have been resolved to date (14 denied, 73 resolved with fee correction)**
- **Classification of appeals to allow uniform decision by group**

**Ownership Records / Forms Received**

- **78,383** Addresses corrected and/or added, though ownership updates (Form 608) since July, 2005
- **15,210** work hrs. dedicated to owner/address cleanup since July 2005
- Forms received since July, 2005 are dramatically higher than pervious years:

Fiscal Year	608 Counts	602 Counts
2006	<b>13866</b>	<b>5814</b>
2005	5414	3453
2004	4780	3053
2003	4616	2869

## Database Progress

- The system has been fully tested and is operational
- Contracts to bring database to functionality to date \$304,255

	TASK	Complete	In Progress
<b>PHASE 1</b>			
	<b>Produce accurate, complete and timely decrees</b>		
	Complete data conversion for adjudication	Y	
	Correct conversion error	Y	
	Relocate data to support adjudication functions	Y	
	Develop an error report for adjudication	Y	
	Develop 'Standard' program	Y	
	Develop Summary Report	Y	
	Develop Decree report	Y	
	Develop the associated indexes for the Summary and Decree reports	Y	
	<b>Produce the utilities, forms and reports to support enforcement actions</b>		
	Create and populate the 'Enforceable priority date' field	Y	
	Add X Y coordinates field to the Point of diversion records	Y	
	Add a commissioner number to the point of diversion	Y	
	Add an enforcement number to the point of diversion	Y	
	Create an enforcement form to track enforcement actions	Y	
	Develop water tabulation indexes		Y
<b>PHASE 2</b>			
	<b>Enhance security and data integrity</b>		
	Lock decreed basins so only the water court can change data	Y	
	Validate TRS to basin	Y	
	Prohibit invalid relationships in the water right screen		Y
	Develop a screen for post decree corrections by the water court	Y	
	Update the users manual		Y
	Automate the ownership update screen	Y	
	Enhance error messaging		Y
	<b>Improve public access</b>		
	Provide better data to NRIS		Y
	Provide more complete data to NRIS		Y
	Develop a standard water right abstract	Y	
	Develop GIS link		
	Develop stand-alone GIS and database capabilities for DNRC		Y
<b>PHASE 3</b>			
	<b>Improve system efficiency</b>		
	Improve water right abstract access by managers, water court and dept staff		
	<b>Develop IT Unit and system plans</b>	Y	
	Develop report tools (indexes) for use by dept staff		Y
	Automate Compact reports		Y
	Create public notice process for Change Authorizations	Y	

	Provide an electronic docketing system for the water court		
	Provide interface between database and document imaging (ISD's servers)	Y	
	Modify the 'Source' table in the database for proper sorting	Y	
	Complete the 52 items identified in 2001 for database efficiency		Y
<b>Develop HB22 billing system</b>			
	Add a new field to note 'Irrigation districts for billing purposes'	Y	
	Add a new field to record the number of users	Y	
	Develop the billing program	Y	
	Develop the billing report and data transfer to Dept of Revenue	Y	
	Develop the billing screen to track fees paid, appeals, etc.	Y	

Billing Category Statistics

PURPOSE	Billing Description	Billing Category	# of Water Rights	# of Invoices	# of Invoices Paid	# of Invoices Appealed	Total fee Due (dollars)	# of Busn	# of Indv	# of State or Local Agency
Commercial	0 AC FT - 100 AC FT	CM 1	1 right	2831	2186	156	\$ 56,600.00	1211	1605	15
			2 to 20 rights	402	315	38	\$ 21,340.00	222	170	10
			> 20 rights	3		3	\$ 1,200.00	1	2	0
	> 100 AC FT - 5000 AC FT	CM 2	1 right	148	62	57	\$ 147,020.00	71	76	1
			2 to 20 rights	54	24	23	\$ 177,000.00	36	17	1
			> 20 rights	1		1	\$ 20,000.00	1	0	0
	> 5000 AC FT	CM 3	1 right	11	1	5	\$ 22,000.00	4	7	0
			2 to 20 rights	5		4	\$ 26,000.00	4	1	0
			> 20 rights	0			\$ -	0	0	0
Industrial	0 to 100 Ac FT	IND 1	1 right	298	232	16	\$ 5,960.00	171	122	5
			2 to 20 rights	120	96	15	\$ 8,940.00	112	5	3
			> 20 rights	2	1	1	\$ 800.00	2	0	0
	1000 to 4000 Ac FT	IND 2	1 right	20	7	7	\$ 20,000.00	12	8	0
			2 to 20 rights	8	6	1	\$ 44,000.00	8	0	0
			> 20 rights	0			\$ -	0	0	0
	> 4000 Ac FT	IND 3	1 right	15	11	2	\$ 30,000.00	12	3	0
			2 to 20 rights	3	2	1	\$ 20,000.00	2	1	0
			> 20 rights	0			\$ -	0	0	0
Mining	0 to 1000 Ac FT	MN 1	1 right	454	276	54	\$ 9,080.00	104	349	1
			2 to 20 rights	180	98	25	\$ 11,640.00	67	111	2
			> 20 rights	2	1	1	\$ 800.00	0	2	0
	1000 to 4000 Ac FT	MN 2	1 right	78	28	30	\$ 78,000.00	29	48	1
			2 to 20 rights	35	8	14	\$ 125,000.00	18	17	0
			> 20 rights	0			\$ -	0	0	0
	> 4000 Ac FT	MN 3	1 right	22	7	13	\$ 44,000.00	8	14	0
			2 to 20 rights	18	3	8	\$ 132,000.00	7	11	0
			> 20 rights	0			\$ -	0	0	0

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<b>PURPOSE</b>	<b>Billing Description</b>	<b>Billing Category</b>	<b># of Water Rights</b>	<b># of Invoices</b>	<b># of Invoices Paid</b>	<b># of Invoices Appealed</b>	<b>Total fee Due (dollars)</b>	<b># of Busn</b>	<b># of Indv</b>	<b># of State or Local Agency</b>		
<b>Municipal</b>	0 to 1000 Ac FT	MUNC 1	1 right	184	155	7	\$ 3,680.00	139	40	5		
			2 to 20 rights	156	142	10	\$ 12,780.00	144	7	5		
			> 20 rights	3	3		\$ 1,200.00	3	0	0		
	1000 to 4000 Ac FT	MUNC 2	1 right	31	26	3	\$ 31,000.00	28	1	2		
			2 to 20 rights	24	21	3	\$ 78,000.00	24	0	0		
			> 20 rights	1	1		\$ 20,000.00	1	0	0		
	> 4000 Ac FT	MUNC 3	1 right	10	6	4	\$ 20,000.00	8	2	0		
			2 to 20 rights	7	4	3	\$ 70,000.00	5	2	0		
			> 20 rights	0			\$ -	0	0	0		
<b>Power Generation</b>	0 to 100,000 Ac FT	PG 1	1 right	162	133	11	\$ 3,240.00	45	117	0		
			2 to 20 rights	25	21	2	\$ 1,660.00	16	9	0		
			> 20 rights	0				0	0	0		
	100,000 to 999,999 Ac FT	PG 2	1 right	5	1	3	\$ 5,000.00	3	1	1		
			2 to 20 rights	3	1	2	\$ 13,000.00	3	0	0		
			> 20 rights	0				0	0	0		
	> 999,999 Ac FT	PG 3	1 right	2	2		\$ 4,000.00	1	1	0		
			2 to 20 rights	2		2	\$ 10,000.00	2	0	0		
			> 20 rights	1	1		\$ 40,000.00	1	0	0		
<b>Instream Flow</b>	0 to 50,000 Ac FT	INSTR 1	1 right	187	147	17	\$ 3,740.00	42	145	0		
			2 to 20 rights	75	60	9	\$ 5,600.00	31	42	2		
			> 20 rights	5	3	2	\$ 8,980.00	1	1	3		
	> 50,000 to 1,000,000 Ac FT	INSTR 2	1 right	3	2	1	\$ 3,000.00	3	0	0		
			2 to 20 rights	1	1		\$ 14,000.00	0	0	1		
			> 20 rights	2	1	1	\$ 99,000.00	0	0	2		
	> 1,000,000 Ac FT	INSTR 3	1 right	1		1	\$ 2,000.00	1	0	0		
			2 to 20 rights	5	3	2	\$ 44,000.00	0	0	5		
			> 20 rights	0				0	0	0		
<b>Other</b>			1 right	74117	60106	2437	\$ 1,482,340.00	5271	68813	33		
			2 to 20 rights	29463	24751	1886	\$ 2,439,820.00	5212	24211	40		
			> 20 rights	1665	1454	161	\$ 666,000.00	863	795	7		
<b>Irrigation Districts</b>								<b># of Busn</b>	<b># of Indv</b>	<b># of State or Local Agency</b>	<b># of Resv</b>	<b># of Fed</b>
			1 to 20 users	124	106	20	\$ 21,240.00	119	0	4	0	1
			> 20 users	193	112	70	\$ 148,620.00	156	0	18	2	17