



Date: June 15, 2021
To: Water Policy Interim Committee
From: Water Adjudication Bureau
Subject: DNRC Adjudication Status Report

Claims Examination Benchmarks Progress

- ✓ First benchmark 10,000 claims by 6-30-2017 (**First Benchmark met**)
- ✓ Second benchmark 30,000 claims by 6-30-2019 (**Second Benchmark met**)
 - Reexamination, HB110 and SB355 Examination 65,000 claims by 6-30-2022
 - 58,083 Reexamination, 8,614 HB110 and 1,739 SB355 claims examined as of 6-15-2021
 - Reexamination and HB110 and SB355 Examination 85,000 claims by 6-30-2023
 - Reexamination and HB110 and SB355 Examination 95,000 claims by 6-30-2024
 - Reexamination and HB110 and SB355 Examination All Timely Filed Claims by 6-30-2025

Summary Reports Delivered to the Water Court

Delivery Date

Flint Creek (76GJ)	10/30/2015
Clarks Fork Yellowstone River (43D)	5/24/2016
Musselshell River, below Roundup (40C)	6/9/2016
Musselshell River, above Roundup (40A)	1/12/2017
Frenchman Creek (40L)	5/31/2017
Jefferson River (41G)	7/27/2017
Willow Creek (41N)	10/6/2017
Rock Creek (76E)	1/23/2018
Gallatin River (41H)	1/23/2018
Yellowstone River, above and including Bridger Creek	4/26/2018
Shields River (43A)	6/15/2018
Boxelder Creek (39E)	8/1/2018
Little Beaver Creek (39FJ)	8/15/2018
Flathead River South Fork (76J)	8/28/2018
Whitewater Creek (40K)	11/26/2018
Beaver Creek, tributary to Little Missouri River (39G)	11/30/2018
Little Missouri River, above Little Beaver Creek (39F)	12/5/2018
Sage Creek (40G)	2/8/2019
Big Sandy Creek (40H)	5/1/2020
Rock Creek, tributary of Milk River (40N)	5/12/2020
Big Dry Creek (40D)	7/27/2020
Missouri River, between Musselshell River and Fort Peck Dam (40E)	9/1/2020
Sun River (41K)	9/10/2020
Poplar River (40Q)	9/28/2020

Summary Reports Delivered to the Water Court

Delivery Date

Big Muddy Creek (40R)	10/21/2020
Kootenai River (76D)	2/4/2021
Sweet Grass Creek (43BV)	3/23/2021
Missouri River, From Sun to Marias Rivers (41Q)	5/17/2021

Decrees Issued by the Water Court

Date

Claims

Flint Creek (76GJ)	5/19/2016	1,129
Clarks Fork Yellowstone River (43D)	4/7/2017	2,888
Musselshell River, below Roundup (40C)	6/7/2017	3,951
Musselshell River, above Roundup (40A)	6/7/2017	6,108
Willow Creek (41N)	3/29/2018	1,457
Frenchman Creek (40L)	10/26/2017	424
Jefferson River (41G)	2/15/2018	2,647
Rock Creek, tributary to Clark Fork River (76E)	5/10/2018	733
Gallatin River (41H)	10/11/2018	6,270
Little Beaver Creek (39FJ)	11/1/2018	994
Flathead River, South Fork (76J)	11/29/2018	31
Beaver Creek, tributary to Little Missouri River (39G)	12/19/2018	722
Shields River (43A)	2/14/2019	3,301
Whitewater Creek (40K)	3/7/2019	3,969
Sage Creek (40G)	4/11/2019	971
Yellowstone River, above and including Bridger Creek (43B)	5/9/2019	5,117
Little Missouri River, above Little Beaver Creek (39F)	5/23/2019	3,015
Box Elder Creek (39E)	2/5/2020	2,669
Rock Creek, tributary of Milk River (40N)	6/17/2020	1,837
Big Sandy Creek (40H)	6/17/2020	34
Big Dry Creek (40D)	8/19/2020	3,262
Missouri River, Musselshell River to Fort Peck Dam (40E)	10/7/2020	3,450
Big Muddy Creek (40R)	12/30/2020	113
Poplar River (40Q)	1/14/2021	89
Sun River (41K)	1/28/2021	3,238
Kootenai River (76D)	5/6/2021	1,651
Sweet Grass Creek (43BV)	5/27/2021	157

Exempt Claim Filings under SB355 (filing period Oct 1, 2013 - May 7, 2017)

The DNRC received 2,531 statements of claims for household uses from groundwater, livestock drinking from groundwater, and livestock drinking directly from surface water streams and lakes. As of 6/15/2021 the DNRC has examined 1,739 SB355 claims.

Exempt Claim Fillings under HB110 (filing period May 7, 2017 – June 30, 2019)

The DNRC received 25,570 HB110 claims and completed initial data entry for these claims on 10/30/2020 so they appear in the Water Right Query System used by the public to research water right information. As of 6/15/2021 the DNRC has examined 8,614 HB110 claims.

HB110 Claim Examination in Progress by Basin

Examination Complete and Basin Summary Report in Review by DNRC and Water Court

Missouri River, From Sun to Marias Rivers (41Q) Delivered to Water Court 5/17/2021

HB110 Claim Examination and Claimant Contact in Progress

- Missouri River, Above Holter Dam (41I) including 5,120 claims
- Judith River (41S)
- Dearborn River (41U)
- Sage Creek (40G)
- St. Mary River (40T)
- Boulder River, Tributary of Jefferson River (41E)
- Tongue River, Above and Including Hanging Woman Creek (42B)
- Yellowstone River, Between Tongue and Powder Rivers (42K)
- Yellowstone River, Below Powder River (42M)
- Pryor Creek (43E)

Assistance to District Courts for Enforcement of Water Court Decrees

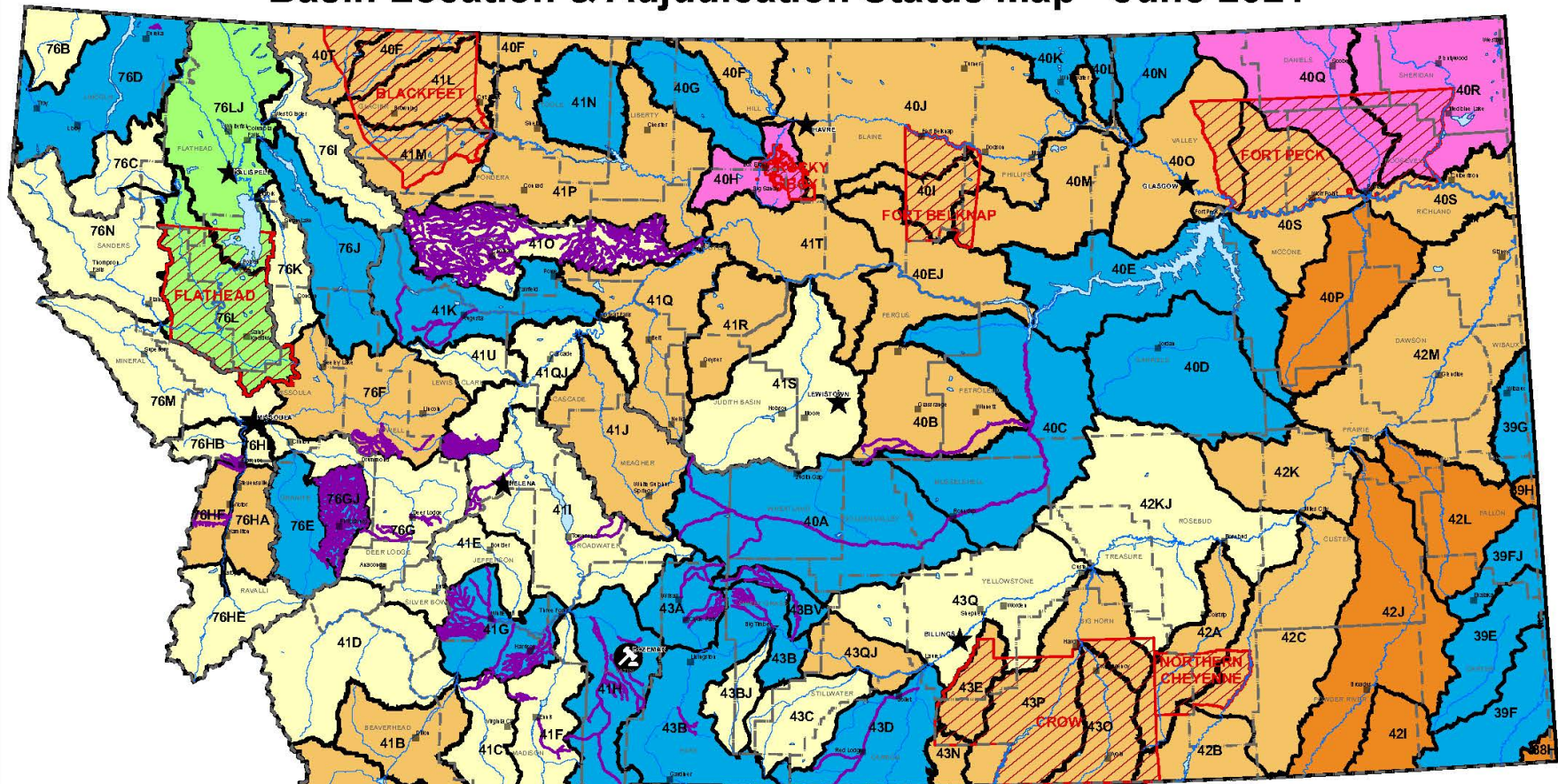
District Courts have approved petitions from water users to create Enforcement Projects for distribution of water from 64 sources. The Water Court has ordered DNRC to create the following 64 Enforcement Projects, of which 45 are active and 2 are new for 2021.

Basin	Water Source	Active/Inactive in 2021
40A+40C	Musselshell River	Active
41H	West Gallatin River	Active
41H	Hyalite Creek	Active
43B	Mill Creek	Inactive in 2021
43B	Big Timber Creek	Active
43BV	Sweet Grass Creek	Active
43A	Shields River	Active
43A	Cottonwood Creek	Active
43A	Rock Creek	Active
40A	Careless Creek	Inactive in 2021
40A	Swimming Woman Creek	Inactive in 2021
41I	Silver Creek	Inactive in 2021
76HB	Carlton Creek	Active
41C	Wisconsin Creek	Active
41F	South Meadow Creek	Active
43D	Rock Creek	Active
43D	Red Lodge Creek	Inactive in 2021

Basin	Water Source	Active/Inactive in 2021
43D	Clear Creek	Inactive in 2021
76HB	One Horse Creek	Active
41G	Willow Creek	Active
41G	Pipestone & Little Pipestone Creek	Active
41H	Baker Creek	Active
41G	Whitetail Deer Creek	Active
41F	Indian Creek	Inactive in 2021
41F	Bear Creek	Active
76H	Sheafman Creek	Inactive in 2021
76G	Dempsey Creek	Active
76G	Racetrack Creek	Active
76G	Cottonwood Creek	Active
76GJ	Lower Willow Creek	Active
41H	Sourdough Creek	Active
41G	South Boulder River	Active
76H	Sweeney Creek	Active
41H	Middle Cottonwood Creek	Active
43D	Bluewater Creek	Inactive in 2021
76H	Fred Burr Creek	Active
43B	Emigrant Creek	Inactive in 2021
76G	Modesty Creek	Inactive in 2021
76G	Valiton Ditch	Inactive in 2021
43D	Chaffin Creek	Inactive in 2021
41F	North Meadow Creek	Inactive in 2021
76GJ	Flint Creek	Active
76F	Cottonwood Creek	Active
41H	South Cottonwood Creek	Active
76H	Mill Creek	Active
41I	Deep Creek	Active
42C	Tongue River	Inactive in 2021
76D	Indian Creek	Active
76D	De Rozier Creek	Inactive in 2021
41G	Fish Creek	Active
41I	Beaver Creek & Stambaugh Creek	Inactive in 2021
76F	Douglas Creek	Active
41O	Spring Creek & Tributaries	Inactive in 2021
41O	Teton River	Active
41QJ	Little Prickly Pear Creek	Active
41I	Ten Mile Creek	Active
76F	Washington Creek	Active
42J	Powder River & Little Powder River	Inactive in 2021

Basin	Water Source	Active/Inactive in 2021
40B	Flatwillow Creek	Active
41K	Sun River, South Fork & Tributaries	Active
41H	Big Bear Creek	Active
40A	Big Elk Creek	Active
41A	Nicholia Creek & Tributaries	Active
41M	Dupuyer Creek & Tributaries	Active

Basin Location & Adjudication Status Map - June 2021



Legend

Basin Boundary and Decree Status

- Final Decree
- Preliminary Decree
- Reexamination Preliminary Decree Issued
- Interlocutory Preliminary Decree Issued
- Temporary Preliminary Decree
- Reexamination Summary Report Issued
- Summary Report Issued

- Regional Offices
- Water Court
- Cities & Towns
- Streams
- Water Distribution Projects
- Lakes
- County
- Reservations



Water Resources Division - Adjudication Bureau
June 2021
NAD 1983 StatePlane Montana FIPS 2500

Scale: 1:3,400,000