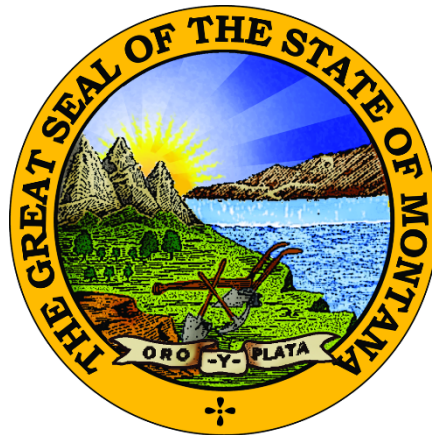


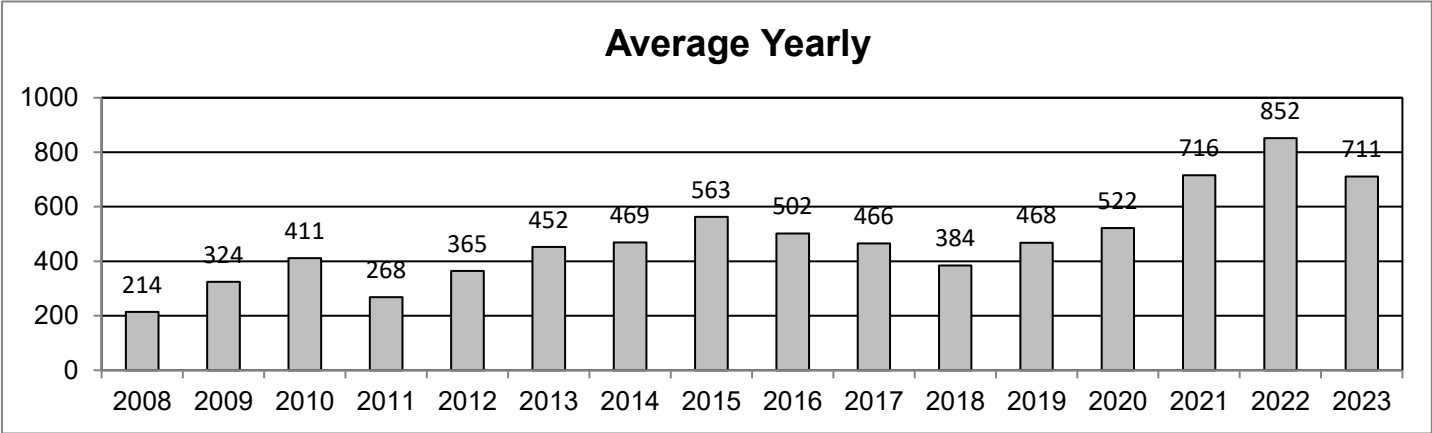
Montana Water Court  
Report to the  
Water Policy Interim Committee

October 2023



## Claim Closing by Month Comparison 2008-Current

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec	Avg
<b>2008</b>	193	140	442	259	216	64	141	136	81	292	88	523	214
<b>2009</b>	444	215	474	260	277	341	249	387	476	176	178	414	324
<b>2010</b>	400	362	393	651	177	450	745	200	189	452	382	542	411
<b>2011</b>	211	146	646	343	423	253	148	374	198	161	152	166	268
<b>2012</b>	433	283	315	391	315	441	222	339	527	503	304	306	365
<b>2013</b>	475	429	523	417	202	378	569	295	272	380	136	507	452
<b>2014</b>	459	510	536	539	605	908	355	317	299	607	245	259	469
<b>2015</b>	910	507	482	627	366	365	545	447	867	557	634	447	563
<b>2016</b>	317	718	692	667	967	342	574	262	405	315	429	335	502
<b>2017</b>	297	476	625	415	371	549	401	518	568	559	346	468	466
<b>2018</b>	617	546	723	345	450	302	261	258	223	260	177	451	384
<b>2019</b>	557	247	494	457	657	318	552	420	380	549	285	703	468
<b>2020</b>	464	416	597	575	421	706	351	505	786	439	472	535	522
<b>2021</b>	552	796	826	644	447	768	799	851	704	571	607	1032	716
<b>2022</b>	850	870	934	932	767	1016	1030	1040	659	753	810	563	852
<b>2023</b>	587	573	728	755	592	379	603	1764	420				711



## Decree Issuance Update

### Decrees in an Objection Period:

Basin	Decree Type	Date Issued	Obj DL	Date Reissued	Reissued Obj DL	1 <sup>st</sup> Ext DL	2 <sup>nd</sup> Ext DL	Cntr Obj DL	NOIA DL	Objs Rec'd	Master/ Judge
41E	Preliminary	10/19/22	4/17/23	n/a	n/a	7/17/23	n/a	10/2/23		365	Kathryn
40Q	Supplemental Interlocutory	6/15/23	12/12/23	n/a	n/a					0	Judge Brown
40S*	Interlocutory	12/15/22	6/13/23	7/20/23	1/16/24					0	Julie
43P*	Interlocutory	2/9/23	8/8/23	7/21/23	1/17/24					0	Julie
43O*	Interlocutory	4/5/23	10/3/23	7/21/23	1/17/24					0	Julie
39F*	Interlocutory	3/3/23	8/30/23	7/26/23	1/22/24					0	Anika
41F*	Preliminary	3/1/23	8/28/23	7/27/23	1/23/24					52	Anna
41M*	Interlocutory	4/13/23	10/10/23	7/28/23	1/24/24					0	Anna
40K*	Interlocutory	6/7/23	12/4/23	8/2/23	1/29/24					0	Gene
76N	Preliminary	9/21/23	3/19/24	n/a	n/a					0	Anna

\*Decrees reissued

### Next Up for Issuance of Decree through 2024:

Basin	Decree Type	Projected Receipt of Summary Report from DNRC	Projected Date of Decree Issuance	Master/ Judge
76G	Preliminary	4/28/23		Maddy
42C	Interlocutory	5/31/23 9/13/23	10/11/23	Kathryn
76M	Preliminary	7/31/23	Fall/Winter 2023	Anika
40O	Interlocutory	8/31/23	Fall 2023	Anna
43QJ	Preliminary	9/1/23		Kathryn
41J	Interlocutory	10/31/23	2023	Brooke
41C	Preliminary	11/15/23	2024	Eyvind
76HE	Preliminary	12/31/23	2024	Melissa
76LJ	Preliminary	1/31/24	2024	Maddy/Eyvind
43B	Interlocutory	1/31/24	2024	Kathryn
41A	Interlocutory	2/28/24	2024	Gene
41G	Interlocutory	3/30/24	2024	Maddy

43Q	Interlocutory	3/31/24	2024	Eyvind
76K	Preliminary	4/30/24	2024	Julie
40EJ	Interlocutory	4/30/24	2024	Brooke
76L	Preliminary	5/31/24	2024	Judge Brown
40A	Interlocutory	5/31/24	2024	Melissa
42KJ	Interlocutory	6/30/24	2024	Anna
41B	Interlocutory	7/1/24	2024	Gene
43BJ	Preliminary	8/31/24	2024	Julie
40C	Interlocutory	9/30/24	2024	Melissa
43D	Interlocutory	9/30/24	2024	Anna
76C	Preliminary	10/30/24	2025	Kathryn
40J	Interlocutory	10/30/24	2024/2025	Anna
76HB	Preliminary	11/30/24	2025	Anika
41H	Interlocutory	11/30/24	2025	Julie
43C	Preliminary	12/31/2024	2025	Maddy
40B	Interlocutory	12/31/2024	2025	Julie
41D	Interlocutory	12/31/2024	2025	Kathryn

**Next Up for Final Decree Issuance:**

<b>Basin</b>	<b>Decree Type</b>	<b>Projected Date of Final Decree Issuance</b>	<b>Master</b>
39FJ	Little Beaver Creek	Fall 2023	Melissa
39E	Box Elder Creek	Fall 2023	Nate
40G	Sage Creek	Fall 2023	Gene
41N	Willow Creek	Fall/Winter 2023	Gene
43E	Pryor Creek	2024	Gene
39G	Beaver Creek, Tributary of Little Missouri River	2024	Eyvind
42B	Tongue River, above and including Hanging Woman Creek	2024/2025	Melissa
42A	Rosebud Creek	2024/2025	Kathryn
40D	Big Dry Creek	2024	Julie
41L	Cut Bank Creek	2024/2025	Anna
40T	St. Mary River	2024/2025	Maddy
40E	Missouri River, between Musselshell River and Fort Peck Dam	2025	Eyvind

## Final Decrees Issued

Basin	Basin Name	Total Claims Decreed	Date First Decree Issued	Date Final Decree Issued	Notes
TMAL	Turtle Mountain	843	10/28/2016	07/12/21	
40H	Big Sandy Creek	744	1/22/2003	10/28/2021	Motion to Amend filed 11/17/2021
40Q	Poplar River	2020	12/29/1999	12/22/2022	
40R	Big Muddy Creek	2005	1/28/2010	12/22/2022	

## Preparation for Final Decree Issuance

Basin	Next Decree to be Issued	Number of Claims on Objection List	NOIA Deadline	% Complete 5 Years	% Complete 10/1/2023	Open Claims 10/1/2023	Compact Complete	Basin Wide Objections Open	Exempt Claims Not Decreed	Late Claims (Action needed)	Mis-basined/ Missed Decree Claims	Pending Motions to Amend (# of claims)	Master
40A	Interlocutory	2850	11/26/18		95.1%	139	Pending	no	830	0	0	0	Melissa
40B	Interlocutory	1419	06/16/12	92.4%	100.0%	0	Pending	no	368	0	0	0	Julie
40C	Interlocutory	1339	11/26/18	100.0%	100.0%	0	Pending	no	312	0	0	0	Melissa
40EJ	Interlocutory	1134	10/19/15	99.6%	99.9%	1	Pending	no	345	0	0	0	Brooke
40I	Interlocutory	414	01/06/15	99.5%	100.0%	0	Pending	no	15	0	0	0	Maddy
40J	Interlocutory	4789	04/10/11	76.8%	100.0%	0	Pending	no	609	0	4	0	Anna S.
40L	Interlocutory	289	03/11/19		100.0%	0	Pending	no	148	1	0	0	Kathryn
40M	Interlocutory	1464	08/09/10	69.0%	100.0%	0	Pending	no	505	0	4	0	Brooke
40O	Interlocutory	677	04/06/98	NA	99.9%	1	Complete	no	418	0	0	0	Anna S.
41A	interlocutory	1436	02/17/15	98.6%	100.0%	0	Pending	no	819	1	0	0	Gene
41B	Interlocutory	992	02/17/15	94.2%	99.5%	5	Pending	no	665	1	0	0	Gene
41D	Interlocutory	2233	02/03/09	86.2%	100.0%	0	Pending	no	574	2	2	0	Kathryn
41G	Interlocutory	1347	07/09/19		91.5%	115	Pending	no	627	0	0	0	Maddy
41H	Interlocutory	2666	11/15/19		94.3%	152	Pending	no	553	0	0	0	Julie
41J	Interlocutory	1062	06/11/12	64.9%	100.0%	0	Pending	no	1206	0	0	0	Brooke
41O	Interlocutory	1623	01/17/08	90.3%	99.6%	6	Pending	yes	255	0	2	0	Eyvind
41P	Interlocutory	1380	12/20/16	96.5%	98.7%	18	Pending	no	156	0	0	0	Melissa
41QJ	Interlocutory	857	04/28/09	88.7%	100.0%	0	Pending	no	541	2	0	0	Anika
41R	Interlocutory	848	03/12/12	97.2%	100.0%	0	Pending	no	173	0	1	0	Anika
41T	Interlocutory	1471	09/17/13	100.0%	100.0%	0	Pending	no	283	0	0	0	Eyvind
42KJ	Interlocutory	1083	12/19/05	NA	100.0%	0	Complete	no	450	35	2	0	Anna S.
43A	Interlocutory	1566	03/17/20		96.4%	57	Pending	no	277	0	0	3	Anika
43B	Interlocutory	2533	05/12/20		92.9%	179	Pending	no	707	0	0	3	Kathryn
43D	Interlocutory	1455	09/10/18	100.0%	100.0%	0	Pending	no	583	0	0	0	Anna S.
43N	Interlocutory	100	12/01/14	100.0%	100.0%	0	Pending	no	16	0	0	0	Anika
43Q	Interlocutory	466	04/24/00	NA	100.0%	0	Pending	no	779	2	7	0	Eyvind
76E	Interlocutory	429	08/23/19		99.8%	1	Pending	yes	51	0	0	0	Anika
76F	Interlocutory	1346	06/30/12	96.8%	99.7%	4	Pending	no	442	0	0	0	Maddy
76GJ	Interlocutory	751	08/08/17	99.7%	99.7%	2	Pending	yes	136	0	0	0	Kathryn
76HA	Interlocutory	1858	06/13/17	99.1%	99.8%	4	Pending	no	849*	0	0	4	Anika
76HF	Interlocutory	1931	10/25/99	NA	99.9%	2	Pending	no	849*	0	0	2	Anika
76J	Interlocutory	62	10/15/19		98.4%	1	Pending	yes	3	0	0	0	Melissa
41C	Preliminary					0	Pending	no	619	11	11	0	Eyvind

## Preparation for Final Decree Issuance

Basin	Next Decree to be Issued	Number of Claims on Objection List	NOIA Deadline	% Complete 5 Years	% Complete 10/1/2023	Open Claims 10/1/2023	Compact Complete	Basin Wide Objections Open	Exempt Claims Not Decreed	Late Claims (Action needed)	Mis-basined/ Missed Decree Claims	Pending Motions to Amend (# of claims)	Master
42K	Preliminary					0	Complete	no	141	4	4	0	Anna S.
43BJ	Preliminary					3	Pending	no	62	0	1	3	Julie
43C	Preliminary					0	Pending	no	436	8	0	0	Maddy
43QJ	Preliminary					0	Pending	no	365	1	22	0	Kathryn
76B	Preliminary					1	Pending	yes	14	1	1	0	Maddy
76C	Preliminary					1	Pending	yes	27	0	0	0	Kathryn
76G	Preliminary					1	Pending	yes	727	1	2	0	Maddy
76HB	Preliminary					1	Pending	no	849*	0	21	1	Anika
76HE	Preliminary					0	Pending	no	849*	2	1	0	Melissa
76I	Preliminary					1	Pending	yes	12	0	1	0	Nate
76K	Preliminary					1	Pending	yes	58	1	2	0	Julie
76L	Preliminary						Pending	no	496	0	0	0	AWJ
76LJ	Preliminary						Pending	no	587	176	0	0	Maddy/Eyvind
76M	Preliminary					3	Pending	yes	307	0	18	0	Anika
38H	Supplemental Final	NA	NA	100.0%	100.0%	0	Complete	no	19	0	0	0	Maddy
39H	Supplemental Final	NA	NA	100.0%	100.0%	0	Complete	no	4	0	0	0	Maddy
40P	Supplemental Final	NA	04/23/84	100.0%	100.0%	0	Complete	no	113	7	11	0	Kathryn
42I	Supplemental Final	NA	NA	100.0%	100.0%	0	Complete	no	39	0	1	0	Nate
42J	Supplemental Final	NA	NA	100.0%	100.0%	0	Complete	no	143	0	4	0	Nate
42L	Supplemental Final	NA	06/25/84	100.0%	100.0%	0	Complete	no	194	11	2	0	Kathryn
39E	Final	2027	2/8/2021		98.7%	26	Complete	no	0	0	0	0	Nate
40D	Final	1610	08/02/21		94.0%	96	Complete	no	0	0	0	0	Julie
40E	Final	2082	10/04/21		94.8%	109	Complete	no	0	0	0	0	Eyvind
40N	Final	1332	05/28/21		100.0%	0	Pending	no	0	0	0	0	Anna S.
41K	Final	1324	03/21/22		29.9%	928	Pending	no	0	0	0	21	Nate
43BV	Final	860	07/26/22		70.0%	258	Pending	no	0	0	0	5	AWJ
76D	Final	923	07/11/22		59.7%	372	Pending	yes	0	0	0	0	Anna S.
41L	Final	102	08/02/22		50.0%	51	Complete	no	0	0	0	0	Anna S.
41Q	Final	250	08/19/22		98.0%	5	Pending	no	0	0	0	0	Maddy
41U	Final	410	11/07/22		80.7%	79	Pending	no	0	0	0	0	Anika
42B	Final	59	11/22/22		96.6%	2	Complete	no	0	0	0	0	Melissa
40G	Final	55	11/29/22		100.0%	0	Complete	no	0	0	0	0	Gene
43E	Final	41	01/06/23		46.3%	22	Complete	no	0	0	0	0	Gene

## Preparation for Final Decree Issuance

Basin	Next Decree to be Issued	Number of Claims on Objection List	NOIA Deadline	% Complete 5 Years	% Complete 10/1/2023	Open Claims 10/1/2023 3	Compact Complete	Basin Wide Objections Open	Exempt Claims Not Decreed	Late Claims (Action needed)	Mis-basined/ Missed Decree Claims	Pending Motions to Amend (# of claims)	Master
42A	Final	126	01/06/23		98.4%	2	Complete	no	0	0	0	0	Kathryn
40T	Final	30	01/20/23		6.7%	28	Complete	no	0	0	0	0	Maddy
40F	Final	45	06/05/23		-113.3%	96	Complete	no	0	0	0	0	Anna S.
39FJ	Final	79	06/16/23		100.0%	0	Complete	no	0	0	0	0	Melissa
39G	Final	60	08/01/23		95.0%	3	Complete	no	0	0	0	0	Eyvind
41N	Final	9	08/04/23		-266.7%	33	Complete	no	0	0	0	0	Gene
42M	Final	520	09/12/23		15.2%	441	Complete	no	0	0	0	0	Anika
41I	Final	3522	09/25/23		0.1%	3520	Pending	no	0	0	0	1	Melissa
41S	Final	3600	09/29/23		0.0%	3600	Pending	no	0	0	0	0	Nate
41E	Final					5	Pending	no	0	0	0	3	Kathryn
40S**	Final					0	Complete	no	0	0	0	0	Julie
43P**	Final					0	Complete	no	0	0	0	0	Julie
41F**	Final					0	Pending	no	0	0	0	0	Anna S.
39F**	Final					0	Complete	no	0	0	0	0	Anika
43O**	Final					0	Complete	no	0	0	0	0	Julie
41M**	Final					33	Complete	no	0	0	0	0	Anna S.
40K**	Final					42	Complete	no	0	0	0	0	Gene
40Q	Supplemental Final					0	Complete	no	0	0	0	0	Judge Brown
76N	Final					1	Pending	yes	0	0	0	0	Anna S.
42C	Final					0	Complete	no	0	0	0	0	Kathryn

Percentage complete is calculated based on number of issues on the objection list compared to the number of claims open and could result in a negative %.

Issues include but are not limited to motions to amend, exempt claims, splits, and claims called in on-motion of the court.

Greyed out cells indicate that the the elapsed time has not been reached.

\*= total exempt claims in 76H basin group.

\*\*=decrees that must be reissued due to mailing mistake



## Compact Status

<b>Compact Name</b>	<b>Case #</b>	<b>Status</b>
Fort Peck-Montana Compact	WC1992-1	CLOSED
Northern Cheyenne Compact	WC1993-1	CLOSED
National Park Service-MT Compact	WC1994-1	CLOSED
Rocky Boys Compact	WC2000-01	CLOSED
Red Rock Lakes Compact	WC2000-02	CLOSED
USFWS Black Coulee and Benton Lake Compact	WC2000-03 WC2002-04	CLOSED
USDA Forest Service	WC2007-03	CLOSED
USA-BLM-MT Compact (Bear Trap/Wild & Scenic)	WC2008-10	CLOSED
National Bison Range Compact	WC2011-01	CLOSED
Crow Tribe Compact	WC2012-06	CLOSED
Bowdoin National Wildlife Refuge Compact	WC2013-04	CLOSED
USDA Fort Keogh Research Station	WC2014-07	CLOSED
USDA Sheep Experiment Station	WC2014-06	CLOSED
Charles M. Russell National Wildlife Refuge	WC2015-05	CLOSED
BLM-Upper Missouri River Breaks National Monument	WC2015-06	CLOSED
Blackfeet Tribe Compact	WC2018-06	CLOSED
Confederated Salish and Kootenai Tribes of the Flathead Reservation	WC-0001-C-2021	Issued 6/9/2022
Fort Belknap Indian Reservation		Not yet at Water Court