

Montana Water Court
PO Box 879
Bozeman, MT 59771-0879
1-800-624-3270 (In-state only)
(406) 586-4364

IN THE WATER COURT OF THE STATE OF MONTANA
LOWER MISSOURI DIVISION
MILK RIVER BELOW WHITEWATER CREEK INCLUDING PORCUPINE CREEK (400)

* * * * *

IN THE MATTER OF THE ADJUDICATION OF)
THE EXISTING RIGHTS TO THE USE OF ALL)
THE WATER, BOTH SURFACE AND UNDERGROUND)
WITHIN THE MILK RIVER BELOW WHITEWATER)
CREEK DRAINAGE AREA INCLUDING ALL)
TRIBUTARIES OF THE MILK RIVER BELOW)
WHITEWATER CREEK IN VALLEY COUNTY,)
MONTANA)
_____)

**NOTICE OF OPPORTUNITY TO FILE
COUNTEROBJECTIONS**

The 1997 Montana Legislature amended the statute governing objections to water right claims to provide for the filing of counterobjections. Section § 85-2-233, MCA (1997).

The accompanying Notice of the Filing of an Objection advises you that the preliminary decree of your water right claim(s) received an objection. This is to notify you that you have until **JANUARY 13, 1998** to file a counterobjection to the claim(s) of the objector(s) named in the accompanying Notice.

You may not file a counterobjection to another claimant's water right claim unless that claimant objected to your claim(s) in the preliminary decree. Counterobjections are limited to those claims that are included within this preliminary decree.

Counterobjection forms may be obtained from the Montana Water Court, or the Havre and Glasgow regional offices of the Montana Department of Natural Resources and Conservation.

A preliminary status conference will be held on this matter at a future date to be set by the Court. You will be notified of the date and time of this conference.

C. Bruce Loble
Chief Water Judge
Montana Water Court

**COUNTEROBJECTIONS MUST BE RECEIVED AND FILED AT
THE MONTANA WATER COURT BY JANUARY 13, 1998**

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MONTANA)
_____)

NOTICE OF COUNTEROBJECTION

1. Claim #: _____
2. Page Number in Decree: _____
3. Source: _____
4. Name of Owner to whom the water right was issued:

5. Name of Counterobjector and address and phone number:

_____	_____	_____
Last Name	First Name	Middle Initial
Street Address or Post Office Box		
_____	_____	_____
City	State	Zip Code
_____	_____	_____
Area Code	Phone Number	

6. Name of Counterobjector's attorney and address, if any:

_____	_____	_____
Last Name	First Name	Middle Initial
Street Address or Post Office Box		
_____	_____	_____
City	State	Zip Code
_____	_____	_____
Area Code	Phone Number	

7. Basis of Counterobjection:
- | | |
|--------------------------------|--------------------------------|
| ___ Ownership | ___ Period of Use |
| ___ Purpose of Right | ___ Point of Diversion/Means |
| ___ Source | ___ of Diversion |
| ___ Priority Date | ___ Abandonment/Non-perfection |
| ___ Flow Rate/Volume | ___ Other _____ |
| ___ Place of Use/Maximum Acres | |
- (Specify)

(TURN FORM OVER AND COMPLETE OTHER SIDE)

8. State the changes that you think should be made to this claim and why. State the specific grounds and evidence on which the counterobjections are based. (Use additional paper if necessary.)

DATED this ____ day of _____, 19____.

Signature of Counterobjector
or Attorney

YOU MUST MAIL A COPY OF THIS COUNTEROBJECTION TO THE OWNER OR OWNERS OF THIS WATER RIGHT. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THE OWNER OR OWNERS OF THIS WATER RIGHT.

CERTIFICATE OF MAILING

I, _____, do solemnly swear that on
(Your Name)
the ____ day of _____, 19__, I placed a copy of
this counterobjection in the U. S. Mail, postage prepaid, addressed
to:

Name: _____

Address: _____

City & State: _____

(Use additional paper if needed for more names & addresses)

(Your Name)

Please send this completed form to: Montana Water Court
P. O. Box 879
Bozeman, MT 59771-0879