

Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389
(406) 586-4364
1-800-624-3270 (In-state only)
Fax: (406) 522-4131

FILED

JAN 25 2016

Montana Water Court

**MONTANA WATER COURT, YELLOWSTONE DIVISION
BIGHORN RIVER, BELOW GREYBULL RIVER
BASIN 43P**

**ORDER DESIGNATING THE DNRC AND THE WATER COURT
TO MAIL NOTICE OF AVAILABILITY OF THE BIGHORN RIVER,
BELOW GREYBULL RIVER - BASIN 43P**

Pursuant to the requirements of § 85-2-232, MCA, the Montana Water Court sent the Notice of Availability to: (1) all federal land management agencies in the Yellowstone Division; (2) all Indian tribes of the Yellowstone Division; (3) the County Clerks of Court of Big Horn, Carbon, Treasure, and Yellowstone Counties, Montana; and (4) any other persons who have requested service of notice from the Water Judge.

The Montana Water Court will publish the Notice of Availability (slightly modified for publication purposes) once a week for three consecutive weeks in the Billings Gazette, Big Horn County News, and Carbon County News.

Pursuant to the requirements of § 85-2-232, MCA, it is

ORDERED that on January 28, 2016, the Department of Natural Resources and Conservation (Department) send by mail to each person and their successor in interest (including any “purchaser under contract for deed” as that term is defined in § 70-20-115, MCA), if known, who has filed a claim for an existing water right in the Yellowstone River (Basin 43P) a copy of the Notice of Availability of the Preliminary Decree for that Basin and an abstract of the disposition of such person's claim of existing right.

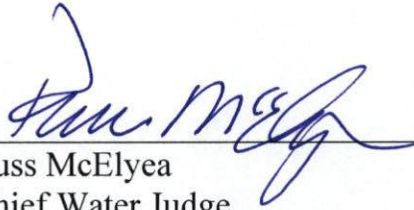
ORDERED that, on the same date, the Department mail the Notice of Availability to: (1) all parties in the Yellowstone River (Basin 43P) issued permits for water use in that basin pursuant to § 85-2-301, MCA or their successor in interest, if known; (2) all

parties who have applied for and have not been denied permits for use of water in the Yellowstone River (Basin 43P) pursuant to § 85-2-301, MCA; (3) all parties who have been granted a reservation in the Yellowstone River (Basin 43P) pursuant to § 85-2-316, MCA; and (4) all parties in the Yellowstone River (Basin 43P) who have received certificates of water rights pursuant to § 85-2-306, MCA for wells under 100 gallons per minute.

ORDERED that the Department shall make a general certificate of mailing certifying that a copy of the notice was placed in the United States Mail, postage pre-paid and addressed to each party required by this Order to be served notice of the Preliminary Decree.

ORDERED that the Department file the original certificate of mailing with the Montana Water Court.

DATED this 25th day of January, 2016.



Russ McElyea
Chief Water Judge

John Peterson, Bureau Chief
MT DNRC - Water Rights Adjudication Bureau
PO Box 201602
Helena MT 59620-1602

Nancy Hughes, Records Unit
MT DNRC - Water Rights Bureau
PO Box 201601
Helena MT 59620-1601