IN THE WATER COUR	T OF THE STATE OF MONTANA DIVISION	
	RIVER BASIN ()	
*********	******	
CLAIMANT:	CASEXX XXXXXX-0	$\overline{0}$
OBJECTOR:		
PROPOSEI	PRE-TRIAL ORDER	
COMES NOW,	(hereinafter "Claimant") by	and
through its undersigned counsel of reco	rd,, hereby	7
submits the following proposed Pre-Tri	al Order pursuant to the Water Court's Sched	luling
Order filed on	, 20 and in accordance with Montana Ru	ale of
Civil Procedure 16 (e) and Uniform Dis	strict Court Rule 5.	
<u>AG</u>	REED FACTS	
The following facts are admitted	, agreed to be true and require no proof. (Her	re

CLAIMANT'S CONTENTIONS

enumerate all agreed facts, including facts admitted in the pleadings.)

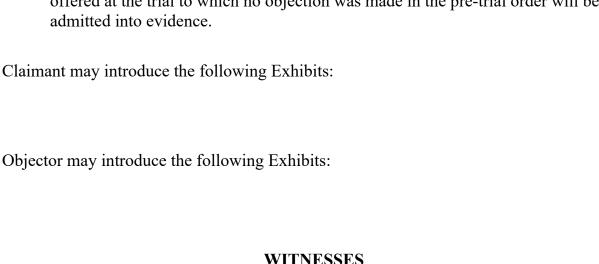
Claimant's contentions are as follows:

OBJECTOR'S CONTENTIONS

Objector's contentions are as follows:

EXHIBITS

Attached to the pre-trial order are exhibit lists identifying by number and brief description each exhibit and stating any objections to the exhibits. Any exhibit offered at the trial to which no objection was made in the pre-trial order will be



<u>WITNESSES</u>

The following witnesses and no others will (may) be called to testify except on rebuttal:

Claimant intends to call the following witnesses:

Objector intends to call the following witnesses:

ISSUES OF FACT

The following issues of fact, and no others, remain to be litigated upon the trial: (Here specify each issue)

Claimant believes the following issues of fact are dispositive of the case:	
Objector believes the following issues of fact are dispositive of the case:	
ISSUES OF LAW	
The following issues of law, and no others, remain to be litigated upon the trial: (Here set forth a concise statement of each.)	
Claimant's issues of law:	
Objector's issues of law:	
DISCOVERY	
Claimant intends to introduce the following discovery into evidence:	
Objector intends to introduce the following discovery into evidence:	
The final pre-trial order shall refer to all those portions of depositions upon oral examination and interrogatories, requests for admissions, and answers and responses that the parties intend to introduce into evidence. Any objections to the use of the above documents shall be stated, and if not stated, shall be deemed	

waived. (Because this Rule relates to filing and is designed to consolidate in one place all of the fruits of discovery and because there can be no surprise element involved, the court shall be liberal in permitting the amendment of the pre-trial order to include any material not originally listed.)

ADDITIONAL PRE-TRIAL DISCOVERY

(Here specify any additional discovery contemplated by either party and the time within which such discovery will be completed.)

STIPULATIONS

(Here include any stipulation in addition to the agreed facts set forth above.)

DETERMINATION OF LEGAL QUESTIONS IN ADVANCE OF TRIAL

It was agreed that the following legal issues should be determined by the court in advance of the trial. (Here specify issues and make provision for filing briefs with respect to such issues.)

ADDITIONAL ISSUES

Additional issues to be determined and/or addressed include: Examples: order of proof where there is a counterclaim; attorney's fees testimony and/or proof; time of filing and service of trial briefs and other issues.

HEARING

It is estimated that this case will require days for the hearing. The matter
will be tried before the Court without a jury.
IT IS HEREBY ORDERED that this pre-trial order shall supersede the pleadings
and govern the course of the trial of this cause, unless modified to prevent manifest
injustice.
IT IS HEREBY ORDERED that all pleadings herein shall be amended to
conform to this pre-trial order.
DATED this day of 20
XXXXXX
Water Master