

Montana Water Court
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40H-0015-I-2021

July 14, 2021

Montana Water Court

IN THE WATER COURT OF THE STATE OF MONTANA
LOWER MISSOURI DIVISION
BIG SANDY CREEK - BASIN (40H)
INTERLOCUTORY DECREE

* * * * *

CLAIMANT: IX Ranch Co.

OBJECTOR: United States of America (Bureau of Indian Affairs)

NOTICE OF INTENT TO APPEAR: Gaye L. Genereux

CASE 40H-0015-I-2021

40H 30125919

40H 30125922

40H 30125923

40H 30125926

40H 30125927

40H 30125928

ORDER AMENDING AND ADOPTING MASTER'S REPORT

Pursuant to Montana Code Annotated, § 85-2-233(5), the above entitled case was assigned to Senior Water Master Kathryn L. W. Lambert. The Senior Water Master filed a report containing Findings of Fact and Conclusion of Law with the Clerk of Court. Copies of the report were served upon the parties on June 11, 2021. On June 24, 2021 Gaye L. Genereux filed a Suggestion Of Errata which notes the repeat of the word "sufficient to" in the Conclusion Of Law and states that she wonders if claim 40H 30125919 really only has one point of diversion and place of use. As this was not served on counsels for claimant IX Ranch Co. and objector United States of America (Bureau of Indian Affairs), the Court issued an Order Distributing Copy of Filing that same day. Fourteen days have passed with no response filed by IX Ranch Co. or United States of America (Bureau of Indian Affairs). Pursuant to Rule 53(e), M.R.Civ.P., it is

ORDERED that the Conclusion Of Law is AMENDED by striking one of the "sufficient to" so as to eliminate the duplication.

As claim 40H 30125919 appeared in the Interlocutory Decree with a single point of diversion and place of use, as there was no objection filed concerning the point of diversion and place of use, and no response to the Suggestion of Errata filed by IX Ranch Co., there is no issue to address concerning the point of diversion and place of use for claim 40H 30125919.

Therefore, it is

ORDERED that the Court **ADOPTS** the Senior Water Master's Report and its Recommendations **AS AMENDED ABOVE** and **APPROVES** the changes to the centralized computer record system that are reflected on the abstracts attached to the Master's Report.

Russ McElyea
Chief Water Judge

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