

43B-0425-R-2021

September 29, 2021

Montana Water Court

Montana Water Court  
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Bozeman, MT 59771-1389  
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watercourt@mt.gov

MONTANA WATER COURT, YELLOWSTONE DIVISION  
YELLOWSTONE RIVER ABOVE AND INCLUDING BRIDGER CREEK BASIN  
BASIN 43B  
PRELIMINARY DECREE

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CLAIMANT: United States of America (USDA Forest Service)

**CASE 43B-0425-R-2021**

43B 193360-00

43B 193362-00

**ORDER DISMISSING CLAIMS**

On September 20, 2021 the United States of America (USDA Forest Service) filed a Withdrawal Of Claims for claims 43B 193360-00 and 43B 193362-00. Upon review of the Withdrawal, it is

ORDERED that claims 43B 193360-00 and 43B 193362-00 are DISMISSED as withdrawn. A Post Decree Abstract of Water Right Claim for each claim is served with this Order to confirm the claims have been dismissed in the state's centralized water right record system.

\_\_\_\_\_  
Russ McElyea  
Chief Water Judge

Service Via Email:

**Romney S. Philpott, Trial Attorney**  
**US Department of Justice**  
**ENRD, Natural Resources Section**  
**999 18th Street, South Terrace Suite 370**  
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Service Via USPS Mail:

**Last Order:**  
**United States of America (USDA Forest Service)**  
**Water Rights Program Manager, Northern Region**  
**26 Fort Missoula Rd**  
**Missoula, MT 59804-7203**

**Note: Service List Updated 9/21/2021**

**POST DECREE  
ABSTRACT OF WATER RIGHT CLAIM  
YELLOWSTONE RIVER, ABOVE & INCLUDING BRIDGER CREEK  
BASIN 43B**

**Water Right Number:**       **43B 193360-00**     STATEMENT OF CLAIM

**Version:**       3 -- POST DECREE

**Status:**   **DISMISSED**

**Owners:**               USA (DEPT OF AGRICULTURE FOREST SERVICE)  
                              WATER RIGHTS PROGRAM MANAGER, NORTHERN REGION  
                              26 FORT MISSOULA RD  
                              MISSOULA, MT 59804 7203

**Priority Date:**

**Type of Historical Right:**

**Purpose (Use):**           DOMESTIC

**Flow Rate:**

**Volume:**

**Source Name:**           UNNAMED TRIBUTARY OF SODA BUTTE CREEK

**Source Type:**           SURFACE WATER

**Point of Diversion and Means of Diversion:**

**Period of Use:**

**Place of Use:**

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**Remarks:**

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT.

**POST DECREE  
ABSTRACT OF WATER RIGHT CLAIM  
YELLOWSTONE RIVER, ABOVE & INCLUDING BRIDGER CREEK  
BASIN 43B**

**Water Right Number:**       **43B 193362-00**     STATEMENT OF CLAIM

**Version:**       3 -- POST DECREE

**Status:**   **DISMISSED**

**Owners:**               USA (DEPT OF AGRICULTURE FOREST SERVICE)  
                              WATER RIGHTS PROGRAM MANAGER, NORTHERN REGION  
                              26 FORT MISSOULA RD  
                              MISSOULA, MT 59804 7203

**\*Priority Date:**

**Type of Historical Right:**

**Purpose (Use):**               DOMESTIC

**Flow Rate:**

**Volume:**

**Source Name:**               SPRING, UNNAMED TRIBUTARY OF SODA BUTTE CREEK

**Source Type:**               SURFACE WATER

**Point of Diversion and Means of Diversion:**

**Period of Use:**

**Place of Use:**

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**Remarks:**

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT.