

Montana Water Court
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IN THE WATER COURT OF THE STATE OF MONTANA
YELLOWSTONE DIVISION
SWEET GRASS CREEK- BASIN (43BV)

* * * * *

CLAIMANT: Cremer Rodeo Land & Livestock Co.

OBJECTORS: Cremer Rodeo Land & Livestock Co.; Langford,
Greg H.; Langford, Vickie L.; United States,
DOI, Bureau of Reclamation

NOTICE OF INTENT TO APPEAR: Crazy Not To, LLC

CASE 43BV-0237-R-2025

43BV 150303-00

43BV 150321-00

CORRECTION ORDER

On September 3, 2025, the Court issued an Order Approving Stipulation and Closing Case. (Doc. 14.00). On September 12, 2025, objectors Greg H. Langford, and Vickie L. Langford (“Langford”) filed an objection to the Order. (Doc. 15.00). The objection contends the Order failed to properly modify the period of diversion for stock water right claim 43BV 150303-00. Cremer Rodeo Land & Livestock Co. (“Cremer”) owns the claim.

To recap, claim 43BV 150303-00 is a claim for stock water with a June 1, 1880 priority date. The claim previously was consolidated in case 43BV-0230-R-2024 along with several other claims owned by Cremer, including irrigation claim 43BV 150321-00. Claims 43BV 150321-00 and 43BV 150303-00 are multiple uses of the same decreed right. As part of a larger stipulation in case 43BV-0230-R-2024, Cremer agreed to limit the period of diversion for claim 43BV 150321-00 to April 15 to October 15. The

stipulation in that case did not address claim 43BV 150303-00 or any other Cremer stock water claim.

As part of the closing of case 43BV-0230-R-2024, the Court reconsolidated claims 43BV 150321-00 and 43BV 150303-00 into this case. When the Court approved the stipulation between the parties, it assumed the period of diversion and period of use for stock water claim 43BV 150303-00 would not be modified. Langford's objection to the order argues this assumption was incorrect, and the periods of diversion and use should be April 15 to October 15, to mirror the periods for irrigation claim 43BV 150321-00.

More than 14 days have passed and Cremer has not responded to Langford's motion. Pursuant to Uniform District Court Rule 2(c), the Court may treat the failure to respond as an admission that the motion is well taken.

Langford's motion does not specify a legal basis for relief, other than identifying the Court's incorrect reading of the stipulation (which Langford concedes contains a typographical error). The Court regards the request as clerical in nature as it corrects what the parties intended in the stipulation. Clerical corrections are within the Court's authority under Rule 60(a) of the Montana Rules of Civil Procedure.

ORDER

Therefore, it is ORDERED, that Langford's objection is treated as a motion to correct and is GRANTED. The periods of diversion and use for claim 43BV 150303-00 are modified to April 15 to October 15.

A revised post-decree abstract of claim 43BV 150303-00 is included with this Order to confirm the modifications have been made in the State's centralized water rights record system.

ELECTRONICALLY SIGNED AND DATED BELOW.

Service Via Electronic Mail:

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POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SWEET GRASS CREEK
BASIN 43BV

Water Right Number: 43BV 150303-00 STATEMENT OF CLAIM

Version: 5 -- POST DECREE

Status: ACTIVE

Owners: CREMER RODEO LAND & LIVESTOCK CO
PO BOX 276
MELVILLE, MT 59055-0276

Priority Date: JUNE 1, 1880

Type of Historical Right: DECREED

Purpose (Use): STOCK

Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Volume: THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SWEET GRASS CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWNE	9	4N	14E	SWEET GRASS

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: CREMER DITCH

2		NENWSW	14	4N	14E	SWEET GRASS
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Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: NORTH FRANKLIN DITCH

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2NWSE	10	4N	14E	SWEET GRASS
2			N2NESE	10	4N	14E	SWEET GRASS
3			S2	11	4N	14E	SWEET GRASS
4			SWNWNW	13	4N	14E	SWEET GRASS
5			N2SWNW	13	4N	14E	SWEET GRASS
6			SESWNW	13	4N	14E	SWEET GRASS
7			SESENW	13	4N	14E	SWEET GRASS

8	N2NESW	13	4N	14E	SWEET GRASS
9	W2NENW	14	4N	14E	SWEET GRASS
10	N2SENW	14	4N	14E	SWEET GRASS
11	SESENW	14	4N	14E	SWEET GRASS
12	SWNE	14	4N	14E	SWEET GRASS
13	S2SENE	14	4N	14E	SWEET GRASS
14	N2NENE	14	4N	14E	SWEET GRASS
15	SENENE	14	4N	14E	SWEET GRASS
16	S2SE	14	4N	14E	SWEET GRASS
17	S2SWSW	13	4N	14E	SWEET GRASS

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

150303-00 150321-00