

**MONTANA WATER COURT
UPPER MISSOURI RIVER DIVISION
RED ROCK RIVER BASIN 41A
INTERLOCUTORY DECREE**

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ORDER DISMISSING COUNTEROBJECTIONS

The Water Court issued the Interlocutory Decree for the Red Rock River Basin (Basin 41A) on January 31, 2025. Following expiration of the objection period, the Court opened the decree for counterobjections. The notice opening the counterobjection period stated that “[c]ounterobjections are limited to claims included within this decree.”

On September 23, 2025, the Court received sixteen Notices of Counterobjection from several parties represented by Michaels Law, PLLC. Each of these counterobjections raised issues with claims owned by the United States. The claims include:

41A 52715-00	41A 52730-00	41A 53053-00
41A 52716-00	41A 52731-00	41A 57012-00
41A 52717-00	41A 52735-00	41A 57016-00
41A 52718-00	41A 52736-00	41A 57017-00
41A 52719-00	41A 53013-00	
41A 52722-00	41A 53033-00	

None of these claims referenced in the counterobjections were included in the Basin 41A Interlocutory Decree.

The right to counterobject is contained in § 85-2-233, MCA, which is part of the adjudication hearing provisions of the Water Use Act. The counterobjection provision contains the following limitation:

Counterobjections must be limited to those claims that are included within the particular decree issued by the court.

This limitation also is contained in Rule 6(b) of the Water Right Adjudication Rules.

None of the sixteen counterobjections filed by Ruby Dell Ranch address claims in the Basin 41A Interlocutory Decree. As such they fail to meet the requisite conditions for a valid counterobjection and must be dismissed.

ORDER

Therefore, it is ORDERED, that each of the counterobjections referenced in this Order is DISMISSED and shall not appear on the objection list for Basin 41A

ELECTRONICALLY SIGNED AND DATED BELOW.

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