

Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389
1-800-624-3270
(406) 586-4364
watercourt@mt.gov

IN THE WATER COURT OF THE STATE OF MONTANA
LOWER MISSOURI DIVISION
JUDITH RIVER BASIN (41S)
PRELIMINARY DECREE

CLAIMANT: Three Bar Ranch Inc.

CASE 41S-0445-R-2024

- 41S 134320-00
- 41S 134321-00
- 41S 134322-00
- 41S 134323-00
- 41S 134324-00
- 41S 134325-00
- 41S 134326-00
- 41S 134327-00

ORDER AMENDING AND ADOPTING MASTER’S REPORT

Pursuant to Montana Code Annotated, Section 85-2-233(5), Case 41S-0445-R-2024 was assigned to Water Master Robert J. Hyatt. A Master’s Report was issued on August 8, 2025, containing Findings of Fact and Conclusions of Law with the Clerk of Court. On August 19, 2025, Claimant filed an Objection to the Master’s Report concerning clerical errors in the Master’s Report.

The objection indicates that there is a clerical error to Finding of Fact #13 and Conclusion of Law #8. Finding of fact #13 states:

13. The claim received the following issue remark:

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 30027-278-88 , DATED 09/25/1979 , APPEARS TO INDICATE 78.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

Finding of Fact #13 of the Master's Report should state:

13. The claim received the following issue remark:

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

Conclusion of Law #8 currently reads as:

8. Claim 41S 134323-00 should be dismissed as discussed in Finding of Fact No. 41.

Conclusion of Law # 8 should state:

8. Claim 41S 134327-00 should be dismissed as discussed in Finding of Fact No. 41.

The Court has reviewed the Water Master's Findings and Conclusions. Pursuant to Rule 53(e), Montana Rules of Civil Procedure, the Court **ADOPTS** the Master's Report with the above referenced modifications.

ELECTRONICALLY SIGNED AND DATED BELOW.

Service via Electronic Mail:

Oliver J. Urick
Urlick Law Firm, PLLC
ourick@uricklawfirm.com