

Montana Water Court
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FILED
07/24/2026
Melissa Lockman
CLERK
Montana Water Court
STATE OF MONTANA
By: D'Ann CIGLER
76I-0004-R-2026
Thompson, Eliot
5.00

MONTANA WATER COURT
CLARK FORK DIVISION
FLATHEAD RIVER, MIDDLE FORK
(BASIN 76I)
PRELIMINARY DECREE

* * * * *

CLAIMANT: Nancy Lundgren Revocable Trust

CASE 76I-0004-R-2026
76I 12465-00

OBJECTOR: United States, DOA Forest Service

NOTICE OF FILING OF MASTER'S REPORT

This Master's Report was filed with the Montana Water Court on the above-stamped date. Please review this report carefully.

You have **13 days** from the service date of the notice of filing of this report to file a written objection or request an extension of the objection period. Rule 23, Water Right Adjudication Rules; Rule 6, Montana Rules of Civil Procedure. If you file an objection, you must serve a copy of the objection to all parties on the service list found at the end of the Master's Report. The original objection and a certificate of mailing to all parties on the service list must be filed with the Water Court.

If you do not file a timely objection, the Water Court will conclude that you agree with the content of this Master's Report.

MASTER'S REPORT

The above-captioned claim appeared in the Preliminary Decree for the Middle Fork of the Flathead River (Basin 76I) issued on December 6, 2024. Claim 76I 12465-00 is owned by the Nancy Lundgren Revocable Trust and is a commercial claim with a point of diversion in the NWSE of Section 36, Twp 32N, Rge 19W, Flathead County.

FINDINGS OF FACT

1. The United States Department of Agriculture – Forest Service (“United States”) objected to claim 76I 12465-00 claim, stating that

There is not a current special use permit associated with the point of diversion, identified as being located on federal land managed by the U.S. Forest Service, and no [reservoir] is visible on current imagery. To the extent [the] claim has not been abandoned, the point of diversion should be corrected to the SWSENW section 36 as identified in the expired 1980 special use permit.

2. On July 15, 2026, the Nancy Lundgren Revocable Trust filed a Request to Withdraw Statement of Claim or Interest in Statement of Claim for claim 76I 12465-00.

PRINCIPLES AND CONCLUSIONS OF LAW

1. If a claimant agrees to reduce or limit a claim, the Water Court may accept the reduction or limitation without reviewing further evidence, unless an unresolved issue remark remains. Rule 17(c), W.R.Adj.R.

2. The Nancy Lundgren Revocable Trust’s withdrawal of claim 76I 12465-00 resolves the United States’ objection, and no unresolved issue remarks remain.

RECOMMENDATION

Claim 76I 12465-00 should be dismissed.

A Post Decree Abstracts of Water Right Claim reflecting these recommendations is served with this Report.

ELECTRONICALLY SIGNED AND DATED BELOW.

Service via USPS Mail

Nancy Lundgren Revocable Trust
PO Box 235
West Glacier, MT 59936

Service Via Electronic Mail

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(Atty for: United States, DOA National Forest Service)

Electronically Signed By:
Hon. Judge Eliot Thompson
Fri, Jul 24 2026 02:08:07 PM

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
FLATHEAD RIVER, MIDDLE FORK
BASIN 76I**

Water Right Number: 76I 12465-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: DISMISSED

Owners: LUNDGREN, NANCY REVOCABLE TRUST
PO BOX 235
WEST GLACIER, MT 59936

Priority Date:

Type of Historical Right:

Purpose (Use): COMMERCIAL

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF FLATHEAD RIVER, MIDDLE FORK

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT.