

Linda Sauer

Pro Se Objecter

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WC-0001-C-2021

February 20, 2025

Montana Water Court

IN THE WATER COURT OF THE STATE OF MONTANA

CONFEDERATED SALISH AND KOOTENAI TRIBES – MONTANA – UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

REQUEST FOR HEARING ON MATERIAL INJURY

In compliance with Case Management Order #5 issued by the Water Court on January 31, 2025, I, Linda Sauer, am responding to the Court's request for information pertaining to an evidentiary hearing and discovery.

My amended objection is dated December 7, 2023, and is Docket No. 1494.

I respectfully request that the Court hold an evidentiary hearing to provide evidence helpful in the determination of the extent of material injury, constitutional violations and violation of res judicata caused by the implementation and enforcement of the consent decree. I wish to provide this evidence not only in my personal interest but also as a matter of Public Interest.

It is my intention also to provide affidavits attesting to the details of material injury caused to Public Interest by the implementation of the Compact. I would like to reserve the right to call no more than two witnesses in lieu of the affidavits. I believe that presentation of my evidence and the possible witness testimony would take less than one hour.

I respectfully reserve the right to request discovery of the compact parties if necessary for the purpose of proving material injury, including, but not limited to, affirmations, interrogatories, and document production including the Damages Report, quantification of the water rights awarded to the CSKT in the Compact, and documents pertaining to the tribes' Court of Claims and Indian Claims Commission cases.

I would prefer to attend an evidentiary hearing in Lake County, but there are no dates or locations that would be impossible for me to attend.

LINDA SAUER, Pro Se Objecter

CERTIFICATE OF SERVICE

This is to certify that the foregoing was served on the following persons as noted below.

Montana Water Court 1123 Research Drive P.O. Box 1389 Bozeman, MT 59771-1389	<input type="checkbox"/> E-Filing Service <input type="checkbox"/> U.S. Mail (first class postage) <input type="checkbox"/> Federal Express <input type="checkbox"/> Hand-Delivery <input type="checkbox"/> Telefacsimile <input checked="" type="checkbox"/> E-mail: watercourt@mt.gov
United States Todd Kim Assistant Attorney General David W. Harder Senior Attorney for Legal Issues U.S. Department of Justice Indian Resources Section Environment & Natural Resources Div. 999 18th St., South Terrace, Suite 370 Denver, Colorado 80202 Rebecca M. Ross, Senior Attorney USDOJ James Cooney, Trial Attorney USDOJ Indian Resources Section, Environment and Natural Resources Div. 150 M Street, NE Washington DC 20002	<input type="checkbox"/> E-Filing Service <input type="checkbox"/> U.S. Mail (first class postage) <input type="checkbox"/> Federal Express <input type="checkbox"/> Hand-Delivery <input type="checkbox"/> Telefacsimile <input checked="" type="checkbox"/> E-mail: david.harder@usdoj.gov efile_denver.enrd@usdoj.gov rebecca.ross@usdoj.gov james.cooney@usdoj.gov
State of Montana Molly M. Kelly Montana DNRC 1539 Eleventh Avenue, PO Box 201601 Helena, MT 59601 Terisa Oomens Agency Legal Counsel Agency Legal Services Bureau P.O. Box 201440 Helena, MT 59620-1440 Tel: (406) 444-7375	<input type="checkbox"/> E-Filing Service <input type="checkbox"/> U.S. Mail (first class postage) <input type="checkbox"/> Federal Express <input type="checkbox"/> Hand-Delivery <input type="checkbox"/> Telefacsimile <input checked="" type="checkbox"/> Email: Molly.kelly2@mt.gov Jean.saye@mt.gov j.wells@mt.gov Terisa.oomens@mt.gov
CS&KT Daniel J. Decker Melissa Schlichting Christina M. Courville, Danna Jackson, Zach Zipfel Confederated Salish & Kootenai Tribes Tribal Legal Department PO Box 278 Pablo, MT 59855 Ryan C. Rusche, Sonosky, Chambers, Sachse, Endreson & Perry, LLP PO Box 2930, Columbia Falls, MT 59912	<input type="checkbox"/> E-Filing Service <input type="checkbox"/> U.S. Mail (first class postage) <input type="checkbox"/> Federal Express <input type="checkbox"/> Hand-Delivery <input type="checkbox"/> Telefacsimile <input checked="" type="checkbox"/> E-mail: Melissa.Schlichting@cskt.org Christina.Courville@cskt.org daniel.decker@cskt.org zachary.zipfel@cskt.org danna.jackson@cskt.org rusche@sonosky.com

Dated this 20th day of February, 2025

/s/ Linda Sauer

Objector