

## United States filings for Tribes and Other water rights in Montana during the 1970's

Name	Case Number	Date	Tribe	9 <sup>th</sup> Circuit Court #	Basins	Entity for Which Federal Claims were filed	Notes
Northern Cheyenne Indian Tribe of the Northern Cheyenne Indian Reservation v. Tongue River Water Users Association et al	CV-76-6-BLG	01/30/75	N. Cheyenne	CA-79-4887	Rosebud Creek and Tongue River	<ul style="list-style-type: none"> <li>Northern Cheyenne Reservation / Northern Cheyenne Tribe</li> </ul>	Consolidated with CV-75-20-BLG on 09/04/1975. Tribe's amended complaint filed 09/04/1975
United States v. Tongue River Water Users Association, et al.,	CV-75-20-BLG	3/7/1975	N. Cheyenne, Crow	CA-80-3040, CA-80-3041, CA-80-3042	Rosebud Creek and Tongue River	<ul style="list-style-type: none"> <li>Northern Cheyenne Reservation / Northern Cheyenne Tribe and Members</li> <li>Crow Indian Reservation / Crow Tribe and Members</li> <li>Custer Nat'l Forest</li> <li>Livestock Experiment Station</li> </ul>	The district court stayed the proceedings pursuant to stipulation of the parties, pending the SCOTUS decision in Colorado River Water Conservation District v. United States 424 U.S. 800 (1976)
United States v. Big Horn Low Line Canal, et al.,	CV-75-34-BLG	04/17/75	Crow	CA-80-3062, CA-80-3063	Tongue River, Big Horn River, Little Big Horn River, Pryor Creek, Sage Creek, Tullock Creek, and Sarpy Creek	<ul style="list-style-type: none"> <li>Crow Indian Reservation / Crow Tribe and Allottees</li> <li>Custer Nat'l Forest</li> <li>Pryor Mountain Wild Horse Range</li> <li>Big Horn Canyon Nat'l Recreation Area</li> <li>Yellowtail Unit of the Pick-Sloan Missouri River Project</li> </ul>	Amended complaints were filed by US in the two cases it brought on 08/01/1975 and 08/29/1975 respectively
United States v. Aasheim, et al.,	CV-79-40-BLG	4/5/1979	Fort Peck Sioux and Assiniboine Tribes	CA-80-3028, CA-80-3061	Poplar River	<ul style="list-style-type: none"> <li>Fort Peck Reservation / Tribes and Allottees</li> <li>Medicine Lake Nat'l Wildlife Refuge</li> <li>Federal Public Lands springs and water holes, nonproducing oil and gas wells, water for grazing, stock, and other uses</li> </ul>	

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United States v. Aageson, et al,	CV-79-21-GF	04/05/79	Fort Peck Rocky Boys, Fort Belknap, and Blackfeet	CA-80-3032, CA-80-3044	Milk River and St. Mary River System	<ul style="list-style-type: none"> <li>• Rocky Boys Reservation / Chippewa Cree and Allottees</li> <li>• Blackfeet Reservation / Blackfeet Tribe and Allottees</li> <li>• Fort Peck Reservation / Sioux and Assiniboine Tribes and Allottees</li> <li>• Fort Belknap Reservation / Gros Ventre and Assiniboine Tribes and Allottees</li> <li>• Glacier National Park</li> <li>• Milk River Bureau of Reclamation Project</li> <li>• Federal Public Lands springs and water holes, non-producing oil and gas wells, water for grazing, stock and other uses.</li> <li>• Lake Thibadeau Nat'l Wildlife Refuge</li> <li>• Black Coulee Nat'l Wildlife Refuge</li> <li>• Hewitt Lake Nat'l Wildlife Refuge</li> <li>• Bowdoin Nat'l Wildlife Refuge</li> <li>• Creedman Coulee Nat'l Wildlife Refuge</li> <li>• Havre Air Force Station</li> <li>• Customs stations Fort William Henry Harrison Nat'l Guard Facility</li> <li>• Reservoir water for Lake Sherburne, Fresno Reservoir, Nelson Reservoir and Beaver Creek Reservoir</li> <li>• Waterfowl Production Area Tracts. Sam F. Webb, James Pearce, Anchor Holm</li> </ul>	

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United States v. AMS Ranch, Inc, et al.,	CV-79-22-GF	4/5/1979	Blackfeet	CA-80-3045	Marias River System	<ul style="list-style-type: none"> <li>• Blackfeet Indian Reservation / Blackfeet Tribes and Allottees</li> <li>• Glacier National Park</li> <li>• Lewis and Clark National Forest</li> <li>• Federal Public Lands springs and water holes, non-producing oil and gas wells, water for grazing, stock and other uses</li> <li>• Lower Marias Unit of BOR Reclamation including Lake Elwell (Tiber Reservoir).</li> </ul>	
United States v. Abell, et al.,	CV-79-33-M	04/05/79	CSKT	CA-80-3038	Flathead River	<ul style="list-style-type: none"> <li>• Flathead Reservation / CSKT and Allottees</li> <li>• FIPP (Indian and Non) Irrigation and Power, Reservoir Sites</li> <li>• Bison Range</li> <li>• Glacier National Park</li> <li>• Flathead Nat'l Forest</li> <li>• Reclamation Projects - Hungry Horse Dam and Reservoir</li> <li>• Lolo Nat'l Forest</li> <li>• Various Power Site Reserves and projects incl Kerr, and Tribal owned</li> <li>• Ninepipe Nat'l Wildlife Refuge</li> <li>• Pablo Wildlife Refuge</li> <li>• Creston Nat'l Fish Hatchery</li> <li>• Lion Lake for Irrigation</li> <li>• Kalispell Air Force Station</li> <li>• Swan River Nat'l Wildlife Refuge</li> <li>• Various Post Offices</li> </ul>	On 11/26/1979 District Judges Battin and Hatfield issued a joint Order dismissing all 7 suits on the basis of "wise judicial administration." The US and some tribes appealed the order to the 9 Circuit Court which consolidated the appeals for review. On 05/23/1980 the CSKT moved to intervene in the appeal of Abell. All of the federal cases were argued before the court 07/15/1981