

No. 137, Original



In The
Supreme Court Of The United States



STATE OF MONTANA,

Plaintiff,

v.

STATE OF WYOMING

and

STATE OF NORTH DAKOTA

Defendants.



Before the Honorable Barton H. Thompson, Jr.
Special Master



CONSOLIDATED EXHIBIT LIST

September 30, 2013

JOINT EXHIBIT LIST

Ex. #	Joint Exhibit Description
J1	Yellowstone River Compact
J2	YRCC Annual Report – 1952
J3	YRCC Annual Report – 1953
J4	YRCC Annual Report – 1954
J5	YRCC Annual Report – 1955
J6	YRCC Annual Report – 1956
J7	YRCC Annual Report – 1957
J8	YRCC Annual Report – 1958
J9	YRCC Annual Report – 1959
J10	YRCC Annual Report – 1960
J11	YRCC Annual Report – 1961
J12	YRCC Annual Report – 1962
J13	YRCC Annual Report – 1963
J14	YRCC Annual Report – 1964
J15	YRCC Annual Report – 1965
J16	YRCC Annual Report – 1966
J17	YRCC Annual Report – 1967
J18	YRCC Annual Report – 1968
J19	YRCC Annual Report – 1969
J20	YRCC Annual Report – 1970
J21	YRCC Annual Report – 1971
J22	YRCC Annual Report – 1972
J23	YRCC Annual Report – 1973
J24	YRCC Annual Report – 1974

J25	YRCC Annual Report – 1975
J26	YRCC Annual Report – 1976
J27	YRCC Annual Report – 1977
J28	YRCC Annual Report – 1978
J29	YRCC Annual Report – 1979
J30	YRCC Annual Report – 1980
J31	YRCC Annual Report – 1981
J32	YRCC Annual Report – 1982
J33	YRCC Annual Report – 1983
J34	YRCC Annual Report – 1984
J35	YRCC Annual Report – 1985
J36	YRCC Annual Report – 1986
J37	YRCC Annual Report – 1987
J38	YRCC Annual Report – 1988
J39	YRCC Annual Report – 1989
J40	YRCC Annual Report – 1990
J41	YRCC Annual Report – 1991
J42	YRCC Annual Report – 1992
J43	YRCC Annual Report – 1993
J44	YRCC Annual Report – 1994
J45	YRCC Annual Report – 1995
J46	YRCC Annual Report – 1996
J47	YRCC Annual Report – 1997
J48	YRCC Annual Report – 1998
J49	YRCC Annual Report – 1999
J50	YRCC Annual Report – 2000
J51	YRCC Annual Report – 2001
J52	YRCC Annual Report – 2002
J53	YRCC Annual Report – 2003
J54	YRCC Annual Report – 2004
J55	YRCC Annual Report – 2005
J56	YRCC Annual Report – 2006

J57	YRCC Annual Report – 2007
J58	HKM Engineering Inc., Powder/Tongue River Basin Plan (February 2002)
J59	Wyoming Hydrographer Report for the year 2001
J60	Wyoming Hydrographer Report for the year 2002
J61	Wyoming Hydrographer Report for the year 2004
J62	Wyoming Hydrographer Report for the year 2006
J63	Division II Tab Book
J64	Letter from J. Stults to P. Tyrrell re: Call for Water under Yellowstone River Compact (May 18, 2004) (with attachments)
J65	Letter from P. Tyrrell to J. Stults re: Response to May 18, 2004 Letter (May 24, 2004)
J66	Letter from P. Tyrrell to J. Stults re: technical information (July 6, 2004)
J67	Letter from J. Stults to P. Tyrrell re: Request for Information (July 19, 2004)
J68	Letter from J. Stults to P. Tyrrell re: Call for Water under Yellowstone River Compact (July 28, 2006) (with attachments)
J69	Letter from P. Tyrrell to R. Moy re Response to July 28, 2006 Letter (Aug. 9, 2006)
J70	Letter from M. Sexton to P. Tyrrell re: Montana's Call for Water Under Yellowstone River Compact (Oct. 3, 2006)
J71	Field Trip Brochure
J72	

MONTANA EXHIBIT LIST

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M1	Map of the Tongue and Powder River Basins within the Yellowstone River Basin					
M2	Reservoirs in the Tongue and Powder River Basins					
M3	Expert Report of Kevin Smith					
M4	Rebuttal Expert Report of Kevin Smith					
M5	Expert Report of Dale E. Book and Resume					
M6	Expert Rebuttal Report of Dale E. Book					
M7	Gordon Aycock Rebuttal Report					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M8	Expert Report of Richard G. Allen					
M9	Expert Report of Steven P. Larson					
M10	Expert Rebuttal Report of Steven Larson					
M11	Charles Dalby Expert Report and Resume					
M12	Douglas Littlefield Rebuttal Expert Report					
M13	Not Used					
M14	Martner, Brooks E. 1986, Wyoming Climate Atlas (ftp://ftpfc.sc.egov.usda.gov/WY/wycnmp/cnmp08b.pdf)					
M15	United States Department of Agriculture, National Agricultural Statistics Service, 2007 Census of Agriculture, Montana State and County Data, Vol 1, Geographic Area Series, Part 26 (www.agcensus.usda.gov)					
M16	Water Resources Survey, Montana State Engineer and State Water Conservation Board, "History of Land and Water Use on Irrigated Areas", Big Horn County (1947), Rosebud County (1948), and Custer County (1948) (http://dnrc.mt.gov/wrd/water_rts/survey_books/default.asp)					
M17	Survey Map of the Yellowstone River Basin, U S Bureau of Reclamation, 1944					
M18	Tongue River Reservoir Project, Project Yield Analysis, Systems Technology, March, 1984					
M19	Tongue River Project Water Allocation Study Report, Bechtel Corporation. 1968					
M20	Tabulations of adjudicated Water rights in the Tongue River Basin; Bill Knapp, Wyoming Disclosure (WY 28913)					
M21	Banner and Associates, Inc (1985), Tongue River Level I Final Report					
M22	Wyoming Water Planning Program; Report No. 7 – Irrigated Lands Inventory for Wyoming, Wyoming State Engineer's Office, January, 1971					
M23	Entech Inc.; Prairie Dog Creek Watershed Master Plan; November,					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
	2001					
M24	Sheridan Supplemental Supply Study, Level II, Phase I; Dowl HKM, May, 2011					
M25	IDS AWAS Alluvial Water Accounting System, Version 1.2.16, Schroeder Original					
M26	Montana Department of Natural Resources and Conservation, Waren, Kirk, (October 27, 1993), "Adequacy of available data for an analysis of the groundwater alternative," Montana disclosure (MT-07349)					
M27	"Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho", Richard G. Allen and Clarence W. Robinson, University of Idaho, September 2006, Revised April 2007					
M28	"Affect of Nitrogen and Phosphorus Fertilizers on Irrigated Perennial "Cool Season Grass Hay Production", Blaine E. Horn, University of Wyoming Cooperative Extension Service, Land & Livestock, January 2010.					
M29	"Ref-ET: Reference Evapotranspiration Calculation Software for FAO and ASCE Standardized Equations", University of Idaho and Richard G. Allen, version 3.1 (2011)					
M30	"Irrigation Water Requirements, Technical Release No. 21", USDA, Soil Conservation Service, September 1970					
M31	"Crop Evapotranspiration – Guidelines for Computing Crop Water Requirements – FAO Irrigation and Drainage Paper 56" (FAO-56)					
M32	Montana Water Right Claim Examination Rules Amended by the Montana Supreme Court, effective December 5, 2006					
M33	Not Used					
M34	GIS Aerial Photography and Layers a. Aerial Photography with 2011 Montana irrigated area b. Aerial Photography with 2006 Wyoming irrigated area c. Montana Bureau of Mines and Geology Geological Maps for					

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	the Forsyth, Miles City, Lame Deer, Powderville, and Birney 30 x 60 Quadrangles. Open File Nos. 425, 426, 428, 429, and 431. (http://www.mbmgt.mtech.edu/gmr/gmr-statemap.asp)					
M35	Not Used					
M36	CH2M Hill, Tongue & Little Bighorn River Basin Project, prepared for State of Wyoming, Governor's interdepartmental water conference; March, 1977					
M37	AECOM Inc., 2009, Update of the Task 1B Report for the Powder River Basin Coal Review Current Water Resources Conditions: prepared for U.S. Bureau of Land Management, High Plains District Office and Wyoming State Office, Wyoming, 193 p.					
M38	Applied Hydrology Associates Inc. and Greystone Environmental Consultants Inc., 2002, Technical Report, Powder River Basin Oil and Gas Environmental Impact Statement: Groundwater modeling of impacts associated with mining and coal bed methane development in the Powder River Basin: prepared for U.S. Bureau of Land Management, Buffalo Field Office, Buffalo, Wyoming, 288 p.					
M39	AECOM Inc., 2011, Powder River Basin Coal Review Impoundment Study: prepared for U.S. Bureau of Land Management, High Plains District Office and Wyoming State Office, Wyoming, 28 p.					
M40	Not Used					
M41	Cooper, David J., John S. Sanderson, David I. Stannard and David P. Groeneveld, 2006, Effects of long-term water table drawdown on evapotranspiration and vegetation in an arid region phreatophyte community. Journal of Hydrology (2006) 325 21-34					
M42	Final Report of the Special Master with Certificate of Adoption of RRCA Groundwater Model. State of Kansas vs. State of Nebraska and State of Colorado. Supreme Court of the United States. 126. September 17, 2003					
M43	Payne, Aaron A. and Demian M. Saffer, 2005, Surface Water					

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				By Montana	By Wyoming	
	Hydrology and Shallow Groundwater Effects of Coalbed Methane Development, Upper Beaver Drainage, Powder River Basin, Wyoming. Wyoming Geo-Notes, 80, Special Issue on Coalbed Methane, Wyoming Geological Survey					
M44	Sanderson, John S. and David J. Cooper, Ground water discharge by evapotranspiration in wetlands of an arid intermountain basin. <i>Journal of Hydrology</i> (2008) 351, 344-359					
M45	Allen, R.G., L.S. Pereira, D. Raes, and M. Smith. 1998. "Crop <i>Evapotranspiration: Guidelines for computing crop water requirements.</i> " Irrig. and Drain. Paper 56, Food and Agriculture Organization of the United Nations, Rome, 300 pp.					
M46	Allen, R.G., M. Tasumi, A.T. Morse, and R. Trezza. 2005b. A Landsat-based Energy Balance and Evapotranspiration Model in Western US Water Rights Regulation and Planning. <i>J. Irrigation and Drainage Systems</i> . 19:251-268.					
M47	Allen, R.G., M. Tasumi and R. Trezza. 2007a. Satellite-based energy balance for mapping evapotranspiration with internalized calibration (METRIC) – Model. <i>ASCE J. Irrigation and Drainage Engineering</i> 133(4):380-394.					
M48	Allen, R.G., M. Tasumi, A.T. Morse, R. Trezza, W. Kramber, I. Lorite and C.W. Robison. 2007b. Satellite-based energy balance for mapping evapotranspiration with internalized calibration (METRIC) – Applications. <i>ASCE J. Irrigation and Drainage Engineering</i> 133(4):395-406.					
M49	Allen, R.G., Pereira, Luis S., Howell, Terry A., Jensen, Marvin E. 2011a. Evapotranspiration Information Reporting: I. Factors Governing					

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				By Montana	By Wyoming	
	Measurement Accuracy. <i>Agricultural Water Management</i> . 98(6):899-920					
M50	Allen, R.G., Pereira, Luis S., Howell, Terry A., Jensen, Marvin E. 2011b. Evapotranspiration Information Reporting: II. Recommended Documentation. <i>Agricultural Water Management</i> . 98(6):921-929. MT-14860					
M51	Not Used					
M52	Allen, R.G., Tasumi, M., Trezza, R., Kjaersgaard, J.H., 2010. METRIC. Mapping Evapotranspiration at High Resolution. Applications Manual, V 2.0.4. University of Idaho. 166 pp.					
M53	ASCE – EWRI. (2005). The ASCE Standardized reference evapotranspiration equation. ASCEEWRI Standardization of Reference Evapotranspiration Task Comm. Report, available at http://www.kimberly.uidaho.edu/water/asceewri/					
M54	Not Used					
M55	Hargreaves, G.H. and R.G. Allen. 2003. History and evaluation of the Hargreaves evapotranspiration equation. <i>J. Irrig. and Drain. Engrg.</i> , ASCE. 129(1):53-63.					
M56	Jensen, M.E., R.D. Burman, and R.G. Allen (ed). 1990. "Evapotranspiration and Irrigation Water Requirements." ASCE Man. and Rep. on Engineering Pract. No.70, NYork, (excerpts)					
M57	Tasumi, M., R. G. Allen, R. Trezza, J. L. Wright. 2005a. Satellite-based energy balance to assess within-population variance of crop coefficient curves, <i>J. Irrig. and Drain. Engrg.</i> , ASCE 131(1):94-109.					
M58	Tasumi, M., R. Trezza, R.G. Allen and J. L. Wright. 2005b. Operational aspects of satellite based energy balance models for irrigated crops in the semi-arid U.S. <i>J. Irrigation and Drainage Systems</i> . 19:355-376.					
M59	Letter from D. Ewart to F. Buck (April 15, 1952)					

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				By Montana	By Wyoming	
M60	Not Used					
M61	Letter from F. Bishop to W. Rhoads (dated July 14, 1971)					
M62	Letter from G. Christopulos to O. Ferris (dated April 13, 1977)					
M63	Letter from T. Schwinden to E. Herschler, (dated Jan. 1, 1984)					
M64	Letter from E. Herschler to T. Schwinden (dated April 10, 1984)					
M65	Montana-Wyoming Negotiations Powder River (dated October 25, 1985)					
M66	Letter from G. Christopulos to G. Fritz (dated December 13, 1985)					
M67	Letter from G. Fritz to G. Moore (dated January 20, 1986)					
M68	Transcribed Conversation Between G. Moore, G. Fritz, and G. Christopolous					
M69	Memo from R. Moy to G. Fritz (dated December 15, 1986)					
M70	Letter from MT Gov. to WY Gov. re adverse impact to MT from contemplated WY development (01/03/1984) – (WY 099906 – 099909)					
M71	HJR 35 – EQC Briefing (September 2004) (MT 13298-13300) (Depo. Exh. 157)					
M72	R.C. Williams, “Outline of a Computational Procedure for Allocation of Yellowstone River Water” (dated Nov. 11, 1971)					
M73	Letter from O. Ferris to W. Scott (dated Dec. 31, 1974)					
M74	Letter from O. Ferris to G. Christopulos (dated March 2, 1976)					
M75	Draft Water Management Model for the Yellowstone River Basin					
M76	Memo from R. Moy to G. Fritz (dated June 1, 1981)					
M77	Not Used					
M78	Letter from L. Allen to D. Ashenberg (dated June 30, 1983)					
M79	Letter from G. Fritz to G. Christopulous (dated October 27, 1983)					
M80	Undated Summary of Hydrography, Computer Calculations					
M81	Notes on Gary Fritz's Letter of October 27, 1983, on Yellowstone Compact Allocation and Administration - (WY-000080-89)					
M82	Letter from Gary Fritz to George Christopulos, 10/27/1983 (WY-					

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				By Montana	By Wyoming	
	00090-95)					
M83	Letter from Louis Allen to Craig Cooper, 7/21/1983 (WY-000112-113)					
M84	Letter from Craig Cooper to Louis Allen, 7/14/1983 (WY-000114-116)					
M85	Letter from Louis Allen to Dan Ashenberg, 6/30/1983 (WY-0001117-118)					
M86	Notes on YRC Water Allocation, Louis E. Allen, 6/23/1983 (WY-000119-122)					
M87	Letter from John Buyok, Louis E. Allen to George Christopulos, 6/22/1983 (WY-000123-125)					
M88	Draft Proposal for the Formulation of a Cooperative Plan Based on Stream Flow Forecasting to Administer the Yellowstone River Compact (WY-000126-140)					
M89	Summary Notes on December 14, 1984, Meeting in Sheridan to Discuss Ashenberg's Tongue River Allocation Example, 9/20/1984 - (WY-000148-152)					
M90	Letter to G. Christopulos from Gary Fritz, enclosing example Tongue River Apportionment, 9/20/1984 (WY-000167-212)					
M91	Letter to John Shields, from Dan Ashenberg, enclosing materials, 4/2/1983 (WY-000334)					
M92	List of Pending Matters within the Yellowstone River Basin (WY-000518-519)					
M93	Proposal for Administration, 11/9/1979 (WY-004831-4838)					
M94	Letter to G. Christopulos from Frank Trelease, re: answering MT questions, 2/27/1976 (WY-005288-5292)					
M95	Draft Proposal for A Water Management Model for the Yellowstone River Basin, 4/12/1977 (WY-005960-5985)					
M96	Letter to Orrin Ferris from G. Christopulos, re: "Issues and Questions," 4/13/1977 (WY-005986-5990)					
M97	Draft Report, A Cooperative Plan to Administer the YRC, Dan Ashenberg, 11/1983 (WY-011285-11377)					

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				By Montana	By Wyoming	
M98	Outline of a Computational Procedure for Allocation of Yellowstone River Water, 11/11/1971 (WY-01850-18575)					
M99	Not Used					
M100	Letter to Mike Whitaker from Gordon Fassett re: Unpermitted Stock Reservoirs in Hanging Woman Creek Drainage, 7/11/1988 (WY-018695-18696)					
M101	Memo from MT SEO – Montana's draft "History of the YRC" (02/28/1990) (WY 081316-081352)					
M102	Memo from interstate streams engineer to WY SE re MT's Article V Admin. Methodology (04/01/1986) (WY 084227-084242)					
M103	Letter from MT DNRC to WY SEO re minutes/agenda of 5/17 meeting (5/20/1983) (WY 084337-084362)					
M104	Letter from WY SEO to MT DNRC re issues and questions for discussion on YRC (04/13/1977) (WY 084421-084425)					
M105	Memo from WY SEO to YRCC file re compact administration (12/31/1974) (WY 084452-084457)					
M106	Memo to file Trelease re YRC – Rich Moy's comments, Dec., 2, 1982 (12/07/1982) (WY 102083 – 102086)					
M107	Issues and Questions for Discussion Yellowstone River Compact (11/12/75 YRCC meeting) (WY 106065 – 106067)					
M108	Letter from Richard Moy to G. Pike (10/22/82) (WY 048014 – 048015)					
M109	Memo from F. Trelese to F. Bishop re notes on Bechtel Tongue River Water Allocation Study (11/14/68) (WY 048155 – 048156)					
M110	Letter to Grady Moore/Gary Fritz from Wyoming OSE re Allocation of water to be stored in Middle Fork Reservoir under the YRC (12/13/85) (Depo. Exh. No.104) (WY 000395-396)					
M111	Letter to Gordon Fassett from Gary Fritz re draft of YRC Commission's "Status Report and Work Plan" (9/9/88) (Depo. Exh. No.112) (WY 018716 – 18719)					
M112	Investigations Needed on the Interstate Tributaries of the Yellowstone					

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				By Montana	By Wyoming	
	River (11/6/03) (Depo. Exh. No.192) (MT-01153-1159)					
M113	Draft Work Plan, YRC Technical Arguments (12/18/03) (MT-13087-13088) (Depo. Exh. No.193)					
M114	Montana's Perspective on the Yellowstone River Compact in the 1990's (Depo. Exh. No.196) (MT-12865-12868)					
M115	Memo to Larry Marshall from Chuck Dalby re YRC Status -- Tongue River (2/24/89) (Depo. Exh. No.197) (MT-01461-01462)					
M116	Letter with attachments 1-27-1983 from D Ashenberg to Phillip E Farnes (MT-00035 - 00039)					
M117	Memorandum 6-1-1981 from Rich Moy to Gary Fritz (MT-00040 - 00042)					
M118	Memo from G. Fritz to T. Doney re YRC RFP (Newell Anderson) (7/25/79) (MT-00043 - 00047)					
M119	Letter from Earl Lloyd to Em J. VanCamp (11/17/64) (MT-00105 - 00109)					
M120	Letter-03-2-1976-Orrin Ferris To George Christopoulos (MT-00195 - 00199)					
M121	Not Used					
M122	Report-Analysis-Yellowstone River Compact-11-29-1989 By Rich Moy (MT-01461 - 01462)					
M123	Figure 2 Flow Diagram Proposed Method Compact Administration (MT-10775 - 10775)					
M124	Ltr Fritz from Fassett re stock reservoir in Hanging Woman_09-19-1988 (MT-10783 - 10783)					
M125	Declaration of Richard Moy					
M126	Second Declaration of Richard Moy					
M127	Third Declaration of Richard Moy					
M128	Declaration of Jack Stults					
M129	Second Declaration of Jack Stults					
M130	Declaration of Douglas R. Littlefield, Ph.D					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M131	MT Proposed YRCC Resolution, 12/6/2006 - WY-027396-027398					
M132	Not Used					
M133	Summary of WY/MT meeting to discuss water supply issues in TRB (01/16/2002) (WY 100274 – 100275)					
M134	Email from Lowry to Whitaker re call with Keith Kerbel, MT interested in looking at operational issues above TRR, and compact admin – need for tech comm meeting (11/19/2001) (WY 104911)					
M135	Summary of meeting b/w MT and WY to discuss water supply issues in the TRB (01/16/2002) (WY 107431)					
M136	Letter from G. Forte to G. Christopoulos (5/4/82) with handwritten notes (WY 048184 – 048198)					
M137	Memo from C. Stiles to Tongue River Advisory Committee re minutes from TRAC meeting on May 15, 2002 (6/8/02) (WY 045254 – 045256)					
M138	Sue Lowry minutes of January 2002 YRCC Technical Committee					
M139	Letter to Mike Whitaker from Gordon Fassett re Unpermitted Stock Reservoirs in Hanging Woman Creek Drainage (7/11/88) ((Depo. Exh. No.107) (WY 018695-018696)					
M140	Letter to Gary Fritz from Gordon Fassett re 1986 report by Louis Allen (9/9/88) (Depo. Exh. No.108) (WY 018693-WY018694)					
M141	Letter-05-23-2002-From Jack Stults to Norma Bixby (MT-01095 – 01096)					
M142	Letter-05-03-2002-From Art Hayes to Jack Stults (MT-01097 – 01097)					
M143	Letter-05-07-2002-From Bud Clinch to Art Hayes (MT-01098 – 01099)					
M144	Letter-05-06-2002-From Norma Bixby to Jack Stults (MT-01100 – 01101)					
M145	Summary of MT-WY Meeting re Water Supply Issues_01-16-2002 (MT-10883 – 10884)					
M146	Email from Pat Tyrrell to Jack Stults, re: Status, 6/16/2004 (WY-018753)					
M147	Keith Kerbel call notes, 6/18/2004 – (WY-018754-18756)					

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M148	MT/WY Conference Call Agenda, 6/30/2004 – (WY-018757-18761)					
M149	Letter to Jack Stults from Pat Tyrrell, re: June 30, 2004 Call, 7/6/2004 – (WY-018762-18764)					
M150	2004, 2006 Correspondence, documents – (WY-018765-19031)					
M151	Tongue River Mean Flows, 2001-2004 – (WY-027456)					
M152	Acre-Feet of Storage/Acres Irrigated-1950 – (WY-027457)					
M153	Table-Annual Summary of Contents for YRC Reservoirs or Lakes in Acre-Feet (Tongue), 2005, 2006 – (WY-027575)					
M154	Tongue River Schematic – (WY-027592-027593)					
M155	Tongue River Mean Flows at USGS Gaging Stations, 1964-2003 – (WY-027594)					
M156	Tongue River Seasonal Flows, in AF, 1986-2003 – (WY-027602-27605)					
M157	Privileged and Confidential Briefing for Gov. Freudenthal from P. Tyrrell, 6/10/2004, re: Meeting with Montana (6/10/2004) – (WY-028042-028043)					
M158	WY SEO Bulletpoints for call with Gov. Schweitzer on 6/27/2005 – (WY-028048)					
M159	Draft Management Plan, Tongue River, 6/28/2004 – (WY-028339)					
M160	E-mail to Sue Lowry from Keith Kerbel, re: WY Duty of Water, 1/1/2004 – (WY-028361)					
M161	Memo to Bob Davis, USGS, From Jack Stults, re: MT Comments on 12/6/2004 Draft Minutes, 3/2/2005 – (WY-028557-28558)					
M162	Wyoming Reservoirs, pre-1950, post-1950 capacity, 2004 storage – (WY-028602)					
M163	Questions for Montana at 6/10 Meeting, 6/9/2004 – (WY-028614-28615)					
M164	Seasonal flows, AF, 1984-2002 – (WY-028668)					
M165	Seasonal CFS, 1984-2003 – (WY-028670-28672)					
M166	E-mail from Sue Lowry to Jack Stults, re: 1973 WY Water Planning					

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				By Montana	By Wyoming	
	Doc – (WY-028813)					
M167	Michael Whitaker to Sue Lowry re Fwd: FW:Water Rights Information – (WY 028627)					
M168	Patrick Tyrrell to Jack Stults re Legal issues – (WY 028632)					
M169	SEO's bullet points for call with Schweitzer (06/27/2006) – (WY 100277 – 100277)					
M170	Briefing for Governor re Montana's call under YRCC by Tyrrell (06/14/2004) – (WY 100278 – 100280)					
M171	Briefing for Governor re Montana's call under YRCC by Tyrrell (06/29/2004) (WY 100281 – 100283)					
M172	Email from Tyrrell copying Stults re YRC issues (07/29/2004) – (WY 103343)					
M173	Letter from J. Stults to P. Tyrrell re request for information (7/19/04) (WY 103347 – 103348)					
M174	Privileged Draft – Potential Items for TR Basin Management Plan (06/28/2004) – (WY 103754-103755)					
M175	Wyoming Reservoirs; Sheet 1 (created 3/24/05) ((Depo. Exh. No. 7)					
M176	Wyoming Reservoirs (Depo. Exh. No.11)					
M177	Little Goose Creek 2006 (created 1/15/97) (Depo. Exh. No. 26)					
M178	Big Goose Creek (created 1/12/97) (Depo. Exh. No. 27)					
M179	Canyon Flows Compared to State Line Flows (created 1/15/97) (Depo. Exh. No.28)					
M180	Annual AF (From Canyons and at State Line) (created 6/14/04) (Depo. Exh. No. 29)					
M181	Storage Acruaf AF (created 6/24/04) (Depo. Exh. No. 30)					
M182	Seasonal CFS (creataed 6/16/04) (Depo. Exh. No. 31)					
M183	Questions for Montana t 6/10 Meeting (6/9/04) (WY 018824-018825) (Depo. Exh. No. 118)					
M184	Irrigated Lands in MT and WY (4/24/12) (Depo. Exh. No. 133) (WY-029511)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M185	Memo to Sue Lowry from H. McFadden re YRC legal theories (undated) (Depo. Exh. No. 134) (WY028910- 028911)					
M186	Email from Marty VanCleave to Jack Stults re Interstate Water Flows May 17 th (5/17/04) (Depo. Exh. No. 184) (MT-13285)					
M187	Talking Points for the Governor (5/13/04) (MT-01397) (Depo. Exh. No. 186)					
M188	Draft-Preliminary Discussions Only-of Table- Wyoming Reservoirs-06-08-2004 (MT-01130 – 01130)					
M189	Three documents-Testimony Before The Senate Natural Resources Committee-House Joint Resolution 35 (4/23/03) (MT-01147 – 01152)					
M190	Report-Investigations Needed on the Interstate Tributaries of the Yellowstone River 11/6/2003 (MT-01153 – 01159)					
M191	Typed Notes-Not for Distribution-Meeting Summary-Yellowstone River Compact-06-10-2004 (MT-01389 – 01393)					
M192	Typed Notes-Draft Not for Distribution Meeting Summary-06-30-2004 (MT-01394 – 01395)					
M193	Memo-Attached Maps-Charts-Memoranda-08-08-2006-Chuck Dalby To Rich Moy (MT-01408 – 01432)					
M194	YRCC meeting notes, 4/26/1982 (WY-000072-79)					
M195	Memo to Jeff Fassett, from John Shields, re: YRCC Meeting April 17-18, 1984, 4/25/1984 (WY-000284-287)					
M196	Handwritten Notes re: YRCC Special Meeting, 4/17/1984 (WY-000288-294)					
M197	LEA YRCC Meeting Notes, 1/4/1984 (WY-000378-382)					
M198	State Engineer's Notes of YRCC Meeting (conference call), 12/16/1986 (WY-000431-453)					
M199	Notes re: YRCC Tongue River Technical Committee Meeting, 11/4/1982 – (WY-000670-671)					
M200	YRCC Tongue River Technical Committee Notes, 7/19/1982 – (WY-000725-727)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M201	Status of Water Rights on Indian Reservations, YRCC Special Meeting, 5/6/1971 – (WY-004628-4632)					
M202	YRCC Special Session minutes, 4/18/1977 – (WY-004801-4809)					
M203	YRCC Compact Administration Subcommittee notes, 7/19/1977 – (WY-004812-4813)					
M204	YRCC Annual Meeting Minutes, 11/9/1977 (WY-004814-4818)					
M205	YRCC Annual Meeting Notes, 11/26/1985 (WY-004918-4933)					
M206	YRCC 4/15/2004 Meeting Agenda, - (WY-018732)					
M207	YRCC Technical Committee Meeting Minutes, 4/14/2004 –(WY-018727-18731)					
M208	YRCC Meeting Agenda, 6/10/2004 – (WY-018752)					
M209	YRCC Technical Committee Meeting Agenda, 4/25/2005 – (WY-027357)					
M210	YRCC Technical Committee Meeting Agenda, 4/12/2006 – (WY-027358)					
M211	YRCC Annual Meeting Agenda, 12/6/2006 – (WY-027360)					
M212	YRCC Technical Committee Meeting Minutes, 4/12/2006 – (WY-027361-27365)					
M213	YRCC Technical Committee Meeting Minutes, 4/25/2005 – (WY-027376-27378)					
M214	Draft YRCC Meeting Minutes, 12/6/2006 – (WY-027407-027420)					
M215	YRCC Technical Committee Meeting Minutes, 4/14/2004 – (WY-027694-27698)					
M216	Not Used					
M217	Memo to Jeff Fassett from John Shields re YRCC meeting 4/17-18, 84 (Depo. Exh. No.103) (WY 000284-000287)					
M218	Meeting Notes for the YRCC 11/8/88 meeting (Depo. Exh. No.109) (WY18713-018715)					
M219	YRCC Technical Committee 4/14/04 (Depo. Exh. No.136) (WY-035629-035632)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M220	Draft Meeting Summary MT/WY YRC (6/10/04) (MT-01389-1393) (Depo. Exh. No.155)					
M221	Meeting Summry MT/WY YRC via teleconference (6/30/04) (MT-01394-1395) (Depo. Exh. No.156)					
M222	YRCC Technical Committee Discussions (5/25/05) (Depo. Exh. No.158) (MT-13475-13478)					
M223	(Depo. Exh. No.159)					
M224	Memo Billings Regional Office from Kerbel re YRCC meeting_01-07-1999 (MT-10750 – 10751)					
M225	Report of Meetings 2004 (MT-10899 – 10908)					
M226	Minutes Technical Committee_04-14-2004 (MT-10910 – 10914)					
M227	Water Projects Bureau – Montana DNRC					
M228	Declaration of Tim Davis					
M229	MT DNRC Water Commissioner Training Manual (03/01/2009) – (WY 101611 – 101653)					
M230	Water Rights in Montana (April 2012)					
M231	(Depo. Exh. No.216)					
M232	DNRC Organizational Charts					
M233	Adjudication Map					
M234	Map-Color-Tongue and Powder River with Tributaries in MT (MT-06599 – 06599)					
M235	Irrigation Examination for Basin 42C (MT-06723 – 06724)					
M236	MT-06761 - 06776 Offenkranz Irrigation Examination for Basin 42C					
M237	Engineering Report					
M238	Not Used					
M239	Letter from P. Rechard to F. Buck (dated Jan. 29, 1958)					
M240	Memo from C. Heidel to F. Stermitz (dated Oct. 4, 1962)					
M241	Letter from G. Fritz to W. Scott (with a copy to G. Christopolus) (dated April 26, 1978)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M242	Declaration of Chuck Dalby (July 13, 2012)					
M243	Miles City decree, District Court of the now 16th, formerly 17th, Judicial District of the State of Montana in and for the county of Custer, 1914					
M244	Acreage Summary by Quadrangle Tongue River Up-Date – (WY-000030-57)					
M245	Letter from Louis E. Allen, Wy Water Resources Engineer to Diana Stiz, MT DNRC, 4/6/1981 – (WY-000058)					
M246	Table 2.1-1 Summary of Tongue River Allocation Investigations - (WY-000675-676)					
M247	Memo to File, re: Tongue River Compact and Water Supply Studies, 12/3/1976 – (WY-000715-724)					
M248	Annual Report of the Wyoming State Engineer, 1977 – (WY-000794-798)					
M249	YRC, Tongue River Basin supply, needs calculations, 5/16/1978 – (WY-005468)					
M250	MT State Engineer's Office, Water Resources Survey, Irrigation Summary for Clarks, Big Horn, Tongue, Powder, 1950 – (WY-006105-6157)					
M251	Appendices: Tongue and Little Bighorn River Basin Project, CH2M Hill, 2/11/1977 – (WY-014577-14616)					
M252	Not Used					
M253	Letter to Rick Devore, from John Buyok, enclosing back up info on Wy Irrigation on Tongue River, 9/30/1982 – (WY-018682-18683)					
M254	YRCC, Irrigated Acreage in Montana as of 1/31/1950 – (WY-018270-18724)					
M255	Review of Bechtel Report on Tongue River Project, 4/6/1970 – (WY-022125-22138)					
M256	Tongue River in Montana, Diversions, sorted by location, priority date, water right, 4/26/2012 – (WY-027458-027473)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M257	Irrigated Lands, MT-WY, 1949-2002 – (WY-027496)					
M258	MT Tongue River Rights, as of 6/9/2004 – (WY-028570-28576)					
M259	Letter from WY SEO to Wright Water Engineers re receipt of memos on MT water rights, attachments (1982-1983) – (WY 083966-084069)					
M260	Letter from MT DNRC to USGS re estimates of irrigated lands etc. in MT portion of Tongue (04/26/1978) – (WY 084393-084408)					
M261	Memo to file from Trelease/Lehr re Tongue River Compact and Water Supply Studies (12/03/1976) – (WY 099819-099828)					
M262	Letter from HKM to Tavelli re water availability under strict admin of YRC and Belle Fourche Compact (09/18/2001) – (WY 099863 – 099863)					
M263	Memo from Sommers to Fassett re MT irrigated agriculture water demands (10/18/1982) – (WY 100154 – 100163)					
M264	Water Rights in Montana – DNRC (2004) - (WY 106187 – 106255)					
M265	Not Used					
M266	Letter from W. Long to F. Bishop re Bechtel Study (1/24/68) (WY 048158 – 048159)					
M267	Decree of the Waters of Tongue River, Docket No. 2809, and Modified Supplemental Judgment and Decree entered on the 20 th day of May, 1914					
M268	Supplemental Water Requirement for Montana's Portion of the Tongue River Basin					
M269	Letter with attachments 12-17-1971 from Lawrence M Zanto (MT-00013 – 00015)					
M270	Memorandum with attached charts and tables 4-11-1978 from Glenn R Smith (MT-00070 – 00085)					
M271	Letter and attachments 1-24-1950 from GERALD J Oravetz Asst State Engineer (MT-00123 – 00126)					
M272	Binder Clipped-Reports-Charts-Notes (MT-00739 – 00833)					
M273	Tables-Information about Irrigated Lands Totals on Tributaries and					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
	Creeks (MT-01126 – 01129)					
M274	Decree of Waters of Tongue 05-20-1914 (MT-10920 – 10920)					
M275	Not Used					
M276	Declaration of Karen Barclay Fagg					
M277	Declaration of Art Hayes, Jr.					
M278	Tongue River Dam Manual for Operations and Maintenance (Revised January 2004), State Water Projects Bureau Water Resources Division, Montana Department of Natural Resources and Conservation					
M279	1996 Tongue River Basin Project Final Environmental Impact statement, March 1996.					
M280	Kelly Report 1960					
M281	The Tongue River Dam Project, Summary Report 1980					
M282	Detailed Report of All Projects – 1934-1940					
M283	Letter from Dick Karp (STI) to YRCC, enclosing Water Supply Analysis for Tongue River Project, 7/9/1982 - WY-000538-547					
M284	Documentation and Supporting Data for the Tongue River Project Direct Flow Right for Winter Stock Watering, 12/1982 - WY-000600-601					
M285	Letter from Dick Karp enclosing revised water supply analysis for Tongue River Project, 8/6/1982 WY-000686-697					
M286	Notes re: Tongue River Reservoir, gauge readings - (WY-005480-5486)					
M287	Inspection Report for Tongue River Dam, 9/2/1975 – (WY-005506-5509)					
M288	Letter from BOR re winter release operation agreement for Buffalo Bill Res. (7/14/2004) – (WY 078589-078596)					
M289	Memo from BOR to South Platte River Projects re 1982 reservoir operations summaries for Boysen and Buffalo Bill Reservoirs (11/04/1982) (WY 080942-080960)					
M290	MT Water Res. Bd. Tongue River Project Water Allocation Study					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
	(1967) – (WY 086019-086191)					
M291	Documentation and Supporting Data for Tongue River Project Direct Flow Right for Winter Stock Watering (12/01/1982) – (101930 – 101964)					
M292	Letter from J. Buyok to G. Aycock re Yellowtail Reservoir (11/8/82) (WY 048176 – 048177)					
M293	Handwritten notes re Yellowtail Reservoir operations (WY 048199 – 048200)					
M294	DRC Docs re Reservoir Claim No. 42B119380 (10/07) (WY 045812 – 045817)					
M295	Memo from Igor Suchomel, Hydrologist to Senator Joseph Mazurek, Chairman Northern Cheyenne Negotiating Team re Conditions imposed on water use in the Tongue River Basin RWRCC counterproposal to the Northern Cheyenne Tribe (9/26/90)					
M296	Memo Susan Cottingham, Program Manager to Joe Mazurek, Chair, Northern Cheyenne Negotiating Team re Issues Needing Resolution/Clarification by Drafting Team (2/13/91)					
M297	Memo B. Bucher, LSE to S. Holnbeck, DNRC re Computer verification of Northern Cheyenne Compact proposal of September 12, 1990 (9/24/90)					
M298	Drafting Session notes (2/20/91)					
M299	Not Used					
M300	USGS Surface-Water Monthly Statistics for the Nation – USGS 063007500 Tongue River at Tongue R Dam near Decker Mt (updated September 2012)					
M301	Letter to Governor Brian Schweitzer (undated, unsigned) with undated/unsigned letter with handwritten notes from Jeff Hagener					
M302	Not Used					
M303	Letter to Senator Jack E. Galt from Tongue River Water Users Association (2/20/90)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M304	Letter to Glen McDonald Montana DNRC from BOR re review Comments on Water Supply and Yield Analyses for the Tongue River Dam Rehabilitation Study, Montana (State Project) (Water Supply Study) (8/2/91)					
M305	Tongue River Project Modification Feasibility Study (October 1976)					
M306	Draft Tongue River Water Model (Instream) (9/27/91)					
M307	Tongue River Modeling Study Final Report (7/20/90)					
M308	2005 Gillette Article about unregulated reservoirs					
M309	Historical and Proposed Operation of Tongue River Reservoir (10/19/67) (Depo. Exh. No. 174) (MT-03293-3300)					
M310	Documentation and Supporting Data for the Tongue River Project Direct Flow Right for Stock Watering (12/82) (Depo. Exh. No. 190) (MT-03298-3300)					
M311	Art Hayes letter to Water Users (5/22/02) (Depo. Exh. No. 202) (MT-015734- 15293)					
M312	Charles Gephart letter to Clerk of Court re listing of stored water consumption by the TRWUA (10/2/06) (Depo. Exh. No. 201) (MT-015538-15540)					
M313	Not Used					
M314	Hayes/Helm/Kepper Letter to Water Users re lack of moisture (Depo. Exh. No. 203) (MT-015740)					
M315	Memo Melvin McBeath to Richard Bondy re Claim of esixting water rights for DNRC irrigation project number 29 (4/16/82) (Depo. Exh. No. 206) (MT-12536-12541)					
M316	Operating Plan for the Tongue River Reservoir (Depo. Exh. No. 303) (MT-15105-15111)					
M317	Contract Between the DNRC and Decker CoalCo. For Furnishing Water for Industrial Use (Depo. Exh. No. 307) (WY-041102-041111)					
M318	Letter from Michael Whitaker to Jim Wagner re Kearney Lake (9/4/01) (Depo. Exh. No. 330) (WY-030351- 037182)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M319	Master's Report and Abstract for Painted Rocks Dam					
M320	Middle Creek Dam Manual for Operation and Maintenance					
M321	East Fork of Rock Creek Dam Manual for Operation and Maintenance					
M322	Deadman's Basin Dam Manual for Operation and Maintenance					
M323	Cooney Dam Manual for Operation and Maintenance					
M324	Ruby Dam Manual for Operation and Maintenance					
M325	Low Flow and Below 240 cfs 1978 to 1990					
M326	Misc operating reports 1942					
M327	Misc operating reports dam tender 1940					
M328	Operating reports August 1943 to 1944					
M329	Operating reports Dec 1942 to Feb 1943					
M330	Operating Reports Feb and April 1943					
M331	Report and Tables Historical and Proposed Operation of Tongue River Reservoir 10-19-1967 (MT-03293 - 03300)					
M332	(MT-03943 - 04044) Report-Tongue River Project-Water Allocation Study 1968					
M333	Letter-11-23-1949 To Fred Buck (<i>Duplicate?</i>) (MT-04474 - 04479)					
M334	Report-Draft-Tongue River Water Model 7-9-1991 (MT-04807 - 04888)					
M335	Tongue River Basin Project March 1996 EIS (MT-04889 - 05346)					
M336	Tongue River Water Purchase Contract List (MT-07345 - 07348)					
M337	Tongue River Water Board 2006 Meeting 11-2-2006 (MT-07369 - 7373)					
M338	Memorandum 3-29-1990 from Bill Greiman to Susan Cottingham (MT-07430 - 07436)					
M339	Letter from O. Ferns to DNRC with supplemental info on DNRC's Tongue River water reservoir App. (5/5/77) (MT-07552 - 07578)					
M340	Operating Plan for the Tongue River Reservoir (MT-07697 - 07784)					
M341	Tongue River Decree SB 76 Claims-Report (MT-08888 - 08891)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M342	Not Used					
M343	TRRAC meeting file 9-10-2002 (MT - 09128 - 09147)					
M344	TRRAC meeting file 10-23-2002 (MT-09148 - 09172)					
M345	Not Used					
M346	Not Used					
M347	Letter from J. Whiteing to F. Robinson re NCT Proposed for Transfer of Water to TR Irrigators, 2003 season (10/21/02) (MT - 09161 - 09163)					
M348	TRRAC meeting file 12-11-2002 (MT-09173 - 09178)					
M349	TRRAC meeting file 08-12-2004 (MT-09243 - 09267)					
M350	TRRAC meeting file 10-22-2004 (MT-09268 - 09320)					
M351	TRRAC meeting file 08-24-2006 (MT-09540 - 09581)					
M352	Application for Reservation of Water-DNRC_11-01-76 (MT-10475 - 10511)					
M353	TRWUA Articles of Incorporation (MT-10586 - 10590)					
M354	TRWUA State Water Conservation Board re Project (MT-10591 - 10598)					
M355	TRWUA Water Purchase Contract (MT-10599 - 10602)					
M356	Tongue River Decrees 04-15-1914 (MT-10603 - 10606)					
M357						
M358	2010 MT multi Hazard Mitigation Plan (15) (MT-016747 - MT-016722)					
M359	MT-016773 - MT-016774 Bechtel Report letter dated Apr 22, 1968.					
M360	MT-016870 - MT-016876 Ice Eng, Ice Jams in mt (13)					
M361	MT-016877 - MT-016914 Ice jam mitigation Pat 1 (14)					
M362	State of Montana Water Court Order in Cause No. WC-93-1					
M363	NCT Meeting Binder					
M364	Acknowledgment of a water right transfer (WY-041117-041125 (Depo. Exh. No.305)					
M365	Memorandum from Acting Superintendent Northern Cheyenne Agency					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
	to Director (MT-07785 – 07818)					
M366	Tribal Water Right Report (MT-08872 – 08879)					
M367	Senate Report from Select Committee on Indian Affairs (MT-08892 – 08915)					
M368	Memorandum-11-15-1989-From Susan Cottingham to Marcia Rundle (MT-09086 – 09088)					
M369	Not Used					
M370	Declaration of Roger Muggli					
M371	Nance – Adjudication report/water right abstracts - (WY-041427-041434)					
M372	Brown Cattle Company abstract of water rights					
M373	Tongue & Yellowstone River abstract of water rights					
M374	Nance Cattle Company abstract of water rights					
M375	Mark Fix abstract of water rights					
M376	Preliminary T & Y canal 2002 daily av. Flows (MT – 09136 - 09137)					
M377	DNRC spreadsheet, TR watershed 1997 to 2005 (MT-015235)					
M378	Letter from Charlie Gephart to Clerk of Court re listing of stored water consumption by TRWUA (10/2/06) (Depo. Exh. No. 201) (MT-015538-015540)					
M378a	Order on Petition of TRWUA to Appoint a Water Commissioner (7/13/01) (Depo. Exh. No. 208) (MT-09967-09971)					
M379	Order on Petition of TRWUA to Appoint a Water Commissioner (5/4/06) (Depo. Exh. No. 209) (MT-10021-10022)					
M380	Petition of the TRWUA to Appoint Water Commissioners (5/2/02) (Depo. Exh. No. 215) (MT-09972-09979)					
M381	Hand written notes (Depo. Exh. No. 217)					
M382	Chuck Kepper to Clerk of Court re listing of stored water consumption by the TRWUA (Depo. Exh. No. 218) (MT-09980-09984)					
M383	TRWUA to Clerk of Court re measured water usage (Depo. Exh. No. 219) (MT-09985)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M384	Water Commissioners in Montana as of 12/03 (Depo. Exh. No. 220)					
M385	Case Register Report (Depo. Exh. No. 223) (MT-09986 – 09993)					
M386	Chuck Kepper to Clerk of Court re listing of stored water consumption by the TRWUA (Depo. Exh. No. 225) (MT-015294 – 15304)					
M387	Northern Cheyenne Water (20,000 a/f) Lease Applicants 2004 (Depo. Exh. No. 226) (MT-015305)					
M388	Do List – hand written notes (Depo. Exh. No. 227) (MT-015319-15320)					
M389	Letter from William Musgrave to Pat Helm (7/19/04) (Depo. Exh. No. 228)					
M390	Ball Ranch Irrigation Water Use Record (Depo. Exh. No. 229) (MT-015339-015576)					
M391	Case Register Report (Depo. Exh. No. 230) (MT-09996-10005)					
M392	Handwritten notes (Depo. Exh. No. 231) (MT-15577-15579)					
M393	William Musgrave to Pat Helm re leased water (6/16/05) (Depo. Exh. No. 232) (MT-015306)					
M394	Case Register Report (Depo. Exh. No. 233) (MT-10015-10038)					
M395	Handwritten notes, dates, flow, out numbers (Depo. Exh. No. 234) (MT-015338, 015326)					
M396	Handwritten notes (Depo. Exh. No. 235) (MT-015353-015393)					
M397	Handwritten notes (Depo. Exh. No. 236) (MT-015484-015481)					
M398	Charlie Gephart to Clerk of Court re listing of stored water consumption (Depo. Exh. No. 238) (MT-015552-15555, 10008)					
M399	Charlie Gephart to Clerk of Court re stored water consumption (7/16/06) (Depo. Exh. No. 239) (MT-015540 – 15550)					
M400	Tables with hand written notes (Depo. Exh. No. 240) (MT-015486-15536)					
M401	MT-09919 - 09985_Rosebud Co-Water Commissioners 01-41 – Petition to appoint water commissioner (7/12/01)					
M402	MT-09986 - 09995_Rosebud Co-Water Commissioners 04-41 – Case					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
	Register report TRWUA Petition to appoint water commissioner 2004					
M403	MT-09996 - 10014_Rosebud Co-Water Commissioners 05-44 - Case Register report TRWUA Petition to appoint water commissioner 2005					
M404	MT-10015 - 10038_Rosebud Co-Water Commissioners 06-53 - Case Register report TRWUA Petition to appoint water commissioner 2006					
M405	MT-10039 - 10049_Rosebud Co-Water Commissioners 07-77 - Case Register report TRWUA Petition to appoint water commissioner 2007					
M406	Revised Interim Policy Memo re SEO permitting requirements for water produced during the recovery of coal bed methane (8/2/02)- (WY 082533 – 082537)					
M407	Revised Interim Policy Memo re SEO permitting requirements for water produced during the recovery of coal bed methane, (5/29/01) (WY 082541 – 082544)					
M408	Memo from WY SEO groundwater division to CBNG task force re impacts to domestic and stock wells from CBNG production (10/31/2006) (WY 082478-082507)					
M409	Memo from John Bredehoeft to Wyoming Outdoor Council (2/24/03) (WY 044708 – 044721)					
M410	Memo from State Engineer's Office to Members of Coalbed Natural Gas Task Force (10/31/06) (Depo. Exh. No. 93) (WY018219-018224)					
M411	Letter from Lisa Lindemann to Joseph Kayser (9/10/10) (Depo. Exh. No. 94) (WY 018201-18206)					
M412	Tables (Depo. Exh. No. 95) (WY-018411-18415)					
M413	WY SEO Ground Water Division (12/6/04) (Depo. Exh. No. 97) (WY018319-018326)					
M414	Final Order in the Matter of the Designation of the Powder River Basin Controlled Ground Water Area (Depo. Exh. No. 170)					
M415	Potential Ground-Water Drawdown and Recovery from Coalbed Methane Development in the Powder River Basin, Montana (5/02) (Depo. Exh. No. 310)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M416	Ground-Water Monitoring Program in Prospective Coalbed-Methane Areas of Southeastern Montana: Year One 2004) (Depo. Exh. No. 314)					
M417	2011 Annual Coalbed-Methane Regional Groundwater Monitoring Report: Powder River Basin, Montana (5/12) (Depo. Exh. No. 321)					
M418	Mainstem Tongue River, Adjudicated Acreage, Actual Acreage, 12/21/1982 - (WY-000620)					
M419	Discussion of Results, accompanying tables 12/22/1982 - (WY-000621-629)					
M420	Permits issued on Yellowstone River Drainage from Jan. 1, 1950-Jan. 1, 1953 - (WY-002671-2684)					
M421	Correspondence between F. Bishop and F. McNulty, re: supplemental water, priority of Sheridan Canal Company (Tongue), 9/6/1967 - (WY-005039-5043)					
M422	Analysis and Documentation for Supplemental Water Requirement in the Tongue River Basin, 1/1983 - (WY-005322-5329)					
M423	Tongue River Schematic Diagram, Tongue River rights - (WY-005293-5300)					
M424	Letter to Rich Brash, from John Buyok re: WY Supplemental Supply Documentation, 4/26/1983 - (WY-005852-5856)					
M425	Water and Related Land Resources of Northeastern Wyoming-A Summary for Project Selection, 5/1975 - (WY-019211-19229)					
M426	Letter Scott from Trelease: encl estimates of irrigated lands, crop consumptive use, reservoir tabulations for Tongue, 10/21/1988 - (WY-020533-20537)					
M427	Memo to Jeff Fassett, Mike Whitaker, from Sue Lowry, 6/4/1990 - (WY-022658-22670)					
M428	Report on the Water Supply of the Tongue River prepared for Pacific Power and Light by Banner Associates, 12/1/1976 - (WY-026772-26877)					
M429	Lists of reservoir permits by drainage - (WY 060093-060094)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M430	Spreadsheet/satellite imagery re Pennoyer or interstate ditch water rights (1/22/2009) – (WY 060165-060167)					
M431	Not Used					
M432	Report on Water Res. Devel and Utilization in Tongue River Basin WY (Mar. 1958) – (WY 086906-086957)					
M433	Memo from Tavelli to Irion re Powder/Tongue water allocation recommendations (10/05/2001); SEO memo re documentation of supplemental water supplies for WY lands (04/26/1983); Acreage summary, Tongue River update (Sept 1979); Letter from SEO to BOR re figures on WY irrigation for Tongue River (09/30/1982); SEO file memo re supplemental supplies in Tongue - handwritten, with tributary charts (06/11/1990) (WY 099869 – 099905)					
M434	HKM Engineering Report on Reconnaissance Study of Expanded Irrigation Water Use in WY TR Drainage (10/01/2002) - 102611 – 102621					
M435	Western States Water News letter – WY use of Landsat for consumptive use					
M436	Annual Summary of Contents for YRC (Depo. Exh. No. 10) (WY-060091-60098)					
M437	Water Distribution 2006 (created 6/15/06; modified 1/25/07) (Depo. Exh. No. 12)					
M438	Diagrams, Different Creeks (Depo. Exh. No. 22) (WY 060790-060801)					
M439	Pennoyer or Interstate Ditch Water Rights (WY-060165-060167) (Depo. Exh. No. 24)					
M440	Kearney Lake Reservoir (Depo. Exh. No. 65) (WY 087991)					
M441	(Depo. Exh. No. 66)					
M442	Diversion Locations (Depo. Exh. No. 76) (WY030405-030406)					
M443	Handdrawn map (Depo. Exh. No. 77)					
M444	Park Reservoir Water usage 2001 (Depo. Exh. No. 78) (WY-027429-027199)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M445	2002 tongue River Drainage Reservoir Summary (WY-027147 -- 027216) (Depo. Exh. No. 89)					
M446	Wyoming SEO's 2012 Programmatic Organizational Chart (Depo. Exh. No. 92)					
M447	Annual Summary of Contents for Yellowstone River Compact Reservoirs or Lakes (Depo. Exh. No. 117)					
M448	Farm 2004 (Depo. Exh. No. 139)					
M449	Padlock Ranch and its Irrigation Water (Depo. Exh. No. 140)					
M450	Forage Maximization Model (5/9/06) (Depo. Exh. No. 141)					
M451	Letter to Padlock Ranch from Peter Hager re analysis with recommendations for Five Mile Flat area (5/22/07) (Depo. Exh. No. 142)					
M452	Wyoming & Five Mile Ditch (Depo. Exh. No. 144) (WY -038690)					
M453	Pivot Sources, Sheeley (Depo. Exh. No. 145)					
M454	Map of Lands Under Interstate or Pennoyer Ditch (Depo. Exh. No. 147)					
M455	Map of Lands Under Interstate or Pennoyer Ditch (Depo. Exh. No. 292)					
M456	Powder/Tongue River Basin Water Plan Technical Memoranda (March/2002) (Depo. Exh. No. 328)					
M457	Kearney Lake Reservoir (Depo. Exh. No. 329)					
M458	Hydrographer's Annual Report -- Water Div. II (1980) -- (WY-110583-110698)					
M459	Hydrographer's Annual Report -- Water Div. II (1981) -- (WY-110700-110917)					
M460	Hydrographer's Annual Report -- Water Div. II (1982) -- (WY-110919-111252)					
M461	Hydrographer's Annual Report -- Water Div. II (1983) -- (WY-111253-111602)					
M462	Hydrographer's Annual Report -- Water Div. II (1984) -- (WY-111603-111916)					
M463	Hydrographer's Annual Report -- Water Div. II (1985) -- (WY-111917-					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
	112181)					
M464	Hydrographer's Annual Report – Water Div. II (1986) – (WY-112182-112535)					
M465	Hydrographer's Annual Report – Water Div. II (1987) – (WY-039434-039644)					
M466	Hydrographer's Annual Report – Water Div. II (1988) – (WY-039645-039848)					
M467	Hydrographer's Annual Report – Water Div. II (1989) – (WY-039849-040021)					
M468	Hydrographer's Annual Report – Water Div. II (1990) – (WY-113124-113276)					
M469	Hydrographer's Annual Report – Water Div. II (1991) – (WY-113277-113296)					
M470	Hydrographer's Annual Report – Water Div. II (1992) – (WY-113997-113516)					
M471	Hydrographer's Annual Report – Water Div. II (1993) – (WY-113517-113643)					
M472	Hydrographer's Annual Report – Water Div. II (1994) – (WY-113644-113770)					
M473	Hydrographer's Annual Report – Water Div. II (1995) - (WY-113771-113771)					
M474	Hydrographer's Annual Report – Water Div. II (1996) – (WY-113913-114055)					
M475	Hydrographer's Annual Report – Water Div. II (1997) – (WY-114056-114196)					
M476	Hydrographer's Annual Report – Water Div. II (1998) – (WY-114197-114344)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M477	Hydrographer's Annual Report – Water Div. II (1999) – (WY-114345-114495)					
M478	Hydrographer's Annual Report – Water Div. II (2000) – (WY-040022-040197)					
M479	Hydrographer's Annual Report – Water Div. II (2003) – (WY-040523-040699)					
M480	Hydrographer's Annual Report – Water Div. II (2005)					
M481	Hand Book for Field Water Administrators (WY-O37170-O37182)					
M482	2004 Regulation dates, Powder, Tongue – (WY-027576)					
M483	Regulation and Reservoir Releases in the Tongue and Powder River Drainages in 2006, 11/27/2006 – (WY-027841)					
M484	Email from Bill Knapp to Sue Lowry, re: list of dates regulated to on Tongue, 8/4/2006 – (WY-028656-28658)					
M485	Memo from Bill Knapp, "Digging Deeper into the Well," re: reservoir storage – (WY-030256)					
M486	Sample Notice to appropriators to begin storage (2011) (WY 060098)					
M487	Wyoming Water Commissioner Tag Book (WY 061214 – 061221)					
M488	WY Water Commissioner sheets – (WY 061388- 061410)					
M489	Streams on Powder/Tongue regulated on strict basis (WY 043420)					
M490	WY Water Development Commission – 2010 WY irrigation systems report (WY 045201)					
M491	Rehberg Call letter Piney Creek 1988					
M492	2004 regulation dates (created 3/25/05) (Depo. Exh. No. 21)					
M493	Letter to Anton Bocek to Michael Whitaker (Depo. Exh. No. 23) (WY 062178-62182)					
M494	Memo Michael Whitaker to Jim Wagner re Administration of Water (Depo. Exh. No. 38) (WY037619-037620)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M495	Email from William Knapp to Sue Lowry (Depo. Exh. No. 39) (WY028763-028767)					
M496	Digging Deeper into the Well (Depo. Exh. No. 41) (WY030256)					
M497	Report of Tongue River Drainage October 1, 2000 through September 30, 2001 by William Knapp (Depo. Exh. No. 42) (WY029510-029511)					
M498	Pat Boyd's Notices ((Depo. Exh. No. 45) (WY 061387-061419)					
M499	W.S. 1977 § 41-3-604 (Depo. Exh. No. 70)					
M500	Report of Tongue River Drainage October 1, 2001 through September 30, 2002 by William Knapp (Depo. Exh. No. 72) (WY029399)					
M501	Report of Tongue River Drainage October 1, 1999 through September 30, 2000 by William Knapp (Depo. Exh. No. 73)					
M502	Report of Tongue River Drainage October 1, 2002 through September 30, 2003 by William Knapp (Depo. Exh. No. 74)					
M503	Report of Tongue River Drainage October 1, 2005 through September 30, 2006 by William Knapp (Depo. Exh. No. 75)					
M504	Division II – Hydrographers' Reservoir Inspection Areas (Depo. Exh. No. 325)					
M505	Firbure 3-11. Water District 11, Recording Stations Operated by SEO and USGS (WY04130) (Depo. Exh. No. 327)					
M506	Doyle Fritz notes (06/26/2012) – (WY-043709-043726)					
M507	Doyle Fritz notes (02/28/2012) – (WY-043724-043726)					
M508	Doyle Fritz notes, AGO meeting (02/05/2013) – (WY-043747-043751)					
M509	Doyle Fritz notes, Interview with Dave Schroeder (03/14/2012) – (WY-043773-043782)					
M510	Doyle Fritz notes (undated) – (WY-043903-043912)					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M511	Doyle Fritz notes on 2004-2006 hydrology (undated) – (WY-043916)					
M512	Letter from Patrick Tyrrell to WWC Engineering re Task Order No. 2 for WWC Engineering-Yellowstone River (Depo. Exh. No. 266)					
M513	Bill Knapp Interview (2/16/12) (Depo. Exh. No. 270)					
M514	Pat Boyd Interview (2/21/12) (Depo. Exh. No. 271)					
M515	Yellowstone River, Historic Events Timeline, Flooding, Ice Jams, Bridges, and Irrigation Infrastructure. November 17, 2008. Tony Thatcher, DTM Consulting, Inc.					
M516	Ice Engineering, Ice Jams in Montana, Number 19, July 1998. U.S. Army Cold Regions Research and Engineering Laboratory, Hanover, New Hampshire.					
M517	Ice Jam Mitigation Part 1: Introduction to River Ice. Kathleen D. White, Ph.D, P.E., U.S. Army Corps of Engineers, Engineering Research and Development Center, Cold Regions Research and Engineering Laboratory, Hanover, NH.					
M518	2010 Update to State of Montana Multi-Hazard Mitigation Plan and Statewide Hazard Assessment, Section 4.4.3 Flooding Final. The State of Montana Department of Military Affairs and Emergency Services (DES), November 2010.					
M519	Regulations and Instructions, Part IV, State Board of Control (June 1986)					
M520	Letter from M. Whitaker to J. Cummings (Dec. 3, 2003) (WY030333 – WY030334)					
M521	Agenda (WY030342 – WY030343)					
M522	Excerpts from Water Storage in Montana, a document submitted to the fifty-sixth Montana Legislature (WY030415 – WY030418)					
M523	Mountain Reservoirs Water Distribution (June, July, and August, 2006) (WY030420 – WY030423)					
M524	Tongue River Dam, Manual for Operation and Maintenance (Revised					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
	January 2004) (Attachment 1 to Smith Expert Report) (MT-15057 – MT15104)					
M525	Operating Plan for the Tongue River Reservoir ((Attachment 1 to Smith Expert Report) (MT15105 – MT15111)					
M526	Amended Stipulation in Case No 42B-62 (Attachment 2 to Smith Expert Report) (MT-15113 – MT15128)					
M527	Northern Cheyenne Compact, Montana Code Annotated § 85-20-301(Attachment 3 to Smith Expert Report) (MT-15130 – MT15146)					
M528	Northern Cheyenne Indian Reserved Water Rights Settlement Act of 1992, Publ. L. No. 102-374, 106 Stat. 1186 (1992), (Attachment 3 to Smith Expert Report) (MT-15146 – MT15155)					
M529	Water Marketing Contract between the State Water Conservation Board of the State of Montana and the Tongue River Water Users' Association (with amendments) (Attachment 4 to Smith Expert Report) (MT-15157 – MT15188)					
M530	Sample Water Purchase Contract (Attachment 5 to Smith Expert Report) (MT-15190 – MT15191)					
M531	Tongue River Water Users Association Water Purchase Contract List (Nov. 15, 2012) (Attachment 6 to Smith Expert Report) (MT-15193 – MT15196)					
M532	Water Purchase Contract between United States, Tongue River Water Users' Association and State Water Conservation Board of the State of Montana (March 15, 1938) (Attachment 7 to Smith Expert Report) (MT-15198 – MT15203)					
M533	Tongue River Water Users' Association, Operating Reports for 1943 and 1944					
M534	Tongue River Reservoir, Water Year 2006					
M535	Not Used					
M536	Daily Mean Flows for Tongue River Reservoir Outflows for Selected Time Periods					

Ex. #	Montana's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
M537	Water Right Abstracts for Cedar Hills Ranch					
M538	Water Rights Abstracts for Les Hirsch					
M539	Master's Report in Case No. 41G-109 (Aug. 13, 1993)					
M540	Pages from Design Operation Farm Irrigation Systems					
M541	Letter from John Buyok to Rich Brasch re reply to Feb. 28, 1983 letter regarding further documentation of supplemental water supplies for WY lands (April 26, 1983) (MT-04862-04864)					
M542	Letter from Sue Lowry to Glen MacDonald re supplemental supply needs for WY lands (June 19, 1990) (MT-04859—4861)					
M543	YRCC Spring Meeting Minutes, 04/26/2005 (WY-028852-28859)					
M544	Letters to Tongue ditch users re: requesting installation of measuring devices, 05/03/2006 (WY-030276-30275)					
M545	Bill Knapp, 2004 Diary (WY-031552-31754)					
M546	2004 Diary, Book 2 (WY-031756-31954)					
M547	2004 Diary, Book 2 (WY-031955-32157)					
M548	Bill Knapp, 2006 Diary (WY-032763-33358)					
M549	TRWUA meeting minutes, 09/07/1993 (WY-037649-37650)					
M550	TRWUA meeting minutes, 1990-2005 (WY-037867-37928)					
M551	Maps, from Pat Boyd (WY-038609-38625)					
M552	DNRC Water Resources Division -- Water Right Dispute Options					
M553	DNRC Form No. 600 SW, Surface Water Application for Beneficial Water Use Permit					
M554	DNRC Form No. 600 GW, Groundwater Application for Beneficial Water Use Permit					
M555	DNRC Form No. 606 IR, Application to Change An Existing Irrigation Water Right					
M556	DNRC Form No. 606 NIR, Application to Change An Existing Non-Irrigation Water Right					
M557	U.S.B.R. Tongue River Reservoir Studies (excerpts)					

WYOMING EXHIBIT LIST

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W1	Doyle Fritz Resume (Depo. Ex. 264)					
W2	Doyle Fritz Report (Depo. Ex. 268)					
W3	Expert Report by Bern Hinckley (Depo. Ex. 273)					
W4	Visual Representation of METRIC Comparison Between Irrigated and Non-Irrigated Land in Tongue River Basin, MT as Expressed in Hinckley Report					
W5	Appendix A					
W6	Book (Jan Report) Table 4-A Tongue Reservoir					
W7	Book Direct Flow Model TRR EOM Current Data					
W8	Book Direct Flow Model TRR EOM					
W9	Larson June 2013 Good Creek nr acme					
W10	Letter to Walter R. Scott from Gary Fritz (ND 1874-1889)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W11	Memorandum to Richard Bondy from Melvin McBeath (MT 12536-12541)					
W12	Documentation and Supporting Data for the Tongue River Project Direct Flow Right for Stock Watering (MT03298-03300)					
W13	Email from Fred Robinson to John Tubbs re; Examination of Tongue River Claims					
W14	Email from Fred Robinson to John Tubbs re; SWPB Tongue River Claims					
W15	Expert Report by Willem Schreuder (Depo. Ex. 276)					
W16	Hydrographers' Annual Report Water Division II (WY39434-39644)					
W17	Hydrographers' Annual Report Water Division II (WY39645-39848)					
W18	Hydrographers' Annual Report Water Division II (WY39849-40021)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W19	Hydrographers' Annual Report Water Division II (WY40022-40197)					
W20	Hydrographers' Annual Report Water Division II (WY 40523-40699)					
W21	Hydrographers' Annual Report Water Division II					
W22	Carmine Loguidice Diary (WY117491-117591)					
W23	Carmine Loguidice Diary (WY117592-117693)					
W24	Dave Pelloux Diary (WY118111-118315)					
W25	Pat Boyd Diary (WY118930-119135)					
W26	Dave Pelloux Diary					
W27	Pat Boyd Diary					
W28	Bill Knapp Diary					
W29	Dave Pelloux Diary					
W30	Pat Boyd Diary					
W31	Bill Knapp Diary (WY117907-118110)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W32	Dave Pelloux Diary (WY 118725-118929)					
W33	Pat Boyd Diary (WY 119544-119747)					
W34	Bill Knapp Diary					
W35	Pat Boyd Diary					
W36	Dave Pelloux Diary					
W37	Bill Knapp Diary					
W38	Pat Boyd Diary					
W39	Dave Pelloux Diary					
W40	Bill Knapp Letter re; Storage Regulation 2004 Water Year (WY 043758-43760, 40848, 43761-43766)					
W41	Bill Knapp 2006 Reservoir Data (WY 043757)					
W42	Tongue River Modeling Study by Bob Anderson and Bill Bucher (MT 7980-8053)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W43	Letter to Honorable Simpson from Gordon Fassett (WY 47702-47703)					
W44	Letter to Honorable Wallop from Gordon Fassett (WY 47704-47705)					
W45	Letter to Honorable Thomas from Gordon Fassett (WY 47706-47707)					
W46	Letter to Gordon Fassett from Gary Frtiz (WY 47716-47719)					
W47	Draft Memorandum of Agreement (WY 47720-47723)					
W48	Letter to Honorable Thomas from Gordon Fassett (WY 47693-47694)					
W49	Letter to Honorable Wallop from Gordon Fassett (WY 47697-47698)					
W50	Letter to Honorable Simpson from Gordon Fassett (WY 47695-47696)					
W51	Agreement					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W52	Letter to Honorable Thomas from Gordon Fassett (WY47613-47614)					
W53	Letter to Honorable Simpson from Gordon Fassett (WY 47615-47616)					
W54	Letter to Honorable Wallop from Gordon Fassett (WY 47617-47618)					
W55	Letter to Greg Ames from Kirk Waren re; Adequacy of available data for an analysis of the groundwater alternative (MT 7349-7354)					
W56	Letter to Edward Pettit from Sue Lowry (WY 99631-99634)					
	Correspondence					
W57	Letter to water users from Tongue River Water Users Association (Depo. Ex. 203)					
W58	Letter from Quarter Circle U Ranch Co. re; Subpoena Documents (Depo. Ex. MUB 49)					
W59	Letter to Walter Scott from Gary Fritz (MT 740-793) (Exhibit E)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W60	Memorandum to Richard Bondy from Melvin McBeath Re: Claim of existing water rights for Montana Department of Natural Resources and Conservation (DNRC) irrigation project number 29, Tongue River Reservoir (Tongue River Source) (Depo. Ex. 206)					
W61	Email from Keith Kerbel to Jack Stults re; Water Dev. Mtg in Ucross WY (MT12927-12928)					
W62	Memorandum from Michael Whitaker to Jim Wagner re; Administration of Water (Depo. Ex. 38)					
W63	Letter-to Jim Wagner from M. Whitaker Re: Kearney Lake (Depo. Ex. 330)					
W64	Email from Rich Moy to Jack Stults re; Yellowstone Compact Commission Meeting (MT12926)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W65	Email from Sue Lowry to Jack Stults and Patrick Tyrrell re; Summary of WY-MT Discussions (MT12929-12931)					
W66	Letter to Jack Stults from Patrick Tyrrell (MT12968-12969)					
W67	Letter to Tongue River Water Users Association from Jack Stults re; Wyoming Water Developments (MT 12983)					
W68	Email from Jack Stults re; Yellowstone River Compact Commission Meeting (MT13923-13924)					
W69	Letter to from Jack Stults re; CBM Mitigation Agreement (MT 13119-13123)					
W70	Email from Jack Stults to Cindy Forgey re; Yellowtail water rights (MT13089-13091)					
W71	Moy Email regarding Call (MT 1178)					
W72	Email from Jack Stults to Susan Russell re; draft agenda for Yellowstone Technical Committee (MT13288-13292)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W73	Letter to Bud Clinch from Northern Cheyenne Tribe re; Notice of Off-Reservation Use of Tribal Water Rights Off the Reservation within the Tongue River Basin (Depo. Ex. 304)					
W74	Email from Marty VanCleave to Jack Stults re; Interstate Water Flows May 17th (Depo. Ex. 184)					
W75	Email from Robert Davis to Patrick Tyrrell re; Tongue River Data (MT13286-13287)					
W76	Email from Patrick Tyrrell to Jack Stults re; Legal Issues (WY 18826-18827)					
W77	Memo to Chuck Butler from Kevin Smith re; Montana-Wyoming Water Issues (MT 13316)					
W78	Draft Meeting Summary YRC Meeting (MT1180-1184)					
W79	Email from Patrick Tyrrell re; next steps with Yellowstone Compact Issues (WY28638)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W80	Email from Michael Whitaker to Sue Lowry re; next steps with Yellowstone Compact Issues (WY28640)					
W81	Email from Michael Whitaker to Patrick Tyrrell and Sue Lowry re; Tongue River Charts (WY28384)					
W82	Email from Michael Whitaker to Pat Tyrrell and Sue Lowry re; Stream Flows (Depo. Ex. 119)					
W83	Email from Patrick Tyrrell to Jack Stults re; Status (WY 18753)					
W84	Email from Jack Stults to Patrick Tyrrell re; Status (WY31435-31436)					
W85	Email from Michael Whitaker re; Tongue River Flows-Confidential (WY 28386)					
W86	Email from Sue Lowry to Jack Stults re; Wyoming Documents (WY28719)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W87	Email from Patrick Tyrrell re; meeting on Tues--Confidential (WY28529)					
W88	Email from Patrick Tyrrell to Sue Lowry re; Briefing Doc (WY 28039)					
W89	Email from Patrick Tyrrell re; Agency Update Memo dated June 16, 2004 (WY28367)					
W90	Email from Patrick Tyrrell to Michael Whitaker re; Storage Confidential (WY28662)					
W91	Email from Jack Stults to Patrick Tyrrell re; Gov's Meeting re: YRC (WY28631)					
W92	Email from barb Warburton to Patrick Tyrrell re; Agency Update Memo dated June 16, 2004 (WY31398)					
W93	Email from Michael Whitaker to Patrick Tyrrell re; Prairie Dog (WY31548)					
W94	Email from Keith Kerbel to Sue Lowry re; Comments to tech committed report (WY28618)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W95	Email from Patrick Tyrrell to Sue Lowry re; Spreadsheets (WY28659)					
W96	Email from Patrick Tyrrell to Sue Lowry re; Spreadsheets (WY28660)					
W97	Email from Patrick Tyrrell to Sue Lowry, Hugh McFadden and Michael Whitaker re; 6/30 Changes (WY 28011)					
W98	Email from Patrick Tyrrell to Jack Stults re; Spreadsheets (WY28676)					
W99	Email from Jack Stults re; Draft Agenda for Today's Call (WY28352)					
W100	Email from Michael Whitaker to Patrick Tyrrell and Sue Lowry re; Montana-Confidential (WY 18805)					
W101	Email from Keith Kerbel to Sue Lowry re; Decree of Waters of Tongue River (WY28309)					
W102	Email from Keith Kerbel to Sue Lowry re; Powder River, Little Powder River water rights (WY28393)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W103	Email from Patrick Tyrrell to Sue Lowry, Hugh McFadden and Michael Whitaker re; Draft Minutes Confidential (WY28348)					
W104	Email from Michael Whitaker re; Draft Minutes - Confidential (WY28620)					
W105	Email from Jim Robinson to Sue Lowry re; Ashenburg Report on Yellowstone Compact (WY 28018)					
W106	Email from Keith Kerbel to Sue Lowry re; Duty of Waters (WY28361)					
W107	Email from Michael Whitaker to Sue Lowry re; Mt. Decree-Confidential (WY28636)					
W108	Email from Sue Lowry re; Yellowstone Technical Committee 4/14/04 Minutes--revised (WY28837)					
W109	Email from Patrick Tyrrell to Jack Stults re; Spreadsheets (WY28382)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W110	Letter to Jack Stults from Patrick Tyrrell (MT13309-13311)					
W111	Email from Patrick Tyrrell to Sue Lowry and Hugh McFadden re; MT (WY28569)					
W112	Email from Wayne R. Berkas re; Reservoir Contents for Yellowstone Compact (WY28653-28654)					
W113	Email from Jack Stults to Patrick Tyrrell re; Gov Meeting (WY31350)					
W114	Email from Jim Robinson re; Info Request to Wyoming (MT 1261-1262)					
W115	Email from Patrick Tyrrell to Chris Boswell and Barb Warburton re; Gov Meeting (WY28377)					
W116	Email from Patrick Tyrrell to Chris Boswell and John Masterson re; Draft Letter to Montana- Confidential (WY 28344)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W117	Email from Michael Whitaker re; Reservoir Contents for Yellowstone Compact (WY28644-28645)					
W118	Email from Patrick Tyrrell re; Yellowstone River Compact Commission Meeting Notes (WY28822)					
W119	Email from Rich Moy to Sue Lowry re; Conflict with Aug. Dates (WY28619)					
W120	Email from Patrick Tyrrell re; Yellowstone River Compact Commission Meeting Notes (WY28380)					
W121	Letter to Patrick Tyrrell from Jack Stults (MT 13301-13302)					
W122	Correspondence from William Musgrave to Tongue River Water Users Association (Depo. Ex. 228)					
W123	Email from Patrick Tyrrell re; Phone Call (WY28373)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W124	Email from Jack Stults to Patrick Tyrrell re; Phone Call (WY28585)					
W125	Email from Patrick Tyrrell to Sue Lowry, Hugh McFadden, and Michael Whitaker re; Montana Letter (WY28546)					
W126	Email from Patrick Tyrrell to Sue Lowry and L. Webber re; Stenographers (WY28661)					
W127	Email from Patrick Tyrrell to Sue Lowry, Hugh McFadden, and Michael Whitaker re; Montana (WY 18804)					
W128	Email from Jack Stults re; Wyoming (WY 31347)					
W129	Email from Michael Whitaker to Hugh McFadden, Patrick Tyrrell and Sue Lowry re; Montana (MT 13222)					
W130	Email from Sue Lowry to Rich Moy re; Next Step on Yellowstone Compact Discussions (WY 18823)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W131	Email from Sue Lowry re; Final Technical Committee notes- Yellowstone (WY28365)					
W132	Email from Rob Kingery to Kevin Smith and Jack Stults re; Yellowstone Compact Issues (MT 13223-13284)					
W133	Email from Keith Kerbel to Sue Lowry re; Yellowstone Compact Data Tables (WY18797-18798)					
W134	Email from Jack Stults to Bob Davis re; Payment for stenographer at YRCC Meetings (WY28391-28392)					
W135	Letter to Governor Freudenthal re; Agency Update (WY30995-30998)					
W136	Letter to Steve Ellenbecker from Sue Lowry re; Background information in preparation for September 14, 2004 meeting with the Powder River Basin Resource Council (WY17983-17985)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W137	Email from Rich Moy to Sue Lowry re; Plans for MT-WY Meeting (WY28641)					
W138	Email from Kevin Smith to Jack Stults re; Draft YRCC Meeting Agenda (MT13181)					
W139	Email from Keith Kerbal to Jack Stults re; WY Water (MT13177)					
W140	Email from William Horak to Patrick Tyrrell re; Independent Conservations re; Compact Administration Issues (WY30914-30915)					
W141	Email from Sue Lowry to Jodee Pring re; TR Decree of the Waters table Art Hayes (WY28842-28843)					
W142	Correspondence from William Musgrave to Tongue River Water Users Association (Depo. Ex. 232)					
W143	Memo to Patrick Tyrrell from Sue Lowry re; Yellowstone Meeting with Governor (WY 28534)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W144	Email from Patrick Tyrrell to Sue Lowry re; Briefing for today (WY 28040-28041)					
W145	Email from Patrick Tyrrell to Jack Stults re; Budget Request (WY 18788-18790)					
W146	Memo to Pat Tyrrell and Bill Horak from Jack Stults (MT13581-13586)					
W147	Email from Sue Lowry re; Info. for Montana (WY28430-28437)					
W148	Email from Patrick Tyrrell to Sue Lowry re; Meeting with David Searle, Joe Olson and Brooke Bell (WY28532-28533)					
W149	Letter to Jack Stults from Chuck Dalby re; Information on Montana Bureau of Mines and Geology (MBMG Coalbed Methane Regional Groundwater Monitoring (MT18547)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W150	Email from Chuck Dalby re; Montana's comments on draft YRC meeting minutes (MT 13497-13505)					
W151	Email to Jack Stults from Chuck Dalby re; Streamflow conditions in Tongue and Powder River Basins (MT1425)					
W152	Email from Michael Whitaker to Patrick Tyrrell, Harry LaBonde and Sue Lowry re; Powder River (WY18791)					
W153	Email from Dan Bushnell to DNRC Press Release re; Montana Calls on Wyoming to Release More Water into Yellowstone River System (MT 13506-13507)					
W154	Email from William Knapp to Sue Lowry re; Tongue River Data (WY30717)					
W155	E-mail Chain Between Sue Lowry and William Knapp, dated 8/3 with cc of Exh. 22 Attached (Depo. Ex. 39)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W156	E-mail from Michael Whitaker to Patrick Tyrrell, Harry LoBonde and Sue Lowry, re; Montana Letter (Depo. Ex. 84)					
W157	Email from Michael Whitaker to Patrick Tyrrell, Harry LaBonde, and Sue Lowry re; Montana Letter (WY28550-28555)					
W158	Email from William Knapp to Sue Lowry re; Responses to Montana "call" letter (WY28656-28658)					
W159	Letter to Clerk of Court from Charlie Gephart re; List of Stored Water Consumption by the Tongue River Water Users Association (Depo. Ex. 201)					
W160	Memorandum (Depo. Ex. 93)					
W161	Email from Keith Kerbel to Sue Lowry re; YRC Tech Comm Agenda (WY28749-28750)					
W162	Email from Patrick Tyrrell to Sue Lowry and Jodee Pring re; Res Storage (WY28649-28651)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W163	Email from Chuck Dalby to Sue Lowry re; Postpone phone call till 11 (WY28512-28514)					
W164	Email from Mary Sexton re Yellowstone River Compact Commission Resolution (WY28561-28564)					
W165	Email from William Horak to Patrick Tyrrell, Sue Lowry and Mary Sexton re; Montana's Request for Transcript of YRCC Meeting on 06Dec06 (WY28559-28560)					
W166	Email from Chuck Dalby to Sue Lowry re; Postpone Phone call till 11 (WY 18770-18772)					
W167	Letter to Senator Max Baucus from Mary Sexton and Patrick Tyrrell re; FY 2007 Appropriations Request (WY28907-28909)					
W168	Email from Chuck Dalby to Patrick Tyrrell re; Draft of Tongue River Monitoring Support Letter (WY30935-30936)					
W169	Email from Pat Tyrrell to Sue Lowry re; June 02, 2006 Meeting (Depo.					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
	Ex. 122)					
W170	Memo to Kathryn Lambert from Louis Plaggemeyer re; Diamond Cross Properties (Depo. Ex. MUA 58)					
	OTHER					
W171	Water Resource Division "Water Right Dispute Options (Depo. Ex. 1)					
W172	Application for Beneficial Water Use Permit (Depo. Ex. 7)					
W173	Application to Change a Water Right (Depo. Ex. 8)					
W174	Description of Water Districts (Depo. Ex. 5)					
W175	Wyoming Reservoirs for Tongue River Basin and Powder River Drainage (Depo. Ex. 11)					
W176	Adjudicated Water Rights for Big Goose Creek Tabulation					
W177	Adjudicated Water Rights for District 6 Tabulation					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W188	Stream Schematics Wolf Creek					
W189	Stream Schematics Tongue Creek					
W190	Handbook for Field Water Administrators (Depo. Ex. 32)					
W191	Official Tag Books of Pat Boyd and Bill Knapp (Depo. Ex. 45)					
W192	Park Reservoir Water Distribution (Depo. Ex. 80)					
W193	Resume of Lisa Lindemann (Depo. Ex. 91)					
W194	Resume of Jeff Fassett (Depo. Ex. 101)					
W195	Pat Tyrrell Resume (Depo. Ex. 115)					
W196	State Engineer's Office Bullet Points for Call with Gov. Schweitzer on June 27th (Depo. Ex. 120)					
W197	Sue Lowry Resume (Depo. Ex. 132)					
W198	Padlock Ranch and its Irrigation Water (Depo. Ex. 140)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W199	Diversion Locations (Depo. Ex. 143)					
W200	Wyoming & Five Mile Ditch Map (Depo. Ex. 144)					
W201	Pivot Sources (Depo. Ex. 145)					
W202	Map of Interstate Ditch (Depo. Ex. 147)					
W203	Map 1. Location of the Powder River Basin Controlled Groundwater Area (B.N. WY0 44591)					
W204	Final Order/Designation of Powder River Basin (Depo. Ex. 170)					
W205	Draft Water Rules 2005 Tongue River (Depo. Ex. 204)					
W206	Records of Mark Fix-Map (Depo. Ex. 211)					
W207	Handwritten Water Records of Alan Fjell (Depo. Ex. 217)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W208	Handwritten Notes of Charles Kepper (Depo. Ex. 227)					
W209	Handwritten water records of Charles Kepper (Depo. Ex. 229)					
W210	Handwritten Notes for Individual Contract Water Users (Depo. Ex. 240)					
W211	Larson GIS Data Map (Depo. Ex. 254)					
W212	Padlock Ranch aerial photograph with METRIC (Depo. Ex. 259)					
W213	Taylor aerial photograph with METRIC (Depo. Ex. 260)					
W214	Lomax aerial photograph with METRIC (Depo Ex. 261)					
W215	Wilson aerial photograph with METRIC (Depo. Ex. 262)					
W216	Map of Irrigated Areas (Depo. Ex. 269)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W217	In Situ use of Groundwater by Alfalfa-James E. Ayars, Peter Shouse, and Scott M. Lesch (Depo. Ex. 281)					
W218	Chapter XIII-Root Habits of Alfalfa (Depo. Ex. 282)					
W219	Map Koltiska Pump (Depo. Ex. 284B)					
W220	Map to Accompany Application for White Enlargement of South Side Tongue River Ditch (Depo. Ex. 287)					
W221	Map to Accompany Applications for Pilch Ditch, Pilch Pump Ditch and Pilch Pump Ditch No. 2-Certificate of Survey (Depo Ex. 290 A)					
W222	Enlarged map of Certificate of Survey (Depo. Ex. 290 B)					
W223	Large Map Entitled PDC Water Management (Depo. Ex. 294)					
W224	Combined 2000 to 2001 Annual Reports (Depo. Ex. 309)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W225	2002 Annual Report (Depo. Ex. 311)					
W226	Plate 1 Map (Depo. Ex. 312)					
W227	2004 Annual Report (Depo. Ex. 313)					
W228	Groundwater Monitoring Program (Depo. Ex. 314)					
W229	2007 Annual Report Technical Advisory Committee (Depo. Ex. 315)					
W230	2008 Annual Report Technical Advisory Committee (Depo. Ex. 316)					
W231	2009 Annual Report Technical Advisory Committee (Depo. Ex. 317)					
W232	2010 Annual Report Technical Advisory Committee (Depo. Ex. 318)					
W233	2011 Annual Report Technical Advisory Committee (Depo. Ex. 319)					
W234	2010 Annual Coalbed Methane Report (Depo. Ex. 320)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W235	2011 Annual Coalbed Methane Report (Depo. Ex. 321)					
W236	Coalbed Methane Basics (Depo. Ex. 322)					
W237	CBM Infiltration Ponds Presentation (Depo. Ex. 323)					
W238	Regional Bedrock Groundwater Presentation (Depo. Ex. 324)					
W239	Map of Division II-Hydrographer's Reservoir Inspection Area (Depo. Ex. 325)					
W240	Powder River Basin Coal Review Impoundment Study (Depo. Ex. 336)					
W241	Department of Natural Resources and Conservation Examination Report (Depo. Ex. MUA 8)					
W242	Maps (Depo. Ex. MUB 27)					
W243	Water Right Information (Depo. Ex. MUB 37)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W244	Map (Depo. Ex. MUB 41)					
W245	Handwritten Sticky Notes (Depo. Ex. MUB 43)					
W246	Bill Summaries (WY 61373-61386)					
W247	Jane Buyok Pump (WY 61230-61268)					
W248	Knapp Taggs (WY 61214-61221)					
W249	Prairie Dog Ditch Distribution (WY 60718-60721)					
W250	Pat Boyd Maps					
W251	Jack Stults Notes (MT14414-14472)					
W252	DNRC Water Management Bureau-Tongue River Watershed					
W253	Appendix S-Responses to Comments on the Draft Environmental Impact Statement (WY16895-17378)					
W254	Tongue River Water User's Association (MT10591-10598)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W255	T&Y Diversions and Miles City (Graphs)					
W256	Final Comments YRCC Mins (WY27858-27871)					
W257	General Abstract-David Borntrager (Depo. Ex. MUA 20)					
W258	General Abstract-Alan See (Depo. Ex. MUA 21)					
W259	General Abstract-Hirsch (Depo. Ex. MUA 28)					
W260	General Abstract-Diamond Cross Properties (Depo. Ex. MUA 52)					
W261	General Abstract - Bart Meged (Depo. Ex. MUA 26)					
W262	General Abstract-Bret Aye (Depo. Ex. MUA 4)					
W263	General Abstract-Hardesty Tract Homeowners Association (Depo. Ex. MUB 17)					
W264	General Abstract-Hirsch (Depo. Ex. MUA 29)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W265	General Abstract-Hirsch (Depo. Ex. MUA 30)					
W266	Yellowstone River Compact Commission Report (WY20761-20839)					
W267	General Abstract-Muggli Hugo Inc (Depo. Ex. MUB 9)					
W268	General Abstract-Ron Hirst (Depo. Ex. MUA 22)					
W269	General Abstract - Alan See (Depo. Ex. MUA 23)					
W270	General Abstract-Diamond Cross Properties (Depo. Ex. MUA 53)					
W271	General Abstract-Diamond Cross Properties (Depo. Ex. MUA 55)					
W272	General Abstract-Miles City Town & Country Club Inc. (Depo. Ex. MUA 18)					
W273	General Abstract-Richard S. Hosford Jr. (Depo. Ex. MUA 57)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W274	Map to Accompany Application for ENL. Interstate of Pennoyer Ditch (Depo. Ex. 292)					
W275	Map Koltiska Pump Stations (Depo. Ex. 284A)					
W276	Kearney Lake Reservoir List (Depo. Ex. 65)					
W277	Tongue River Project, Contract Between the Department of Natural Resources and Conservation and Decker Coal Company for Furnishing Water for Industrial Use (Depo. Ex. 307)					
W278	Draft Report A cooperative Plan to Administer the Yellowstone River Compact by Dan Ashenberg (WY11285-11377)					
W279	Montana's Perspective on the Yellowstone River Compact in the 1990's (Depo. Ex. 196)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W280	The Yellowstone River Compact in the 1990's Historic and Contemporary Water Uses in the Yellowstone River Basin and Need to Administer the Yellowstone River Compact (Depo. Ex. 195)					
W281	Tongue River Basin Project (MT04889-05346)					
W282	Hydrograph of Big Goose Creek					
W283	Hydrograph of Little Goose Creek, for 2006 Water Year					
W284	Graph of Canyon Flows Compared to State Line Flows					
W285	MT Water Commissioner Training Manual (Depo. Ex. 216)					
W286	Department of Natural Resources and Conservation, State of Montana Water Rights (Depo. Ex. 305)					
W287	Tongue River Reservoir Advisory Committee Meeting Tentative Agenda (Depo. Ex. 205)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W288	List of Stored Water Consumption Use by the Tongue River Water Users Association (Depo. Ex. 218)					
W289	Tongue River Water Users Pleadings in case No. DV 01-41 in the District Court of Rosebud County, MT (MT 9919-9985)					
W290	Kearney Fill Order (Notice to Appropriator to Begin Reservoir Storage) (WY 60150)					
W291	Order Appointing Charles Kepper as Water Commissioner (Depo. Ex. 208)					
W292	Water Distribution Sheet					
W293	Reservoirs List					
W294	Spring 2002 Water Lines Article "Coal Bed Methane: Powder River Basin Controlled Groundwater Area" (Depo. Ex. 177)					
W295	Handwritten Watering Schedule dated 2002 through 2007 (Depo. Ex. MUB 42)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W296	Kearney Fill Order (Notice to Appropriator to Begin Reservoir Storage) (WY 60149)					
W297	Petition to Appoint Water Commissioners, Order Appointing Water Commissioners (Depo. Ex. 215)					
W298	May 2002 Review and Model Report (Depo. Ex. 310)					
W299	Tongue River Water Users Association (Depo. Ex. 202)					
W300	Report to Clerk of Court from Tongue River Water Commissioners (Depo. Ex. 219)					
W301	Tongue River Reservoir Advisory Committee Meeting Agenda (MT09148-9172)					
W302	Minutes of the Yellowstone River Compact Commission Technical Work Group (MT13124-13128)					
W303	Water Commissioners in Montana (Depo. Ex. 220)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W304	Handwritten Calendar Notes for 2003 and 2004 (Depo. Ex. 224)					
W305	Water Distribution Sheet					
W306	Reservoirs List					
W307	Farm Report for 2004 (Depo. Ex. 139)					
W308	Tongue River Water Users Pleadings in case No. DV04-41 in the District Court of Rosebud County, MT (MT 9986-9995)					
W309	Yellowstone River Compact Commission Technical Committee Minutes (Depo. Ex. 136)					
W310	Call for Water on Wyoming Talking Points for Governor Martz' Brief Courtesy Call to Governor Freudenthal (MT 1224-1225)					
W311	Talking Points for the Governor (Depo. Ex. 186)					
W312	List of Stored Water Consumption Use by the Tongue River Water Users Association for 2004 (Depo. Ex. 225)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W313	Version 4 of Questions for Montana at 6/10 Meeting (Depo. Ex. 118)					
W314	Draft Meeting Summary Montana/Wyoming Yellowstone River Compact (Depo. Ex. 155)					
W315	Agenda Montana/Wyoming Yellowstone River Meeting (WY 18752)					
W316	Tongue River Graphs and Tables					
W317	Tongue River Reservoir Advisory Committee Meeting Agenda (MT9202-9210)					
W318	Seasonal CSF Data (Depo. Ex. 31)					
W319	Handwritten Notes (Depo. Ex. 137)					
W320	Storage Accrual Acre-Feet (Depo. Ex. 30)					
W321	Draft Potential Items for Basin Management Plan for Tongue River (WY 28339)					
W322	Briefing for Governor Freudenthal Update on Montana's "call" under the Yellowstone River Compact by Pat Tyrrell (WY31326-31329)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W323	Draft Meeting Summary Montana/Wyoming Yellowstone River Compact (Depo. Ex. 156)					
W324	Agenda Montana/Wyoming Yellowstone River Meeting (WY 18757-18761)					
W325	Briefing to Governor Freudenthal (Depo. Ex. 121)					
W326	Yellowstone River Compact Discussions by Patrick Tyrrell Powerpoint (WY37555-37572)					
W327	2004 Park Diversion Water Orders (Depo. Ex. 79)					
W328	Tongue River Reservoir Advisory Committee Meeting Agenda (MT9243-9267)					
W329	Northern Cheyenne Water Lease Applicants for 2004 (Depo. Ex. 226)					
W330	Dewatering Coal Seams as a Beneficial Use by Patrick Tyrrell (WY17968-17978)					
W331	HJR35-EQC Briefing (Depo. Ex. 157)					
W332	Update-Beatty Spur and JM Huber Negotiations (WY18035-18036)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W333	Review Abstract of Water Right Claim-Aye (Depo. Ex. MUA 3)					
W334	Ground Water Division Document (Depo. Ex. 97)					
W335	Handwritten Records of Charles Kepper (Depo. Ex. 231)					
W336	Tongue River Water Users Pleadings in case No. DV 05-44 in the District Court of Rosebud County, MT (MT9996-10014)					
W337	Comments to Draft 2004 YRCC Meeting Notes (Depo. Ex. 159)					
W338	Table of Wyoming Reservoirs (Depo. Ex. 7)					
W339	2004 Regulation Dates for Powder and Tongue Drainage (Depo. Ex. 21)					
W340	Yellowstone River Compact Commission Technical Committee Discussions (Depo. Ex. 158)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W341	Agenda Yellowstone River Compact Commission Technical Committee Discussions (WY13391)					
W342	Yellowstone River Compact Commission Technical Committee Discussions (WY27376-27378)					
W343	Petition to Appoint Water Commissioners, Order Appointing Water Commissioners for 2004 (Depo. Ex. 223)					
W344	Petition to Appoint Water Commissioners, Order Appointing Water Commissioners for 2005 (Depo. Ex. 230)					
W345	Petition to Appoint Water Commissioners, Order Appointing Water Commissioners (Depo. Ex. 233)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W346	Research Paper "Effects of Long-Term Water Table Drawdown on Evapotranspiration and Vegetation in an Arid Region Phreatophyte Community - David J. Cooper, John Sanderson, David Stannard, and David Groeneveld (Depo. Ex. 278)					
W347	List of Stored Water Consumption Use by the Tongue River Water Users Association for 2005 (Depo. Ex. 238)					
W348	Water Distribution Sheet					
W349	Reservoirs List					
W350	Handwritten Records of Charles Kepper (Depo. Ex. 234)					
W351	Handwritten Records of Charles Kepper (Depo. Ex. 235)					
W352	Tongue River Water Users Pleadings in case No. DV 06-53 in the District Court of Rosebud County, MT (MT 10015-10038)					
W353	Handwritten Records of Charles Kepper (Depo. Ex. 236)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W354	Kearney Fill Order (Notice to Appropriator to Begin Reservoir Storage) (WY 60143)					
W355	DNRC Index of Claims, Bigsky Coal, Tongue River Basin Below Hanging Woman Creek, Water Right 42C 27200 (Depo. Ex. MUA 63)					
W356	Minutes of Yellowstone River Compact Commission Technical Committee Discussions (WY27724-27727)					
W357	Agenda Yellowstone River Compact Commission Technical Committee Discussions (WY27750)					
W358	YRCC Minutes (WY27894-27899)					
W359	Superintendent Orders to Install Measuring Devices on all Diversions from the Tongue River Before May 1, 2007 (Depo. Ex. 23)					
W360	Order Appointing Charles Kepper and Charles Gephart as Water Commissioners (Depo. Ex. 209)					
W361	Irrigation Agreement (Depo. Ex. 285)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W362	Forage Maximization Model (Depo. Ex. 141)					
W363	Discussions with Montana on the North Platte Pipeline (WY27347-27351)					
W364	Submission to Governor's Office on Discussions with Montana on the North Platte Pipeline (WY 31290-31292)					
W365	Calendar Page-Richard Brewer (Depo. Ex. MUA 35)					
W366	List of Stored Water Consumption Use by the Tongue River Water Users Association for 2006 (Depo. Ex. 239)					
W367	Affidavit of Charles Kepper (Depo. Ex. 222)					
W368	Notice to Appropriator to Begin Reservoir Storage (Depo. Ex. 8)					
W369	DNRC Examination Report for 42C 180516 00 (Depo. Ex. MUB 14)					
W370	Tongue River Annual Meeting (MT7369-7373)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W371	DNRC Examination Report-Helm Hereford (Depo. Ex. MUB 25)					
W372	DNRC Examination Report-Helm Hereford (Depo. Ex. MUB 26)					
W373	DNRC Examination Report Helm Hereford Ranch (Depo. Ex. MUB 24)					
W374	DNRC Examination Report-Mathison (Depo. Ex. MUB 31)					
W375	DNRC Examination Report-Mathison (Depo. Ex. MUB 32)					
W376	Typewritten Notes-Charlie Gebhardt (Depo. Ex. 248)					
W377	Review Abstract of Water Right Claim-Nance Cattle Co. (Depo. Ex. MUA 16)					
W378	Review Abstract of Water Right Claim - Gregory Losinski (Depo. Ex. MUA 7)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W379	Tongue River Water Users Pleadings in case No. DV 07-77 in the District Court of Rosebud County, MT (MT 10039-10049)					
W380	Typewritten Notes-Art Hayes (Depo. Ex. 247)					
W381	Review Abstract of Water Right Claim-Diamond Cross Properties (Depo Ex. MUA 59)					
W382	Ground Water Discharge by Evapotranspiration in Wetlands of an Arid Intermountain Basin-John S. Sanderson and David J. Cooper (Depo. Ex. 279)					
W383	Article in Billings Gazette "Troubled Waters: Rivers Drying up Faster, Users Complain (Depo. Ex. 213)					
W384	Aqua Terra Consultant Report (Depo. Ex. 142)					
W385	DNRC Examination Report Helm Herford Ranch (Depo. Ex. MUB 23)					
W386	DNRC Topographic map of Lands Pertaining to Water Right 42C 27200 (Depo. Ex. MUA 64)					
W387	DNRC Examination Report (Depo. Ex. MUA 65)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W388	Remotely-sensed Groundwater Evapotranspiration from Alkali Scrub Affected by Declining Water Table - David P. Groeneveld (Depo. Ex. 280)					
W389	Review Abstract of Water Right Claim-Felton Angus Ranch (Depo. Ex. MUA 42)					
W390	Index of Claims by Owner (Depo. Ex. MUA 31)					
W391	Preliminary Decree Tongue River, Below Hanging Woman Creek-Sadie Brewer (Depo. Ex. MUA 34)					
W392	Preliminary Decree Tongue River Below Hanging Woman Creek-Felton Angus Ranch (Depo. Ex. MUA 37)					
W393	Preliminary Decree Tongue River, Below Hanging Woman Creek-Felton Angus Ranch Inc. (Depo. Ex. MUA 38)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W394	Preliminary Decree Tongue River, Below Hanging Woman Creek-Felton Angus Ranch (Depo. Ex. MUA 39)					
W395	Preliminary Decree Tongue River, Below Hanging Woman Creek-Felton Angus Ranch (Depo. Ex. MUA 41)					
W396	Preliminary Decree Tongue River Below Hanging Woman Creek-Great Northern Properties (Depo. Ex. MUA 43)					
W397	Preliminary Decree Tongue River, Below Hanging Woman Creek-Leatherberry (Depo. Ex. MUA 45)					
W398	Preliminary Decree Tongue River, Below Hanging Woman-Leatherberry (Depo. Ex. MUA 46)					
W399	Index of Claims, Water Right Claims, Tongue River Below Hanging Woman Creek Water Right Ending "91" (Depo. Ex. MUA 51)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W400	Preliminary Decree Tongue River, Below Hanging Woman Creek- Bruce Haley (Depo. Ex. MUA 66)					
W401	Tongue River Index of Claims by Owner, by Water Right ID (Depo. Ex. MUB 4)					
W402	Tongue River Index of Claims by Owner, by Water Right ID (Depo. Ex. MUB 8)					
W403	Preliminary Decree Tongue River, Below Hanging Woman Creek- Raymond Muggli (Depo. Ex. MUB 10)					
W404	Tongue River Index of Claims by Owner, by Water Right ID (Depo. Ex. MUB 13)					
W405	Tongue River Index of Claims by Owner, by Water Right ID (Depo. Ex. MUB 21)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W406	Preliminary Decree Tongue River, Below Hanging Woman Creek Abstract of Water Right Claim-Carolyn Mathison (Depo. Ex. MUB 30)					
W407	Tongue River Index of Claims by Owner, by Water Right ID (Depo. Ex. MUB 47)					
W408	Pennoyer of Interstate Ditch Water Rights (Depo. Ex. 24)					
W409	Review Abstract of Water Right Claim-Felton Angus Ranch (Depo. Ex. MUA 40)					
W410	AECOM Report "Update of the Task 1B Report for the Powder River Basin Coal Review Current Water Resources Conditions" (Depo. Ex. 277)					
W411	Interference Complaint (Depo. Ex. 94)					
W412	Board of Control 2011 Organizational Chart (Depo. Ex. 116)					
W413	Post Decree Abstract Water Right Claim Tongue River, Below Hanging Woman Creek-Nance Cattle Co. (Depo. Ex. MUA 13)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W414	Powder River Basin Coal Review Groundwater Model Protocol (WY34578-34648)					
W415	SSP-1077 Montana v. Wyoming Yellowstone River 2012 (Depo. Ex. 252)					
W416	Post Decree Abstract of Water Right Claim Tongue River, Below Hanging Woman Creek-Jane Anderson (Depo. Ex. MUA 48)					
W417	Post Decree Abstract of Water Right Claim Tongue River, Below Hanging Woman Creek - Jane Anderson (Depo. Ex. MUA 49)					
W418	Post Decree Abstract of Water Right Claim Tongue River, Below Hanging Woman Creek-Jane Anderson (Depo. Ex. MUA 50)					
W419	Appendix G CBNG Water Production, Discharge, and Related Groundwater Recharge (WY34503-34522)					
W420	Map 1a Powder/Tongue River Basin MT DNRC Active Water Rights Surface Water Diversions (WY 18990)					

Ex #	Wyoming's Exhibit Description	Mentioned	Offered	Objection		Admitted
				By Montana	By Wyoming	
W421	Map 2 Tongue River Basin "Decree" Active Water Rights Surface Water Irrigation Diversions (WY 18989)					
W422	Map 1b Powder/Tongue River Basin MT DNRC Active Water Rights Surface Water Diversions Excluding Stock & Domestic (WY 18988)					
W423	Map 4-Powder/Tongue River Basin MT DNRC Active Water Rights Groundwater Diversions (WY 18991)					
W424	WY State Engineer's Office 2012 Programmatic Organizational Chart (Depo. Ex. 92)					
W425	SSP-1077, Montana v. Wyoming Yellowstone River, December, 2012 SPL Report (Depo. Ex. 251)					
W426	Technical Report Powder River Basin Oil and Gas Environmental Impact Statement, Groundwater Modeling of Impacts Associated with Mining and Coal Bed Methane Development in the Powder River Basin, 12/2012 (Depo. Ex. 255)					

