#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 615-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	STRAND CABIN TRUST 3304 COMSTOCK ST MILES CITY, MT 59301 5762						
Priority Date:	JUNE 30, 1965						
Type of Historical Righ	t: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	10.00 GPM						
Volume:	2.00 AC-FT						
Households:	2						
Maximum Acres:	2.00						
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENE2526N40EVALLEY						
	n: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt LotQtr SecSecTwpRgeCounty						
1 2.00	NENENE 25 26N 40E VALLEY						
<b>Total:</b> 2.00							

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STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 4.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 1551-00	STATEME	NT OF	CLAIN	l		
	Version: 2 F	REEXAMIN	IED				
	Stati	us: A	CTIVE				
Owners:	CHERIE L EDWARDS PO BOX 428 CHINOOK, MT 59523						
Priority Date:	AUGUST 1, 1968	3					
Type of Historical Right	:USE						
Purpose(use):	DOMESTIC						
Flow Rate:	25.00 GPM	25.00 GPM					
Volume:	1.50 AC-FT	1.50 AC-FT					
Households:	1						
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> N	<u>Qtr Sec</u> ESWSW	<u>Sec</u> 24	<u>Twp</u> 26N		<u>County</u> VALLEY	
Period of Diversion: MAY 1 TO SEPTEMBER 15							
<b>Diversion Means:</b>	PUMP						
Period of Use:	MAY 1 TO SEPTEMBER 15						
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>	
1		SWSW	24	26N	40E	VALLEY	

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 355.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 1937-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	State	us: A	CTIVE					
Owners:	27 POVERTY RI	MICHAEL W CHAMBERLAIN 27 POVERTY RIDGE RD GLASGOW, MT 59230 8838						
Priority Date:	MAY 6, 1960							
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	6.00 GPM	6.00 GPM						
Volume:	2.00 AC-FT	2.00 AC-FT						
Households:	2	2						
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWSE	<u>Sec</u> 24	<u>Twp</u> 26N		<u>County</u> VALLEY		
Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	PUMP							
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>		
1		SWSE	24	26N	40E	VALLEY		

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 27.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 3938-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	MARNIE WITT 1760 N LODGE POLE RD SAND SPRINGS, MT 59077 9504						
	KELLY WITT 1760 N LODGE POLE RD SAND SPRINGS, MT 59077 9504						
Priority Date:	DECEMBER 31, 1945						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	UNNAMED TRIBUTARY OF LITTLE SQUAW CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and M	Means of Diversion:						
1 1 *Period of Diversion Diversion Means:	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SWNWSE     10     18N     32E     GARFIELD       : JANUARY 1 TO DECEMBER 31     DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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*Reservoir:	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SWNWSE	<u>Sec</u> 10	<u>Twp</u> 18N	<u>Rge</u> 33E	<u>County</u> GARFIELD
Diversio	on to Reservoir:	DIVERSION # 1				
Period of Use:	MAY 1 TO	AUGUST 31				
Place of Use:						
<u>ID</u> <u>Ac</u>	eres <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SWNE	10	18N	32E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION, SOURCE NAME AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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Water Right Number:	40E 5986-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	DOUGLAS F HOFELDT 20485 BARNEY OLSON RD CHINOOK, MT 59523						
	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241						
Priority Date:	FEBRUARY 6, 1958						
Type of Historical Right	: FILED						
Purpose(use):	IRRIGATION						
Irrigation Type:	WATER SPREADING						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.						
Volume:	525.00 AC-FT						
Climatic Area	: 1 - HIGH						
Maximum Acres:	350.00						
Source Name:	THIRD CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSW3124N30EPHILLIPS						
Period of Diversion	: FEBRUARY 1 TO JULY 31						
<b>Diversion Means:</b>	DIKE						
Period of Use:	FEBRUARY 1 TO JULY 31						

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	130.60			31	24N	30E PHILLIPS
2	137.40			32	24N	30E PHILLIPS
3	82.00			33	24N	30E PHILLIPS
Total:	350.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 6405-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SMITH, H & M FARMS INC PO BOX 583 MALTA, MT 59538
Priority Date:	MAY 13, 1964
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENW3425N29EPHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESENW 29E PHILLIPS 25N 34 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 34 25N 29E PHILLIPS S2SENW THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 6406-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749					
	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538					
Priority Date:	DECEMBER 31, 1915					
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSW1024N29EPHILLIPS					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 6406-00 Page 2 of 2

> **ONSTREAM Reservoir:** T<u>wp</u> **Govt Lot** Qtr Sec Sec **Rge** County **SWNWSW** 29E PHILLIPS 24N 10 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 29E PHILLIPS SENESE 9 24N 2 SWNWSW 10 24N 29E PHILLIPS ..... ......

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 6410-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **DISMISSED** 

**Owners:** 

ROGER EREAUX 24090 CONTENT RD MALTA, MT 59538

E & K RANCH 659 BUFFALO TRAIL SACO, MT 59261

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):	IRRIGATION
Flow Rate:	
Volume:	
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Point of Diversion and M	Ieans of Diversion:
Period of Use:	
Place of Use:	

#### Remarks:

THIS CLAIM WAS DISMISSED FROM THE ADJUDICATION PROCESS BY ORDER OF THE WATER COURT ON 05/11/89.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 6835-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	LEE JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506				
Priority Date:	DECEMBER 31, 1930				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENW2623N28EPHILLIPS				

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: (	ONSTREAM	TREAM Reservoir Name: ALMAS RESERVOIR					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSENW	<u>Sec</u> 26	<u>Twp</u> 23N		<u>County</u> PHILLIPS	
Diversion to	Reservoir: C	DIVERSION # 1					
Dam Height	t <b>:</b>	11.00 FEET					
Depth:		8.00 FEET					
Surface Are	ea:	1.63 ACRES	5				
Capacity:		5.21 ACRE-	FEET				
		CITY, DAM HEI MATED BY DN		MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE	
Period of Use:	JANUARY 1	TO DECEMB	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1		SENW	26	23N	28E	PHILLIPS	

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD, POINT OF DIVERSION, AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 6835-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 7630-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019
Priority Date:	DECEMBER 31, 1950
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
*Volume:	221.95 AC-FT
Climatic Area:	: 1 - HIGH
*Maximum Acres:	96.50
*Source Name:	CLAYTON COULEE
Source Type:	SURFACE WATER
*Point of Diversion and N	Aeans of Diversion:
ID	Govt Lot Qtr Sec Sec Twp Rge County
1 Deviad of Diversion	NWNENW 7 22N 30E PHILLIPS : MARCH 1 TO JUNE 30
Diversion Means:	DIKE
Period of Use:	MARCH 1 TO JUNE 30

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#### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	62.00		E2NW	7	22N	30E PHILLIPS
2	11.50		W2NE	7	22N	30E PHILLIPS
3	19.00		N2NE	7	22N	30E PHILLIPS
4	4.00		NESW	7	22N	30E PHILLIPS
Total:	96.50					

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 7632-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019	
Priority Date:	DECEMBER 31, 1948	
Type of Historical Right	USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MIN AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE	IIMUM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE O CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS SOURCE.	DAY PER CARRYING
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK, NORTH FORK	
Source Type:	SURFACE WATER	
Point of Diversion and M	eans of Diversion:	
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSE2623N29EPHILLIPS	
*Period of Diversion	JANUARY 1 TO DECEMBER 31	
<b>Diversion Means:</b>	DAM	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC CLAIM.	FOR THIS

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Reservoir: ONSTREAM

### Govt LotQtr SecSecTwpRgeCountySESWSE2623N29EPHILLIPS

Diversion to Reservoir: DIVERSION # 1

Period of Use: OCTOBER 1 TO MAY 1

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			SWSE	26	23N	29E PHILLIPS	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 7633-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK, NORTH FORK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSW2523N29EPHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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Reservoir: ONSTREAM

### Govt LotQtr SecSecTwpRgeCountySWNWSW2523N29EPHILLIPS

Diversion to Reservoir: DIVERSION # 1

Period of Use: OCTOBER 1 TO MAY 1

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			SWNWSW	25	23N	29E PHILLIPS	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 7634-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019
<b>Priority Date:</b>	DECEMBER 31, 1950
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
*Volume:	561.20 AC-FT
Climatic Area:	1 - HIGH
*Maximum Acres:	244.00
Source Name:	FOURCHETTE CREEK, NORTH FORK
Source Type:	SURFACE WATER
*Point of Diversion and N	Ieans of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County
•	SWNENE 26 23N 29E PHILLIPS
Period of Diversion Diversion Means:	: MAY 1 TO JUNE 30 DIKE
Diversion Means: Period of Use:	MAY 1 TO JUNE 30
remoa of Use:	WAT I TO JUNE SU

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	105.00		E2	26	23N	29E PHILLIPS
2	50.00		NE	35	23N	29E PHILLIPS
3	24.00		E2SE	35	23N	29E PHILLIPS
4	44.00		SW	36	23N	29E PHILLIPS
5	12.00		NWNW	1	22N	29E PHILLIPS
6	9.00		NENE	2	22N	29E PHILLIPS
Total:	244.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 7635-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019
<b>Priority Date:</b>	DECEMBER 31, 1955
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENW222N29EPHILLIPS
*Period of Diversion	I: OCTOBER 1 TO MAY 1

**Diversion Means:** DAM

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*Reservoir: ON	STREAM					
	Govt Lot	<u>Qtr Sec</u> NESENW	<u>Sec</u> 2	<u>Twp</u> 22N		<u>County</u> PHILLIPS
Diversion to R	eservoir: DI	VERSION # 1				
Dam Height:	1	3.00 FEET				
Depth:	1	0.00 FEET				
Surface Area:		2.01 ACRES	3			
Capacity:		8.04 ACRE-	FEET			
	THE CAPACI BEEN ESTIM			MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	OCTOBER 1	TO MAY 1				
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NESENW	2	22N	29E	PHILLIPS

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 7635-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 7636-00 STATEMENT OF CLAIM Version: 2 REEXAMINED
Owners:	Status: ACTIVE LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019
Priority Date:	DECEMBER 31, 1955
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	120.00 AC-FT
Climatic Areas	: 1 - HIGH
Maximum Acres:	80.00
*Source Name: Source Type:	FOURCHETTE CREEK SURFACE WATER
*Source Name: Source Type:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK SURFACE WATER
*Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt Lot         Qtr Sec         Sec         Twp         Rge         County           SESENW         2         22N         29E         PHILLIPS
*Source Name: Period of Diversion Diversion Means:	FOURCHETTE CREEK : MARCH 1 TO JUNE 30 DIKE

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\*Point of Diversion and Means of Diversion:

<u>ID</u> 2		Govt Lot	<u>Qtr Sec</u> NESWNW	<u>Sec</u> 2	<u>Twp</u> 22N	<u>Rge</u> <u>County</u> 29E PHILLIPS
_	urce Name:	UNNAMED T	RIBUTARY O	-		
Pe	riod of Diversion	MARCH 1 TC	) JUNE 30			
<b>Diversion Means:</b>		DIKE				
Period	of Use:	MARCH 1 TO	JUNE 30			
Place o	f Use:					
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>

1	66.25	S2N2	2	22N	29E	PHILLIPS
2	11.88	N2N2SE	2	22N	29E	PHILLIPS
3	1.87	NWNWSW	2	22N	29E	PHILLIPS
Total:	80.00					

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION MAY BE INCOMPLETE. IT APPEARS THERE SHOULD BE ADDITIONAL POINTS OF DIVERSION ON FOURCHETTE CREEK WHICH COULD NOT BE IDENTIFIED FROM INFORMATION IN THE CLAIM FILE.

MEANS OF DIVERSION, POINT OF DIVERSION, AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THIS CLAIM APPEARS TO BE CLAIMING TWO SEPARATE SOURCES OF WATER. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 7636-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 7637-	00 STATEME		F CLAIN	1			
	Version:	2 REEXAMI	NED					
		Status: A	CTIVE					
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019							
Priority Date:	DECEMBE	R 31, 1960						
Type of Historical Right: USE								
Purpose(use):	IRRIGATIC	IRRIGATION						
Irrigation Type:	WATER SP	WATER SPREADING						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.							
Volume:	345.00 AC	FT						
Climatic Area: 1 - HIGH								
Maximum Acres:	150.00							
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK							
Source Type:	SURFACE WATER							
*Point of Diversion and Means of Diversion:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSW	<u>Sec</u> 9	<u>Twp</u> 22N		<u>County</u> PHILLIPS		
Period of Diversion: MARCH 1 TO JUNE 30								
<b>Diversion Means:</b>	DIVERSIO							
2		SENWSW	9	22N	30E	PHILLIPS		
Period of Diversion Diversion Means:	of Diversion: MARCH 1 TO JUNE 30 on Means: DIVERSION DAM							
Diversion wieans:	DIVERSIO							

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\*Point of Diversion and Means of Diversion:

IDGovt Lot3		<u>Qtr Sec</u> NWNESE	<u>Sec</u> 9	<u>Twp</u> 22N	<u>Rge</u> <u>County</u> 30E PHILLIPS			
Peri	iod of Diversion	: MARCH 1 TO	JUNE 30					
Dive	ersion Means:	DIVERSION [	DIVERSION DAM					
Period of	f Use:	MARCH 1 TO	JUNE 30					
Place of Use:								
<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>		
1	90.00		N2SW	9	22N	30E PHILLIPS		
2	50.00		N2SE	9	22N	30E PHILLIPS		
3	10.00		E2E2SE	22N	30E PHILLIPS			
Total:	150.00							

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 7638-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019				
Priority Date:	MARCH 31, 1950				
Type of Historical Right	t: FILED				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE3223N29EPHILLIPS				

\*Period of Diversion: APRIL 1 TO NOVEMBER 30 Diversion Means: DAM

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u> N	<u>Qtr Sec</u> WNWSE	<u>Sec</u> 32	<u>Twp</u> 23N	<u>Rge</u> 29E	
Diversion to Re	eservoir: DIVE	RSION # 1				
Dam Height:	12.0	0 FEET				
Depth:	9.0	0 FEET				
Surface Area:	3.8	9 ACRES	3			
Capacity:	14.0	0 ACRE-	FEET			
	THE CAPACITY, BEEN ESTIMAT		,	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	APRIL 1 TO NO	/EMBER (	30			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NWSE	32	23N	29E	PHILLIPS

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND POINT OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 7638-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 7639-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019				
<b>Priority Date:</b>	APRIL 29, 1959				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	10.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESW122N29EPHILLIPS				
	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>				
1	NWNESW 1 22N 29E PHILLIPS				

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 7641-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019				
Priority Date:	DECEMBER 31, 1913				
Type of Historical Right	: FILED				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF FOURCHETTE CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and M	Means of Diversion:				
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>				
-	SENWNE 32 23N 29E PHILLIPS : JANUARY 1 TO DECEMBER 31				
Diversion Means:	FLOWING				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	<b>Rge County</b>
1			SENWNE	32	23N	29E PHILLIPS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 7642-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019				
<b>Priority Date:</b>	MAY 15, 1960				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	4.50 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE722N30EPHILLIPS				
	I: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>				
1	NESESE 7 22N 30E PHILLIPS				

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 7644-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019				
<b>Priority Date:</b>	APRIL 23, 1960				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
Flow Rate:	4.50 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u> NWSENW 9 22N 30E PHILLIPS				
Period of Diversion	n: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>				
1	NWSENW 9 22N 30E PHILLIPS				

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 7645-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019				
<b>Priority Date:</b>	OCTOBER 4, 1958				
Type of Historical Right	: FILED				
Purpose(use):	STOCK				
Flow Rate:	5.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
*Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSW3623N29EPHILLIPS				
Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
*Place of Use:					
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
1	NESWSW 36 23N 29E PHILLIPS				

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

CLAIM WAS IMPROPERLY DESIGNATED TO BASIN 40EJ . CLAIM WAS NOT INCLUDED IN THE BASIN 40E DECREE ISSUED 03/07/1985.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 7646-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019
Priority Date:	MARCH 31, 1927
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESE2923N29EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 7646-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENESE 23N 29E PHILLIPS 29 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO NOVEMBER 30 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESE 29 23N 29E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 7647-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019
<b>Priority Date:</b>	APRIL 30, 1910
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE3223N29EPHILLIPS

\*Period of Diversion: APRIL 1 TO NOVEMBER 30 Diversion Means: DAM

*Reservoir: ON	STREAM Re	STREAM Reservoir Name: SMITH COULEE RESERVOIR				
	Govt Lot	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 32	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diversion to R	eservoir: DIV	ERSION #	1			
Dam Height:	12	.00 FEET				
Depth:	9	.00 FEET				
Surface Area:	3	.89 ACRE	S			
Capacity:	14	.00 ACRE	FEET			
	THE CAPACIT BEEN ESTIMA	,	,	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	APRIL 1 TO NO	OVEMBER	30			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		NWSE	32	23N	29E	PHILLIPS

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND POINT OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 7647-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 7648-0	0 STATEME	NT O	F CLAIN	Л	
	Version:	2 REEXAMIN	NED			
		Status: A	CTIVE	E		
Owners:	4470 HWY 7	LOVING U RANCH 4470 HWY 78 COLUMBUS, MT 59019				
Priority Date:	MARCH 31,	1914				
Type of Historical Right:	FILED					
Purpose(use):	IRRIGATION	١				
Irrigation Type:	WATER SPI	READING				
*Flow Rate:		FLOW RATE				ECREED BECAUSE THIS USE ADING.
Volume:	368.00 AC-F	T				
Climatic Area:	1 - HIGH					
Maximum Acres:	160.00					
Source Name:	UNNAMED	TRIBUTARY (	DF FO	URCHE	ETTE C	REEK
Source Type:	SURFA	ACE WATER				
*Point of Diversion and N	leans of Diver	sion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESWSE	<u>Sec</u> 25	<u>Twp</u> 23N		<u>County</u> PHILLIPS
<b>Period of Diversion</b>	: MARCH 1 T	O JUNE 30				
<b>Diversion Means:</b>	DIKE					
2 Period of Diversion		S2SW	25	23N	28E	PHILLIPS
Diversion Means:		O JUNE 30				
Period of Use:	MARCH 1 T	O JUNE 30				

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	160.00		S2	25	23N	28E PHILLIPS
Total:	160.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 7957-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
Priority Date:	AUGUST 1, 1963
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWSW1626N40EVALLEY
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 7957-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NENWSW	<u>Sec</u> 16	<u>Twp</u> 26N	Rge County 40E VALLEY	
Diversio	n to Reservoir:	DIVERSION # 1	l			
Period of Use:	JANUARY	1 TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		NENWSW	16	26N	40E VALLEY	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8063-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	JULY 1, 1925
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF NILES COULEE
Source Type:	GROUNDWATER
	ALSO KNOWN AS NILES SPRING
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE3625N34EVALLEY
Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 FLOWING
Diversion Means: Period of Use:	JANUARY 1 TO DECEMBER 31
r errou or Use:	

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SENWNE	36	25N	34E VALLEY

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8064-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	JULY 1, 1965
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SUTHERLAND CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWNE 36 24N 35E VALLEY
-	I: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWNE 35E VALLEY 36 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 36 24N 35E VALLEY SENWNE 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8065-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
Priority Date:	JULY 1, 1925
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF CARPENTER CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENE3623N36EVALLEY
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NWNENE	36	23N	36E VALLEY

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8559-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WELDON FARM AND RANCH LLC 617 WELDON RD CIRCLE, MT 59215 7111
<b>Priority Date:</b>	DECEMBER 17, 1980
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENW1121N45EMCCONE
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	SWSENW 11 21N 45E MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8562-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WELDON FARM AND RANCH LLC 617 WELDON RD CIRCLE, MT 59215 7111
<b>Priority Date:</b>	DECEMBER 31, 1961
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	3.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWNW1921N46EMCCONE
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1	NWSWNW 19 21N 46E MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8565-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	WELDON FARM AND RANCH LLC 617 WELDON RD CIRCLE, MT 59215 7111
Priority Date:	DECEMBER 31, 1910
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF MCGUIRE CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
•	SESWNW 10 21N 45E MCCONE I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			SESWNW	10	21N	45E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8570-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	WELDON FARM AND RANCH LLC 617 WELDON RD CIRCLE, MT 59215 7111	
<b>Priority Date:</b>	OCTOBER 1, 1960	
Type of Historical Right	USE	
Purpose(use):	STOCK	
Flow Rate:	3.00 GPM	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	R G
Source Name:	GROUNDWATER	
Source Type:	GROUNDWATER	
Point of Diversion and I	Ieans of Diversion:	
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENW3021N46EMCCONE	
Period of Diversion	: JANUARY 1 TO DECEMBER 31	
<b>Diversion Means:</b>	WELL	
Period of Use:	JANUARY 1 TO DECEMBER 31	
Place of Use:		
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>	
1	NWSENW 30 21N 46E MCCONE	

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8576-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ANNE G WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	HAY CREEK INC 603 WATKINS RD BROCKWAY, MT 59214
	ALEXANDER J WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	OWNER HAY CREEK INC RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	JUNE 30, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	40.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE3617N44EMCCONE
Period of Diversion Diversion Means:	WELL

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Period of Use: MARCH 1 TO DECEMBER 1

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWNWSE	36	17N	44E MCCONE

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 8577-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HAY CREEK INC 603 WATKINS RD BROCKWAY, MT 59214
	ALEXANDER J WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	ANNE G WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	OWNER HAY CREEK INC RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	DECEMBER 31, 1942
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF TIMBER CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 8577-00 Page 2 of 3

Point	Point of Diversion and Means of Diversion:							
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1			SWSWSW	5	16N	45E	PRAIRIE	
*P	eriod of Div	ersion: MARCH 1	TO DECEMBER	२ १				
D	iversion Me	ans: DAM						
*]	Reservoir:	ONSTREAM	Reservoir Nam	e: CF	ROWLE	Y CRE	EK RESERVOIR	
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWSW	<u>Sec</u> 5	<u>Twp</u> 16N		<u>County</u> PRAIRIE	
	Diversion	n to Reservoir:	DIVERSION # 1	I				
	Dam Hei	ght:	10.00 FEET					
	Depth:	-	7.00 FEET					
	Surface A	Area:	1.22 ACRES	S				
	Capacity	:	3.42 ACRE-	FEET				
			ACITY, DAM HEI TIMATED BY DN		MAXIM	UM DE	PTH, AND SURFACE AREA HAVE	
Period	l of Use:	MARCH 1	TO DECEMBER	R 1				
Place	of Use:							
ID	Acr	es <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County	
1			SWSWSW	5	16N	45E	PRAIRIE	

## Remarks:

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 8577-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8579-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ALEXANDER J WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	HAY CREEK INC 603 WATKINS RD BROCKWAY, MT 59214
	ANNE G WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	OWNER HAY CREEK INC RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	JULY 10, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK
Source Type:	SURFACE WATER

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*Point of Diversion and Means of Diversion:							
ID 1 *Period of Diversion Diversion Means:	• •	NESENE	<u>ec</u> <u>Twp</u> 5 16N		<u>County</u> PRAIRIE		
*Reservoir: ON	STREAM Reser	voir Name:	BIG BERT	HA CR	EEK RESERVOIR		
	<u>Govt Lot</u> 8 N		<u>ec Twp</u> 5 16N		<u>County</u> PRAIRIE		
Diversion to R		RSION # 1					
Dam Height:		) FEET					
Depth:	8.00	) FEET					
Surface Area:	3.31	ACRES					
Capacity:	10.59	ACRE-FE	ET				
THE DAM EXTENDS INTO THE SENE , SEC 04 TWP 16N RGE 45E PRAIRIE COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.							
Period of Use:	MARCH 1 TO DE	CEMBER 1					
Place of Use:	Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u> Sec	<u>ec Twp</u>	Rge	County		
1		NENE	5 16N	45E	PRAIRIE		

#### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

\_\_\_\_\_\_

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

THE PLACE OF USE APPEARS TO NEED MODIFICATION BASED ON THE DNRC CORRECTION TO THE POINT OF DIVERSION AND RESERVOIR RECORD. THE CORRECT PLACE OF USE LEGAL LAND DESCRIPTION APPEARS TO BE LOT 8 IN THE NE SEC 5 TWP 16N RGE 45E PRAIRIE COUNTY.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 8581-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ANNE G WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	ALEXANDER J WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	HAY CREEK INC 603 WATKINS RD BROCKWAY, MT 59214
	OWNER HAY CREEK INC RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	APRIL 30, 1948
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty1NENE516N45EPRAIRIE
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		1	NENE	5	16N	45E PRAIRIE

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 8582-00 STATEMENT OF CLAIM Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HAY CREEK INC 603 WATKINS RD BROCKWAY, MT 59214
	ALEXANDER J WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	ANNE G WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	OWNER HAY CREEK INC RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	DECEMBER 31, 1941
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	HAY CREEK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 8582-00 Page 2 of 3

Point o	Point of Diversion and Means of Diversion:							
ID		Gov	t Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			N	ESESE	36	17N	44E	MCCONE
*Pe	riod of Div	ersion: MAR	CH 1 TO DE	CEMBEF	R 1			
Di	iversion Me	ans: DAM						
*I	Reservoir:	ONSTREA	M Reserv	voir Nam	e: HA	Y CREE	EK RES	SERVOIR
		<u>Gov</u>	<u>t Lot</u> N	<u>Qtr Sec</u> ESESE	<u>Sec</u> 36	<u>Twp</u> 17N		<u>County</u> MCCONE
	Diversion	n to Reservoi	r: DIVER	SION # 1				
	Dam Hei	ght:	11.00	FEET				
	Depth:		8.00	FEET				
	Surface A	Area:	0.70	ACRES	3			
	Capacity	:	2.24	ACRE-	FEET			
			CAPACITY, I NESTIMATE			MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period	of Use:	MAR	CH 1 TO DE	CEMBER	1			
Place o	of Use:							
<u>ID</u>	Acr	es <u>Gov</u>	<u>t Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			Ν	ESESE	36	17N	44E	MCCONE

## Remarks:

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 8582-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8583-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ALEXANDER J WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	ANNE G WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	HAY CREEK INC 603 WATKINS RD BROCKWAY, MT 59214
	OWNER HAY CREEK INC RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	OCTOBER 31, 1942
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	40.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>
	3 NW 6 16N 45E PRAIRIE
Period of Diversion Diversion Means:	WELL WELL

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Period of Use: MARCH 1 TO DECEMBER 1

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1		3	NW	6	16N	45E	PRAIRIE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8585-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ANNE G WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	HAY CREEK INC 603 WATKINS RD BROCKWAY, MT 59214
	ALEXANDER J WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	OWNER HAY CREEK INC RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	JUNE 1, 1938
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNW316N45EPRAIRIE
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL

Place of Use:

**Period of Use:** 

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			SENWNW	3	16N	45E	PRAIRIE
2			NWNENW	3	16N	45E	PRAIRIE
3			SWSESE	4	16N	45E	PRAIRIE
4			SWNWSE	9	16N	45E	PRAIRIE
5			NWNWSE	5	16N	45E	PRAIRIE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8587-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HAY CREEK INC 603 WATKINS RD BROCKWAY, MT 59214
	ALEXANDER J WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	ANNE G WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	OWNER HAY CREEK INC RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK
Source Type:	SURFACE WATER

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Point of Diversion and M	leans of Divers	ion:				
ID	Govt Lot	<u>Qtr Sec</u>				County
1		NENWSW	10	16N	45E	PRAIRIE
*Period of Diversion:	JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEE	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> NENWSW	<u>Sec</u> 10	<u>Twp</u> 16N		<u>County</u> PRAIRIE
Diversion to Re	eservoir: Dl'	VERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NENWSW	10	16N	45E	PRAIRIE
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8588-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HAY CREEK INC 603 WATKINS RD BROCKWAY, MT 59214
	ALEXANDER J WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	ANNE G WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	OWNER HAY CREEK INC RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	JUNE 1, 1948
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK
Source Type:	SURFACE WATER

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Point of Diversion and N	Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u>				County	
1		SENWSW	11	16N	45E	PRAIRIE	
*Period of Diversion	: MARCH 1 TO	NOVEMBER	א 1				
<b>Diversion Means:</b>	DAM						
*Reservoir: ONS	STREAM						
	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>	
		SENWSW	11	16N	45E	PRAIRIE	
Diversion to Re	eservoir: DIV	ERSION # 1					
Dam Height:	9.	00 FEET					
Depth:	6	00 FEET					
Surface Area:	1.	54 ACRES	3				
Capacity:	3.	70 ACRE-	FEET				
	THE CAPACIT			MAXIM	UM DE	PTH, AND SURFACE AREA HAVE	
	DEENESTIVA		RC.				
Period of Use:	MARCH 1 TO N	NOVEMBER	R 1				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County	
1		SW	11	16N	45E	PRAIRIE	
Remarks:							

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 8588-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8591-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ALEXANDER J WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	ANNE G WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308
	HAY CREEK INC 603 WATKINS RD BROCKWAY, MT 59214 OWNER HAY CREEK INC RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	DECEMBER 31, 1942
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	75.00 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	50.00
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK
Source Type:	SURFACE WATER

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Point	Point of Diversion and Means of Diversion:						
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> W2SWSE	<u>Sec</u> 32	<u>Twp</u> 17N		<u>County</u> MCCONE
	eriod of Diver Diversion Mean		RY 15 TO OCTO	BER 1	5		
*	Reservoir:	ONSTREAM	Reservoir Name	e: JO	NE'S D	AM	
		Govt Lot	<u>Qtr Sec</u> W2SWSE	<u>Sec</u> 32	<u>Twp</u> 17N	<u>Rge</u> 45E	<u>County</u> MCCONE
	Diversion	to Reservoir:	DIVERSION # 1	l			
	Dam Heig	ht:	10.00 FEET				
	Depth:		7.00 FEET				
	Surface A	rea:	1.53 ACRES	5			
	Capacity:		4.28 ACRE-	FEET			
			ACITY, DAM HEI FIMATED BY DN		MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period	l of Use:	FEBRUAR	Y 15 TO OCTOR	BER 1	5		
Place	of Use:						
ID	Acres	<u>s</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
4	20.00	<b>`</b>		20	471	455	MCCONE

<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	20.00		NWSWSE	32	17N	45E MCCONE
2	23.38		NW	3	16N	45E PRAIRIE
3	6.62		NWNE	3	16N	45E PRAIRIE
Total:	50.00					

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 17.52 TIMES THE CAPACITY OF THE RESERVOIR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 8595-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	ALEXANDER J WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308					
	HAY CREEK INC 603 WATKINS RD BROCKWAY, MT 59214					
	ANNE G WHEATCROFT 3634 STATE HWY 431 WORLAND, WY 82401 9308 OWNER HAY CREEK INC RETAINED. CONTRACT FOR DEED INTEREST.					
Priority Date:	DECEMBER 31, 1930					
Type of Historical Right	USE					
Purpose(use):	DOMESTIC					
Flow Rate:	12.00 GPM					
Volume:	2.50 AC-FT					
Households:	2					
Maximum Acres:	1.00					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I ID 1	Ieans of Diversion: <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWNW 3 16N 45E PRAIRIE					
Period of Diversion Diversion Means:	JANUARY 1 TO DECEMBER 31 WELL					

OCTOBER 7, 2020 40E 8595-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	1.00		SENWNW	3	16N	45E PRAIRIE
Total:	1.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8639-00 STATEMENT OF CLAIM				
	Version: 3 REEXAMINED				
	Status: ACTIVE				
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103				
<b>Priority Date:</b>	DECEMBER 31, 1945				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
Flow Rate:	10.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWNE1119N45EMCCONE				
Period of Diversion	n: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
ID <u>Acres</u>	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County				
1	SWSWNE 11 19N 45E MCCONE				

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8640-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103				
<b>Priority Date:</b>	DECEMBER 31, 1955				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	10.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
*Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 14 19N 45E MCCONE				
Period of Diversion	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
1	SWSWNW 14 19N 45E MCCONE				

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8644-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103
<b>Priority Date:</b>	DECEMBER 31, 1950
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW1419N45EMCCONE
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1	NESESW 14 19N 45E MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 8646-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103		
Priority Date:	DECEMBER 31, 1950		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	SPRING, UNNAMED TRIBUTARY OF NELSON CREEK, SOUTH FORK		
Source Type:	GROUNDWATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWNE 8 19N 45E MCCONE		
-	SENWNE 8 19N 45E MCCONE : JANUARY 1 TO DECEMBER 31		
Diversion Means:	FLOWING		
Period of Use:	JANUARY 1 TO DECEMBER 31		

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SENWNE	8	19N	45E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 8647-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103			
Priority Date:	DECEMBER 6, 1967			
Type of Historical Right	: FILED			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	NELSON CREEK, SOUTH FORK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyN2SENE819N45EMCCONE			
*Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 8647-00 Page 2 of 2

\*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u> N2SENE		 	<u>County</u> MCCONE
Diversion t	o Reservoir: DI	VERSION # 1	l		
Period of Use:	JANUARY 1 1	O DECEMBI	ER 31		
Place of Use:					

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SENE	8	19N	45E MCCONE
2			W2SWNW	9	19N	45E MCCONE
3			NWSW	9	19N	45E MCCONE
4			SWNESW	9	19N	45E MCCONE

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE. 1964-00 8647-00

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME POINT OF DIVERSION.

1964-00 4428-00 8647-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8648-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103			
<b>Priority Date:</b>	SEPTEMBER 19, 1955			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
Flow Rate:	10.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW1419N45EMCCONE			
	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use:				
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>			
1	NESESW 14 19N 45E MCCONE			

**Remarks:** 

OCTOBER 7, 2020 40E 8648-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

8648-00 8656-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 8649-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103
Priority Date:	DECEMBER 31, 1950
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF NELSON CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNW819N45EMCCONE
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 8649-00 Page 2 of 2

> **ONSTREAM Reservoir:** Qtr Sec Sec **Govt Lot** Twp **Rge** County **SWNWNW** 45E MCCONE 19N 8 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO NOVEMBER 30 Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 SWNWNW 45E MCCONE 8 19N 7 2 NENE 19N 45E MCCONE ..... ......

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 8650-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF NELSON CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNE1519N45EMCCONE
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 8650-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESWNE 45E MCCONE 19N 15 **Diversion to Reservoir: DIVERSION #1 APRIL 1 TO NOVEMBER 30 Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 45E MCCONE NESWNE 15 19N 2 NWSENE 15 19N 45E MCCONE ..... ......

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8651-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103
<b>Priority Date:</b>	DECEMBER 31, 1955
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE819N45EMCCONE
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1	SWSENE 8 19N 45E MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 8654-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103		
Priority Date:	DECEMBER 31, 1958		
Type of Historical Right:	USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	WATER SPREADING		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.		
Volume:	22.50 AC-FT		
Climatic Area:	1 - HIGH		
Maximum Acres:	15.00		
Source Name: Source Type:	NELSON CREEK, SOUTH FORK SURFACE WATER		
Point of Diversion and N	Jeans of Diversion:		
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNW1519N45EMCCONE		
<b>Period of Diversion</b>	: MAY 1 TO SEPTEMBER 30		
<b>Diversion Means:</b>	DIKE		
Period of Use:	MAY 1 TO SEPTEMBER 30		

OCTOBER 7, 2020 40E 8654-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	5.00		NWSWNW	15	19N	45E	MCCONE
2	5.00		NESWNW	15	19N	45E	MCCONE
3	5.00		N2SENW	15	19N	45E	MCCONE
Total:	15.00						

#### **Remarks:**

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8656-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103					
Priority Date:	SEPTEMBER 19, 1955					
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	10.00 GPM					
Volume:	3.00 AC-FT					
Households:	: 2					
Maximum Acres:	0.50					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW1419N45EMCCONE					
	a: JANUARY 1 TO DECEMBER 31 WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID Acres	Govt Lot Qtr Sec Sec Twp Rge County					
1 0.50	NESESW 14 19N 45E MCCONE					
<b>Total:</b> 0.50						

**Remarks:** 

OCTOBER 7, 2020 40E 8656-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

8648-00 8656-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8657-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103					
<b>Priority Date:</b>	MAY 1, 1955					
Type of Historical Righ	t: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	10.00 GPM					
Volume:	3.00 AC-FT					
Households:	2					
Maximum Acres:	0.50					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW1419N45EMCCONE					
Period of Diversio Diversion Means:	n: JANUARY 1 TO DECEMBER 31 WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:	Court Lot Ota Soc Soc Two Doo County					
<u>ID</u> <u>Acres</u> 1 0.50	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>					
1 0.50 Total: 0.50	NWNWSW 14 19N 45E MCCONE					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 8658-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	MURPHY RANCH INC 1775 MAYBERRY RD CIRCLE, MT 59215 7103			
Priority Date:	DECEMBER 31, 1952			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF NELSON CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and M	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE1219N45EMCCONE			
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM			
Reservoir: ON	STREAM			
	Govt LotQtr SecSecTwpRgeCountyNESESE1219N45EMCCONE			
Diversion to R	eservoir: DIVERSION # 1			

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Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NESESE	12	19N	45E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 8688-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: MAVES RANCH INC % CHARLES D MAVES 1942 MAYBERRY ROAD CIRCLE, MT 59215

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: GROUNDWATER

**Point of Diversion and Means of Diversion:** 

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 2/28/2006.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8690-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	MAVES RANCH INC % CHARLES D MAVES 1942 MAYBERRY ROAD CIRCLE, MT 59215		
Priority Date:	DECEMBER 31, 1950		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	UNNAMED TRIBUTARY OF NELSON CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNE419N45EMCCONE		
*Period of Diversion	: APRIL 1 TO NOVEMBER 1		
<b>Diversion Means:</b>	DAM		

OCTOBER 7, 2020 40E 8690-00 Page 2 of 3

*Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNE	<u>Sec</u> 4	<u>Twp</u> 19N	<u>Rge</u> 45E	County MCCONE
Diversion to R	eservoir: D	IVERSION # 1				
Dam Height:	1	10.00 FEET				
Depth:		7.00 FEET				
Surface Area:		2.03 ACRES	5			
Capacity:		5.68 ACRE-	FEET			
		ITY, DAM HEI IATED BY DN		MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	APRIL 1 TO	NOVEMBER <sup>·</sup>	1			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		N2NWNE	4	19N	45E	MCCONE

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 8690-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 8691-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	MAVES RANCH INC % CHARLES D MAVES 1942 MAYBERRY ROAD CIRCLE, MT 59215
Priority Date:	JUNE 12, 1958
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	7.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNE419N45EMCCONE
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use: <u>ID</u> <u>Acres</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNE419N45EMCCONE

OCTOBER 7, 2020 40E 8691-00 Page 2 of 2

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40E 8692-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	MAVES RANCH INC % CHARLES D MAVES 1942 MAYBERRY ROAD CIRCLE, MT 59215							
Priority Date:	SEPTEMBER 15, 1958							
Type of Historical Right	USE							
Purpose(use):	DOMESTIC							
Flow Rate:	10.00 GPM							
Volume:	3.00 AC-FT							
Households:	2							
Maximum Acres:	1.00							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and M	leans of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESE1019N45EMCCONE							
	JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	WELL							
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>							
1 1.00	SWSESE 10 19N 45E MCCONE							
<b>Total:</b> 1.00								

OCTOBER 7, 2020 40E 8692-00 Page 2 of 2

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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40E 8693-00	STATEMEN	NT OF CLA	MM	
Version: 2 R	EEXAMIN	ED		
Statu	s: AC	TIVE		
% CHARLES D N 1942 MAYBERRY	IAVES Y ROAD			
JUNE 15, 1963				
USE				
IRRIGATION				
WATER SPREAD	DING			
30.00 AC-FT				
1 - HIGH				
20.00				
UNNAMED TRIE	BUTARY O	F NELSON	N CREEK	K, SOUTH FORK
SURFACE	WATER			
Ieans of Diversion:				
Govt Lot				<u>County</u>
		22 19N	45E	MCCONE
	Y 15			
DIKE				
APRIL 1 TO JUL	Y 15			
	Version: 2 R Statu MAVES RANCH % CHARLES D M 1942 MAYBERRY CIRCLE, MT 592 JUNE 15, 1963 USE IRRIGATION WATER SPREAD A SPECIFIC FLC CONSISTS OF D 30.00 AC-FT 1 - HIGH 20.00 UNNAMED TRIE SURFACE M feans of Diversion: <u>Govt Lot</u> SW APRIL 1 TO JUL DIKE	Version:       2 REEXAMIN Status:       AC         MAVES RANCH INC % CHARLES D MAVES 1942 MAYBERRY ROAD CIRCLE, MT 59215       A         JUNE 15, 1963       JUNE 15, 1963         USE       IRRIGATION         WATER SPREADING       A SPECIFIC FLOW RATE F CONSISTS OF DIRECT FLOW 30.00 AC-FT         1 - HIGH       20.00         UNNAMED TRIBUTARY O SURFACE WATER         Govt Lot       Qtr Sec SWSESW         APRIL 1 TO JULY 15	Version:       2 REEXAMINED Status:       ACTIVE         MAVES RANCH INC % CHARLES D MAVES 1942 MAYBERRY ROAD CIRCLE, MT 59215       AVES 1942 MAYBERRY ROAD CIRCLE, MT 59215         JUNE 15, 1963       USE         IRRIGATION       WATER SPREADING         A SPECIFIC FLOW RATE HAS NOT B CONSISTS OF DIRECT FLOW WATER         30.00 AC-FT         1 - HIGH         20.00         UNNAMED TRIBUTARY OF NELSON SURFACE WATER         feans of Diversion:         Govt Lot       Qtr Sec       Sec         SWSESW       22       19N         APRIL 1 TO JULY 15 DIKE       DIKE	Version:2 REEXAMINED Status:MAVES RANCH INC % CHARLES D MAVES 1942 MAYBERRY ROAD CIRCLE, MT 59215JUNE 15, 1963USEIRRIGATIONWATER SPREADINGA SPECIFIC FLOW RATE HAS NOT BEEN DE CONSISTS OF DIRECT FLOW WATER SPRE 30.00 AC-FT1 - HIGH 20.00UNNAMED TRIBUTARY OF NELSON CREEK SURFACE WATERfeans of Diversion:Govt LotQtr Sec SWSESWSWSESW22 19N45EAPRIL 1 TO JULY 15 DIKE

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	4.00		SWSESW	22	19N	45E	MCCONE
2	1.90		NWSESW	22	19N	45E	MCCONE
3	3.00		NESWSW	22	19N	45E	MCCONE
4	8.70		NWSW	22	19N	45E	MCCONE
5	2.40		NWSENW	22	19N	45E	MCCONE
Total:	20.00						

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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### **IMPORTANT NOTICE**

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Water Right Number:	40E 8694-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MAVES RANCH INC % CHARLES D MAVES 1942 MAYBERRY ROAD CIRCLE, MT 59215
Priority Date:	OCTOBER 15, 1972
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
*Volume:	32.20 AC-FT
Climatic Area:	2 - MODERATELY HIGH
*Maximum Acres:	14.00
Source Name: Source Type:	UNNAMED TRIBUTARY OF NELSON CREEK SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	NWNWNE 4 19N 45E MCCONE : APRIL 1 TO JULY 15 DAM

**OCTOBER 7, 2020** 40E 8694-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWNE	<u>Sec</u> 4	<u>Twp</u> 19N		<u>County</u> MCCONE
	Diversion to Ro		IVERSION # 1				
	Dam Height: Depth:		10.00 FEET 7.00 FEET				
	Surface Area:		2.03 ACRES	6			
	Capacity:		5.68 ACRE-	FEET			
			ITY, DAM HEI MATED BY DN	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of	f Use:	APRIL 1 TO	JULY 15				
*Place of	Use:						
ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge	County
1	5.62		SENE	4	19N	45E	MCCONE
2	2.00		NENENW	4	19N	45E	MCCONE
3	6.38		NWNE	4	19N	45E	MCCONE
Total:	14.00						

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 5.67 TIMES THE CAPACITY OF THE RESERVOIR. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

OCTOBER 7, 2020 40E 8694-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8695-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MAVES RANCH INC % CHARLES D MAVES 1942 MAYBERRY ROAD CIRCLE, MT 59215
Priority Date:	OCTOBER 15, 1972
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	9.00 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	6.00
Source Name:	UNNAMED TRIBUTARY OF NELSON CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
	SESWNW 22 19N 45E MCCONE
Period of Diversion	: APRIL 1 TO JULY 15
<b>Diversion Means:</b>	DIKE
Period of Use:	APRIL 1 TO JULY 15

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	4.00		SWSENW	22	19N	45E	MCCONE
2	2.00		SESWNW	22	19N	45E	MCCONE
Total:	6.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8737-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MURPHY & SON INC 1475 HORSE CREEK RD CIRCLE, MT 59215
Priority Date:	AUGUST 10, 1921
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF NELSON CREEK
Source Type:	GROUNDWATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>
-	NWNESE 30 20N 46E MCCONE : JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 8737-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b>Rge County</b>
1			NWNESE	30	20N	46E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8738-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MURPHY & SON INC 1475 HORSE CREEK RD CIRCLE, MT 59215
<b>Priority Date:</b>	JULY 31, 1955
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	NELSON CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENE219N45EMCCONE
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM

*Res	ervoir:	ONSTREAM	REAM Reservoir Name: MURPHY & SONS DAM					
		<u>Govt Lot</u>	<u>Qtr Se</u> NESEN		<u>Twp</u> 19N	Rge County 45E MCCONE		
] ] [	Diversion Dam Heig Depth: Surface A Capacity:	rea:	DIVERSION 7 11.00 FEE 8.00 FEE 20.01 ACR 64.10 ACR	Г Г ES				
			ACITY, DAM H TIMATED BY [	,	MAXIM	UM DEPTH, AND	SURFACE AREA HAVE	
Period of	Use:	JANUARY	1 TO DECEM	BER 31				
Place of U <u>ID</u> 1	Jse: <u>Acre</u>	es <u>Govt Lot</u>	<u>Qtr Se</u> SEN		<u>Twp</u> 19N	<u>Rge</u> <u>County</u> 45E MCCONE		

#### **Remarks:**

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THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/07/2020: PERIOD OF USE AND PERIOD OF DIVERSION.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 8738-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8739-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	MURPHY & SON INC 1475 HORSE CREEK RD CIRCLE, MT 59215						
<b>Priority Date:</b>	NOVEMBER 30, 1948						
Type of Historical Right	USE						
Purpose(use):	STOCK						
Flow Rate:	6.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Ieans of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW3020N46EMCCONE						
	JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
1	NESESW 30 20N 46E MCCONE						

**Remarks:** 

OCTOBER 7, 2020 40E 8739-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

8739-00 8743-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8740-0	00 STATEM	ENT OF CLA	M		
	Version:	3 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	MURPHY 8 1475 HORS CIRCLE, M	SE CREEK RD				
Priority Date:	JULY 31, 1	950				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM	M RESERVOIR	. THE FLO	N RATE IS	REED FOR THIS USE FROM THIS LIMITED TO THE MINIMUM TAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	NELSON C	REEK				
Source Type:	SURF	ACE WATER				
Point of Diversion and M	Means of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESE	<u>Sec</u> <u>Twp</u> 34 20N			
*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM						
Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESE	<u>Sec</u> <u>Twp</u> 34 20N		ounty CCONE	
Diversion to Reservoir: DIVERSION # 1						

THE DAM EXTENDS INTO THE NENENE, SEC 3 TWP 19N RGE 45E MCCONE COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

\*Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1			SESE	34	20N	45E	MCCONE

4......

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

8740-00 8742-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8742-00	STATEM	ENT OF	- CLAIN	1	
	Version: 3 -	- REEXAMI	NED			
	Sta	atus: A	CTIVE			
Owners:	MURPHY & SO 1475 HORSE ( CIRCLE, MT 5	CREEK RD				
Priority Date:	JULY 31, 1950	)				
Type of Historical Right:	USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	SPRINKLER					
*Flow Rate:	A SPECIFIC F ONSTREAM R	-	-	NOT BEI	EN DE	CREED FOR THIS USE FROM THIS
Volume:	300.00 AC-FT					
Climatic Area:	2 - MODERAT	ELY HIGH				
Maximum Acres:	160.00					
Source Name:	NELSON CRE	EK				
Source Type:	SURFAC	E WATER				
Point of Diversion and N	leans of Diversio	on:				
ID 1 *Period of Diversion Diversion Means:	DAM		34 3ER 31	<u>Twp</u> 20N	45E	<u>County</u> MCCONE
	PUMP IS SEC	UNDARY N	IEANS		ERSI	JN.

*R	eservoir: (	ONSTREAM	Reservoir Nan	IS DAM			
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESE		<u>Twp</u> 20N		County MCCONE
	Diversion t	o Reservoir:	DIVERSION #	1			
	Dam Heigh	t:	14.00 FEET				
	Depth:		11.00 FEET				
	Surface Ar	ea:	60.60 ACRE	S			
	Capacity:		666.93 ACRE	-FEET			
		COUNTY. THE CAPA		IGHT,			EC 03 TWP 19N RGE 45E MCCONE
Period	of Use:	APRIL 15 1	O AUGUST 3	1			
Place of	f Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	160.00		E2	34	20N	45E	MCCONE
Total:	160.00						

#### **Remarks:**

**3**....

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

8740-00 8742-00

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

OCTOBER 7, 2020 40E 8742-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 8743-00 STATEMENT OF CLAIM							
	Version:	Version: 2 REEXAMINED						
		Status:	ACTIVE					
Owners:	MURPHY & SON INC 1475 HORSE CREEK RD CIRCLE, MT 59215							
Priority Date:	NOVEMBE	R 30, 1948						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC	C						
Flow Rate:	6.00 GPM							
Volume:	1.50 AC-F	1.50 AC-FT						
Households:	1							
Source Name:	GROUNDWATER							
Source Type:	GRO	UNDWATER						
*Point of Diversion and M	leans of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr So</u> NESES\		<u>Twp</u> 20N		<u>County</u> MCCONE		
Period of Diversion	: JANUARY	1 TO DECEN	/BER 31					
<b>Diversion Means:</b>	Diversion Means: WELL							
Period of Use:	Use: JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Se</u>	ec Sec	Twp	<u>Rge</u>	<u>County</u>		
1		SESES\	V 30	20N	46E I	MCCONE		

Remarks:

OCTOBER 7, 2020 40E 8743-00

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THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

8739-00 8743-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8746-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	RUSSELL_CURTISS PO BOX 511 CIRCLE, MT 59215
	MAUREEN J CURTISS PO BOX 511 CIRCLE, MT 59215
<b>Priority Date:</b>	MAY 16, 1961
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MCGUIRE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWSW721N45EMCCONE
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> Rge County SWSWSW 45E MCCONE 21N 7 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO NOVEMBER 30 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWSWSW 7 21N 45E MCCONE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 8747-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED Status: ACTIVE
Owners:	MAUREEN J CURTISS PO BOX 511 CIRCLE, MT 59215
	RUSSELL_CURTISS PO BOX 511 CIRCLE, MT 59215
Priority Date:	OCTOBER 10, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF UPPER MCGUIRE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SWSWNE     5     21N     45E     MCCONE       a: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 8747-00 Page 2 of 2

Reservo	oir: ONS	STREAM						
		Govt Lot	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 5	<u>Twp</u> 21N		<u>County</u> MCCONE	
Dive	Diversion to Reservoir: DIVERSION # 1							
Period of Use	:	APRIL 1 TO N	NOVEMBER 3	80				
Place of Use:								
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>	
1			SWSWNE	5	21N	45E	MCCONE	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 8748-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED Status: ACTIVE
Owners:	RUSSELL CURTISS PO BOX 511 CIRCLE, MT 59215
	MAUREEN J CURTISS PO BOX 511 CIRCLE, MT 59215
Priority Date:	MAY 13, 1970
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF UPPER MCGUIRE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNESW821N45EMCCONE
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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Reserv	voir:	ONSTREAM				
		Govt Lot	<u>Qtr Sec</u> SWNESW	<u>Sec</u> 8	<u>Twp</u> 21N	RgeCounty45EMCCONE
Div	version	to Reservoir: D	IVERSION # 1			
Period of Us	se:	APRIL 1 TO	NOVEMBER 3	80		
Place of Use	:					
<u>ID</u>	Acre	s <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWNESW	8	21N	45E MCCONE

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 8749-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	RUSSELL CURTISS PO BOX 511 CIRCLE, MT 59215
	MAUREEN J CURTISS PO BOX 511 CIRCLE, MT 59215
Priority Date:	AUGUST 10, 1915
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	SWNESW 8 21N 45E MCCONE
Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SWNESW	8	21N	45E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 8750-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MAUREEN J CURTISS PO BOX 511 CIRCLE, MT 59215
	RUSSELL_CURTISS PO BOX 511 CIRCLE, MT 59215
<b>Priority Date:</b>	JUNE 25, 1931
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF UPPER MCGUIRE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u>	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County
1 *Portial of Diversion	NWNESE 7 21N 45E MCCONE I: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NWNESE	<u>Sec</u> 7	<u>Twp</u> 21N	RgeCounty45EMCCONE	
Diversion	n to Reservoir: D	IVERSION # 1				
Period of Use:	APRIL 1 TO	NOVEMBER 3	80			
Place of Use:						
<u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		NWNESE	7	21N	45E MCCONE	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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Water Right Number:	40E 8751-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MAUREEN J CURTISS PO BOX 511 CIRCLE, MT 59215
	RUSSELL_CURTISS PO BOX 511 CIRCLE, MT 59215
<b>Priority Date:</b>	JULY 1, 1969
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF UPPER MCGUIRE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESW521N45EMCCONE
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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Res	ervoir:	ONSTREAM					
		Govt Lot	<u>Qtr Sec</u> NWSESW	<u>Sec</u> 5	<u>Twp</u> 21N	<u>Rge</u> <u>County</u> 45E MCCONE	
]	Diversion	to Reservoir:	DIVERSION # 1				
Period of	Use:	APRIL 1 TC	NOVEMBER 3	30			
Place of U	se:						
ID	Acr	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			NWSESW	5	21N	45E MCCONE	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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Water Right Number:	40E 8752-00 STATEMENT OF CLAIM					
	Version:	2 REEXA	MINED			
		Status:	ACTIVE			
Owners:	MAUREEN PO BOX 51 CIRCLE, M					
	RUSSELL PO BOX 51 CIRCLE, M	11				
Priority Date:	APRIL 21,	1910				
Type of Historical Right	USE					
Purpose(use):	DOMESTIC	2				
Flow Rate:	10.00 GPM	1				
Volume:	3.00 AC-F1	Г				
Households:	1					
Maximum Acres:	1.00					
Source Name:	GROUNDV	VATER				
Source Type:	GRO	UNDWATER				
Point of Diversion and M	leans of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr S</u> SESES			RgeCounty45EMCCONE	
Period of Diversion		1 TO DECE	MBER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	1.00		SESE	5	21N	45E MCCONE
Total:	1.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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Water Right Number:	40E 8783-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	CAROLYN REES 106 MAXWELL HILL RD FORT PECK, MT 59223
	RANDY L REES 106 MAXWELL HILL RD FORT PECK, MT 59223
<b>Priority Date:</b>	DECEMBER 31, 1953
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF BEAR CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESE3425N43EMCCONE
·	I: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 8783-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Rge County Qtr Sec Sec Twp SENESE 43E MCCONE 25N 34 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO DECEMBER 1 Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 NESE 34 25N 43E MCCONE 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8784-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE		
Owners:	RANDY L REES 106 MAXWELL HILL RD FORT PECK, MT 59223		
	CAROLYN REES 106 MAXWELL HILL RD FORT PECK, MT 59223		
Priority Date:	DECEMBER 31, 1943		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	UNNAMED TRIBUTARY OF BEAR CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
$\frac{\text{ID}}{4}$	Govt LotQtr SecSecTwpRgeCounty6SW224N43FMCCONF		
*Period of Diversion Diversion Means:	6 SW 2 24N 43E MCCONE I: JANUARY 1 TO DECEMBER 31 DAM		

OCTOBER 7, 2020 40E 8784-00 Page 2 of 3

*Reservoir: (	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SW	<u>Sec</u> 2	<u>Twp</u> 24N	<u>Rge</u> 43E	County MCCONE
Diversion to	• Reservoir: DI	ERSION # 1				
Dam Heigh	<b>t:</b> 10	0.00 FEET				
Depth:	7	.00 FEET				
Surface Are	ea: 3	3.74 ACRES	3			
Capacity:	ç	.35 ACRE-	FEET			
	THE CAPACIT BEEN ESTIM			MAXIM	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	OCTOBER 1 1	O NOVEMB	ER 1			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	6		2	24N	43E	MCCONE

#### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 8784-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8824-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JANICE M HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	CHRIS R HOLEN PO BOX 601 WOLF POINT, MT 59201 0601
	ROBERT L HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	HORSE CREEK CATTLE CO INC PO BOX 211 JOLIET, MT 59041
Priority Date:	DECEMBER 31, 1946
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF MCGUIRE CREEK, NORTH FORK
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 8824-00 Page 2 of 3

Point of Diversion and M	Point of Diversion and Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENESW	<u>Sec</u> 34	<u>Twp</u> 22N		County MCCONE
*Period of Diversion:	APRIL 1 TO O	CTOBER 3 <sup>2</sup>	1			
<b>Diversion Means:</b>	DAM					
*Reservoir: ONS	STREAM Res	ervoir Nam	e: LA	RSON I	RESER	VOIR
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENESW	<u>Sec</u> 34	<u>Twp</u> 22N	<u>Rge</u> 44E	<u>County</u> MCCONE
Diversion to Re	eservoir: DIVE	ERSION # 1	l			
Dam Height:	10.	00 FEET				
Depth:	7.	00 FEET				
Surface Area:	3.	29 ACRES	5			
Capacity:	9.	21 ACRE-	FEET			
	COUNTY.	(, DAM HEI	GHT,			EC 34 TWP 22N RGE 44E MCCONE PTH, AND SURFACE AREA HAVE
Period of Use:	APRIL 1 TO OC	TOBER 31				
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NENESW	34	22N	44E	MCCONE

### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 8824-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8825-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JANICE M HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	HORSE CREEK CATTLE CO INC PO BOX 211 JOLIET, MT 59041
	ROBERT L HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	CHRIS R HOLEN PO BOX 601 WOLF POINT, MT 59201 0601
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	ROALD COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 8825-00 Page 2 of 3

Point of Diversion and Means of Diversion:									
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>			
1		SESWSW	24	22N	44E	MCCONE			
*Period of Diversion: APRIL 1 TO DECEMBER 31									
<b>Diversion Me</b>	ans: DAM								
*Reservoir: ONSTREAM Reservoir Name: ROALD RESERVOIR									
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWSW				<u>County</u> MCCONE			
Diversion to Reservoir: DIVERSION # 1									
Dam Hei	ght:	13.00 FEET							
Depth:		10.00 FEET							
Surface A	Area:	5.15 ACRES	5						
Capacity	•	20.60 ACRE-	FEET						
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.									
Period of Use: APRIL		O DECEMBER 3	31						
Place of Use:									
<u>ID</u> <u>Acr</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>			
1		S2SW	24	22N	44E	MCCONE			

#### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 8825-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8826-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	ROBERT L HOLEN PO BOX 757 WOLF POINT, MT 59201 0757 CHRIS R HOLEN PO BOX 601 WOLF POINT, MT 59201 0601					
	HORSE CREEK CATTLE CO INC PO BOX 211 JOLIET, MT 59041					
	JANICE M HOLEN PO BOX 757 WOLF POINT, MT 59201 0757					
Priority Date:	DECEMBER 31, 1942					
Type of Historical Right: USE						
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF ANDERSON COULEE					
Source Type:	SURFACE WATER					

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Point of Diversion and Means of Diversion:								
ID	Govt Lot	<u>Qtr Sec</u>	Sec			County		
1		SWSENW	28	22N	44E	MCCONE		
*Period of Diversion:	APRIL 1 TO C	OCTOBER 31						
<b>Diversion Means:</b>	DAM							
*Reservoir: ONS	STREAM							
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSENW	<u>Sec</u> 28	<u>Twp</u> 22N	<u>Rge</u> 44E	<u>County</u> MCCONE		
Diversion to Re		VERSION # 1						
Dam Height:	1	1.00 FEET						
Depth:		8.00 FEET						
Surface Area:		1.91 ACRES	3					
Capacity:		6.11 ACRE-	FEET					
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.								
Period of Use:	APRIL 1 TO OCTOBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County		
1		S2SENW	28	22N	44E	MCCONE		

### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 8826-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8827-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JANICE M HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	ROBERT L HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	HORSE CREEK CATTLE CO INC PO BOX 211 JOLIET, MT 59041
	CHRIS R HOLEN PO BOX 601 WOLF POINT, MT 59201 0601
Priority Date:	DECEMBER 31, 1942
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	ANDERSON COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 8827-00 Page 2 of 2

Point of Diversion and M	leans of Divers	ion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSE				County MCCONE
*Period of Diversion: Diversion Means:	JANUARY 1 <sup>-</sup> DAM	TO DECEMB	ER 31			
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEI	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	TREAM					
	Govt Lot	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 33	<u>Twp</u> 22N		County MCCONE
<b>Diversion to Re</b>	servoir: DN	VERSION # 1				
Period of Use:	APRIL 1 TO C	OCTOBER 31				
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NWNWSE	33	22N	44E	MCCONE
THE DNRC EXAMI ISSUES TO REPOR				UND N	NO SIC	GNIFICANT FACTS, DATA, OR

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8828-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
*Owners:	USA (DEPT OF INTERIOR BUREAU OF LAND MGMT) 5001 SOUTHGATE DR BILLINGS, MT 59101 4669
Priority Date:	DECEMBER 31, 1942
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	16.00 AC-FT
Source Name: Source Type:	UNNAMED TRIBUTARY OF MCGUIRE CREEK, NORTH FORK SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWNW2622N44EMCCONE
*Period of Diversion Diversion Means:	: APRIL 1 TO OCTOBER 31 DAM

	<b>Reservoir:</b>	ONSTREAM	TREAM Reservoir Name: BULLHEAD RESERVOIR					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNW	<u>Sec</u> 26	<u>Twp</u> 22N		<u>County</u> MCCONE	
	Diversion Dam Heig Depth: Surface A Capacity:	rea:	DIVERSION # 1 13.00 FEET 10.00 FEET 4.00 ACRES 16.00 ACRE-	6				
	e apacity i	SEE THE	SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.					
Perio	d of Use:	APRIL 1 T	O OCTOBER 31					
Place	of Use:							
<u>ID</u>	Acre	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>	
1			SWSWNW	26	22N	44E	MCCONE	
2			E2SENE	27	22N	44E	MCCONE	

#### **Remarks:**

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THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8829-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
*Owners:	USA (DEPT OF INTERIOR BUREAU OF LAND MGMT) 5001 SOUTHGATE DR BILLINGS, MT 59101 4669
Priority Date:	DECEMBER 31, 1953
Type of Historical Right	USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	8.00 AC-FT
Source Name:	UNNAMED TRIBUTARY OF ANDERSON COULEE
Source Type:	SURFACE WATER
Point of Diversion and N	leans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENW2122N44EMCCONE
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.
Reservoir: ONS	STREAM
	Govt LotQtr SecSecTwpRgeCountySENENW2122N44EMCCONE
Diversion to Re	eservoir: DIVERSION # 1
Period of Use:	APRIL 1 TO OCTOBER 31

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ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1			SENENW	21	22N	44E	MCCONE
•							

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8830-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HORSE CREEK CATTLE CO INC PO BOX 211 JOLIET, MT 59041
	CHRIS R HOLEN PO BOX 601 WOLF POINT, MT 59201 0601
	ROBERT L HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	JANICE M HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	MCGUIRE CREEK, NORTH FORK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:							
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>		
1		SWSWNW	24	22N	44E MCCONE		
Period of Diversi	on: APRIL 1 TO	DECEMBER 3	31				
<b>Diversion Means</b>	: DAM						
Reservoir: C	NSTREAM						
	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>		
		SWSWNW	24	22N	44E MCCONE		
Diversion to	Reservoir: D	IVERSION # 1					
Period of Use:	APRIL 1 TO	DECEMBER 3	81				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>		
1		SWSWNW	24	22N	44E MCCONE		

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 8859-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JANICE M HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	CHRIS R HOLEN PO BOX 601 WOLF POINT, MT 59201 0601
	ROBERT L HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
Priority Date:	JUNE 15, 1945
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF MCGUIRE CREEK, NORTH FORK
Source Type:	SURFACE WATER

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> Point of Diversion and Means of Diversion: Twp ID **Govt Lot** Qtr Sec **Rge** County Sec 1 NESWNW 13 22N 44E MCCONE \*Period of Diversion: JANUARY 1 TO DECEMBER 31 DAM **Diversion Means:** THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM. **ONSTREAM** Reservoir Name: GARDNER RESERVOIR **Reservoir:** Govt Lot Otr Sec Sec Twp **Rge** County NESWNW 22N 44E MCCONE 13 **DIVERSION #1 Diversion to Reservoir:** MAY 15 TO NOVEMBER 15 **Period of Use:** Place of Use: ID Govt Lot Qtr Sec Twp **Rge** County Acres Sec 1 N2SWNW 13 22N 44E MCCONE 2 SWNWNW 13 22N 44E MCCONE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR **ISSUES TO REPORT TO THE WATER COURT.**

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8860-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JANICE M HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	ROBERT L HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	CHRIS R HOLEN PO BOX 601 WOLF POINT, MT 59201 0601
	HORSE CREEK CATTLE CO INC PO BOX 211 JOLIET, MT 59041
<b>Priority Date:</b>	MAY 25, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF ANTELOPE COULEE
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:						
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>				County
1		NESWSE	15	22N	44E	MCCONE
*Period of Diversion	n: JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIOD CLAIM.	OF DIVERS	ION H	IAS BE	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reservoir: ON	NSTREAM					
	Govt Lot	<u>Qtr Sec</u> NESWSE	<u>Sec</u> 15	<u>Twp</u> 22N	<u>Rge</u> 44E	<u>County</u> MCCONE
Diversion to <b>H</b>	Reservoir: DI	VERSION # 1				
Period of Use:	MAY 15 TO N	OVEMBER 1	5			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NESWSE	15	22N	44E	MCCONE
THE DNRC EXAM ISSUES TO REPO				OUND N	NO SIC	GNIFICANT FACTS, DATA, OR

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 8861-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
*Owners:	USA (DEPT OF INTERIOR BUREAU OF LAND MGMT) 5001 SOUTHGATE DR BILLINGS, MT 59101 4669
<b>Priority Date:</b>	MAY 20, 1945
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF ANTELOPE COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE1522N44EMCCONE
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWSENE 22N 44E MCCONE 15 **DIVERSION #1 Diversion to Reservoir:** MAY 15 TO NOVEMBER 15 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 15 22N 44E MCCONE SWSENE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8862-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JANICE M HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	CHRIS R HOLEN PO BOX 601 WOLF POINT, MT 59201 0601
	HORSE CREEK CATTLE CO INC PO BOX 211 JOLIET, MT 59041
	ROBERT L HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
Priority Date:	JUNE 10, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	ANTELOPE COULEE
Source Type:	SURFACE WATER

OCTOBER 7, 2020 40E 8862-00 Page 2 of 2

Point of Diversion and Means of Diversion: Twp ID **Govt Lot** Qtr Sec **Rge** County Sec 1 NESWSW 14 22N 44E MCCONE \*Period of Diversion: JANUARY 1 TO DECEMBER 31 DAM **Diversion Means:** THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM. **ONSTREAM Reservoir:** Sec Twp **Govt Lot** Otr Sec **Rge** County NESWSW 22N 44E MCCONE 14 **Diversion to Reservoir: DIVERSION #1** MAY 15 TO NOVEMBER 15 **Period of Use:** Place of Use: ID Govt Lot Qtr Sec Rge County Acres Sec Twp 1 N2SWSW 14 22N 44E MCCONE ..... THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR **ISSUES TO REPORT TO THE WATER COURT.** 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 8863-00STATEMENT OF CLAIMVersion:2 REEXAMINED Status:Status:ACTIVE
Owners:	ROBERT L HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	JANICE M HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	CHRIS R HOLEN PO BOX 601 WOLF POINT, MT 59201 0601
Priority Date:	MAY 15, 1945
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF MCGUIRE CREEK, NORTH FORK
Source Type:	GROUNDWATER
	ALSO KNOWN AS CROW SPRINGS

OCTOBER 7, 2020 40E 8863-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID **Govt Lot** Qtr Sec Sec **Rge** County 1 SWSWNE 13 22N 44E MCCONE Period of Diversion: MAY 15 TO NOVEMBER 15 **Diversion Means:** FLOWING MAY 15 TO NOVEMBER 15 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 44E MCCONE SWNE 13 22N

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40E 8864-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ROBERT L HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
	CHRIS R HOLEN PO BOX 601 WOLF POINT, MT 59201 0601
	JANICE M HOLEN PO BOX 757 WOLF POINT, MT 59201 0757
Priority Date:	MAY 15, 1945
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF ROCK CREEK, SOUTH FORK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:						
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>				County
1		NWSENW	10	22N	44E	MCCONE
*Period of Diversion:	JANUARY 1 T	O DECEMB	ER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEE	EN ST/	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSENW	<u>Sec</u> 10	<u>Twp</u> 22N	<u>Rge</u> 44E	County MCCONE
Diversion to Re	eservoir: DI	/ERSION # 1				
Period of Use:	MAY 15 TO O	CTOBER 15				
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		SENW	10	22N	44E	MCCONE
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 10020-00	) STATEME	ENT OF CLAI	Μ
	Version: 2	REEXAMIN	ED	
	St	atus: AC	TIVE	
Owners:	LINDA M GRA 307 MILLIONA PO BOX 43 FORT PECK,	AIRE MILE		
	RONALD S G 307 MILLION/ PO BOX 43 FORT PECK,	AIRE MILE		
Priority Date:	DECEMBER 3	31, 1955		
Type of Historical Right	: USE			
Purpose(use):	DOMESTIC			
Flow Rate:	14.16 GPM			
Volume:	1.50 AC-FT			
Households:	1			
*Source Name:	MISSOURI RI	VER (FORT F	PECK LAKE)	
Source Type:	SURFAC	E WATER		
*Point of Diversion and M	Means of Diversi	on:		
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SESENE	<u>Sec</u> <u>Twp</u> 26 26N	<u>Rge</u> <u>County</u> 40E VALLEY
Period of Diversion	: JANUARY 1			
<b>Diversion Means:</b>	PUMP			
Period of Use:	JANUARY 1 T	O DECEMBE	R 31	

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SESENE	24	26N	40E VALLEY

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 307.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 11221-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601		
Priority Date:	SEPTEMBER 1, 1947		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	UNNAMED TRIBUTARY OF CROOKED CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
$\frac{\text{ID}}{1}$	Govt Lot Qtr Sec Sec Twp Rge County NWNENW 36 22N 38E GARFIELD		
*Period of Diversion	: JANUARY 1 TO DECEMBER 31		
Diversion Means:	DAM		

OCTOBER 7, 2020 40E 11221-00 Page 2 of 3

\*Reservoir: ONSTREAM

	Govt LotQtr SecSecTwpRgeCountyNWNENW3622N38EGARFIELD
Diversion to	Reservoir: DIVERSION # 1
Dam Height	8.00 FEET
Depth:	5.00 FEET
Surface Area	: 1.40 ACRES
Capacity:	16.00 ACRE-FEET
	THE DAM HEIGHT, DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.
	SEE THE CLAIM MAP IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NWNENW 36 22N 38E GARFIELD

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 11221-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 11297-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601		
Priority Date:	APRIL 15, 1935		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County NENESE 36 24N 28E PHILLIPS		
•	I JANUARY 1 TO DECEMBER 31		
Diversion Means:	DAM		

**Diversion Means:** DAM

OCTOBER 7, 2020 40E 11297-00 Page 2 of 3

> **ONSTREAM** \*Reservoir: **Govt Lot** Otr Sec **Rge** County Sec Twp NENESE 24N 28E PHILLIPS 36 **DIVERSION #1 Diversion to Reservoir:** 8.00 FEET Dam Height: 5.00 FEET Depth: 5.00 ACRES Surface Area: **Capacity:** 4.80 ACRE-FEET THE DAM HEIGHT, DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE CLAIM MAP IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA. **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 24N NENESE 36 28E PHILLIPS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 11297-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 12721-00 STATEMENT OF CLAIM					
	Version:	2 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	PO BOX 9	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	DECEMBE	R 31, 1939				
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC	C				
Flow Rate:	4.00 GPM					
Volume:	1.60 AC-F	Г				
Households:	2					
Source Name:	GROUND	WATER				
Source Type:	GRO	GROUNDWATER				
Point of Diversion and M	Aeans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWNW	<u>Sec</u> 20	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Period of Diversion		1 TO DECEME	BER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY	1 TO DECEMB	ER 31			
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SENWNW	20	23N	31E	PHILLIPS

Remarks:

OCTOBER 7, 2020 40E 12721-00 Page 2 of 2

> THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

12721-00 12739-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 12722	2-00 STATEN	IENT C	OF CLAI	М	
	Version:	2 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	PO BOX 90	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	JULY 1, 19	30				
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC	2				
Flow Rate:	7.00 GPM					
Volume:	1.50 AC-FT	Г				
Households:	1					
Source Name:	GROUND	VATER				
Source Type:	GRO	GROUNDWATER				
Point of Diversion and M	Aeans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENENE	<u>Sec</u> 5	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Period of Diversion Diversion Means:		1 TO DECEMB	ER 31			
Period of Use:	JANUARY	1 TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		NENENE	5	23N	31E	PHILLIPS

**Remarks:** 

OCTOBER 7, 2020 40E 12722-00 Page 2 of 2

> THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

12722-00 12740-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12723-00 STATEMENT OF CLAIM			
	Version: 3 REEXAMINED			
	Status: ACTIVE			
*Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908			
<b>Priority Date:</b>	DECEMBER 15, 1934			
Type of Historical Right:	FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	WATER SPREADING			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.			
*Volume:	428.00 AC-FT			
Climatic Area:	1 - HIGH			
*Maximum Acres:	188.00			
Source Name: Source Type:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK SURFACE WATER			
Point of Diversion and N	Jeans of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWSE3324N31EPHILLIPS			
	: JANUARY 1 TO DECEMBER 31			
Diversion Means: Period of Use:	DIKE JANUARY 1 TO DECEMBER 31			
reniou of Use:	JANUART TTO DECEMBER 31			

OCTOBER 7, 2020 40E 12723-00 Page 2 of 2

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	33.00		S2NE	33	24N	31E PHILLIPS
2	45.00		S2NW	33	24N	31E PHILLIPS
3	35.00		SE	33	24N	31E PHILLIPS
4	75.00		SW	33	24N	31E PHILLIPS
Total:	188.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

SPLIT CLAIM NO. 40E 30108501 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12724-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908							
Priority Date:	AUGUST 30, 1968							
Type of Historical Right: FILED								
Purpose(use):	IRRIGATION							
Irrigation Type:	e: WATER SPREADING							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.							
Volume:	140.00 AC-FT							
Climatic Area: 1 - HIGH								
Maximum Acres:	70.00							
Source Name: Source Type:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK SURFACE WATER							
*Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE823N31EPHILLIPS							
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIKE							
Period of Use:	JANUARY 1 TO DECEMBER 31							

OCTOBER 7, 2020 40E 12724-00 Page 2 of 2

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1	30.00		NE	8	23N	31E	PHILLIPS
2	30.00		SW	8	23N	31E	PHILLIPS
3	10.00		NW	17	23N	31E	PHILLIPS
Total:	70.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 12725-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	MAY 23, 1916				
Type of Historical Right	FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	WATER SPREADING				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.				
Volume:	162.00 AC-FT				
Climatic Area:	1 - HIGH				
Maximum Acres:	81.00				
Source Name: Source Type:	UNNAMED TRIBUTARY OF THIRD CREEK SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESW1823N31EPHILLIPS				
	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DIKE				
Period of Use:	JANUARY 1 TO DECEMBER 31				

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	48.50		S2S2	18	23N	31E PHILLIPS
2	18.75		NENW	19	23N	31E PHILLIPS
3	13.75		NWNE	19	23N	31E PHILLIPS
Total:	81.00					

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

12725-00 12730-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ALTHOUGH NOT OBJECTED TO, THE PLACE OF USE WAS CHANGED TO REFLECT THE REDUCTION IN MAXIMUM ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12726-00 STATEMENT OF CLAIM
	Version: 4 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	OCTOBER 6, 1930
Type of Historical Right:	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
*Volume:	771.33 AC-FT
Climatic Area:	1 - HIGH
*Maximum Acres:	335.36
Source Name:	SECOND CREEK
Source Type:	SURFACE WATER
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESE3124N31EPHILLIPS
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DIKE

OCTOBER 7, 2020 40E 12726-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

ID	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>		
2		NENWNW	8	23N	31E PHILLIPS		
Source Name:	SECOND CI	REEK					
Period of Diversion	Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DIKE						
3		SESWSE	31	24N	31E PHILLIPS		
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK						
Period of Diversion	Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DIKE						
Period of Use:	JANUARY 1	TO DECEMBE	ER 31				

\*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	5.00		NENENE	6	23N	31E PHILLIPS
2	20.00		NWNE	6	23N	31E PHILLIPS
3	3.75		NESWNE	6	23N	31E PHILLIPS
4	193.11		W2	5	23N	31E PHILLIPS
5	67.50		W2	8	23N	31E PHILLIPS
6	46.00		E2	7	23N	31E PHILLIPS
Total:	335.36					

#### **Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

12723-00 12726-00 12728-00 12729-00 12731-00

AUTHORIZATIONS TO CHANGE ARE FOR A PORTION OF CLAIM 40E W012726-00. COMPLETED 11-23-77

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THIS CLAIM APPEARS TO BE CLAIMING TWO SEPARATE SOURCES OF WATER. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12727-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.
Priority Date:	JANUARY 19, 1909
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	392.00 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	196.00
Source Name:	BOX ELDER CREEK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:							
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County	
1			NWNESE	20	23N	31E PHILLIPS	
Peri	od of Diversion	n: JANUARY 1 T	O DECEMB	ER 31			
Dive	rsion Means:	DIVERSION D	DAM				
Period of	Use:	JANUARY 1 T	O DECEMBE	ER 31			
Place of U	U <b>se:</b>						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1	122.00		W2	20	23N	31E PHILLIPS	
2	27.00		E2SE	19	23N	31E PHILLIPS	
3	12.00		NW	29	23N	31E PHILLIPS	
4	35.00		NE	30	23N	31E PHILLIPS	
Total:	196.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right N	umber:	40E 12728	3-00	STATEM	ENT (	OF CLA	IM	
		Version:	2	REEXAMIN	NED			
			Stat	us: A	CTIVE			
Owners:		DENVER F PO BOX 2	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486					
<b>Priority Date:</b>		JANUARY	19, 1	909				
Type of Histor	rical Right	: FILED						
Purpose(use):		IRRIGATIO	ΟN					
Irrigat	ion Type:	WATER S	PREA	DING				
*Flow Rate:		A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.						
*Volume:		50.60 AC-I	T-					
Clin	natic Area	: 1 - HIGH						
*Maximum Ac	res:	22.00						
Source Name:	:	UNNAME		BUTARY (	OF TE	LEGRA	PH CF	REEK
Source Ty	pe:	SURI	FACE	WATER				
Point of Diver	rsion and N	<b>Means of Div</b>	ersior	1:				
<u>ID</u> 1		<u>Govt Lot</u>		<u>Qtr Sec</u> SESWNE	<u>Sec</u> 30	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Period of	Diversion	: JANUARY	′ 1 TC	DECEMB	ER 31			
Diversior	n Means:	DIKE						
Period of Use:	:	JANUARY	1 TO	DECEMBI	ER 31			
*Place of Use:								
ĪD	<u>Acres</u>	Govt Lot		<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1	22.00			SWNE	30	23N	31E	PHILLIPS

\*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
Total:	22.00					

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

12723-00 12726-00 12728-00 12729-00 12731-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ALTHOUGH NOT OBJECTED TO, THE PLACE OF USE WAS CHANGED TO REFLECT THE REDUCTION IN MAXIMUM ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12729-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
	OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.
Priority Date:	DECEMBER 9, 1930
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	1,447.50 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	985.00
Source Name:	TELEGRAPH CREEK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:							
ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>	
1		SWSWSE	28	24N	31E	PHILLIPS	
Period of Diversion	: JANUARY 1	TO DECEMBI	ER 31				
<b>Diversion Means:</b>	DIKE						
Period of Use:	JANUARY 1	TO DECEMBE	ER 31				

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	58.00		S2NW	33	24N	31E PHILLIPS
2	65.00		SW	33	24N	31E PHILLIPS
3	30.00		NE	33	24N	31E PHILLIPS
4	35.00		SE	33	24N	31E PHILLIPS
5	275.00		E2	5	23N	31E PHILLIPS
6	64.00		N2NE	19	23N	31E PHILLIPS
7	77.00		NE	30	23N	31E PHILLIPS
8	10.00		NWSE	30	23N	31E PHILLIPS
9	20.00		W2W2NW	17	23N	31E PHILLIPS
10	118.00		SE	18	23N	31E PHILLIPS
11	30.00		E2NE	18	23N	31E PHILLIPS
12	25.00		NWNW	20	23N	31E PHILLIPS
13	15.00		SESESW	5	23N	31E PHILLIPS
14	5.00		W2NWNE	8	23N	31E PHILLIPS
15	40.00		NW	8	23N	31E PHILLIPS
16	24.00		SW	8	23N	31E PHILLIPS
17	58.00		W2SW	17	23N	31E PHILLIPS
18	25.00		SESE	7	23N	31E PHILLIPS
19	11.00		N2SE	19	23N	31E PHILLIPS
Total:	985.00					

#### **Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

12723-00 12726-00 12728-00 12729-00 12731-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE. 

#### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR **ISSUES TO REPORT TO THE WATER COURT.**

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12730-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	DECEMBER 8, 1915
Type of Historical Right:	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	20.00 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area:	1 - HIGH
*Maximum Acres:	189.50
Source Name:	THIRD CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Ieans of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County
•	NWSWSW 7 23N 31E PHILLIPS : JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 12730-00 Page 2 of 2

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	130.00		W2	18	23N	31E PHILLIPS
2	27.00		W2SE	18	23N	31E PHILLIPS
3	18.75		NENW	19	23N	31E PHILLIPS
4	13.75		NWNE	19	23N	31E PHILLIPS
Total:	189.50					

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

12725-00 12730-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ALTHOUGH NOT OBJECTED TO, THE PLACE OF USE WAS CHANGED TO REFLECT THE REDUCTION IN MAXIMUM ACRES IRRIGATED.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12731-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	APRIL 1, 1915
Type of Historical Right:	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	72.00 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	36.00
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>
•	SWNWNW 17 23N 31E PHILLIPS
Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIVERSION DAM
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	5.00		SESENE	18	23N	31E	PHILLIPS
2	3.00		NENESE	18	23N	31E	PHILLIPS
3	13.00		SWNW	17	23N	31E	PHILLIPS
4	15.00		NWSW	17	23N	31E	PHILLIPS
Total:	36.00						

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

12723-00 12726-00 12728-00 12729-00 12731-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12732-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
Priority Date:	DECEMBER 29, 1972
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	30.00 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	15.00
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	SWSENE 30 23N 31E PHILLIPS : JANUARY 1 TO DECEMBER 31
Diversion Means:	DIKE
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	11.00		E2NWSE	30	23N	31E PHILLIPS
2	4.00		SWNESE	30	23N	31E PHILLIPS
Total:	15.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 12733-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	SEPTEMBER 6, 1947
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENE723N31EPHILLIPS
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1	NESENE 7 23N 31E PHILLIPS

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 12734-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	SEPTEMBER 22, 1947
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	9.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE1923N31EPHILLIPS
<b>Period of Diversion</b>	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	NESESE 19 23N 31E PHILLIPS

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 12735-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	AUGUST 4, 1959
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF BOX ELDER CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNW1823N32EPHILLIPS
*Period of Diversion	a: APRIL 1 TO OCTOBER 31

**Diversion Means:** DAM

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\*Reservoir: ONSTREAM

*Reservoir: UNS						
	<u>Govt Lot</u>	<u>Qtr Sec</u> IESWNW	<u>Sec</u> 18	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diversion to Re	servoir: DIVE	RSION # 1				
Dam Height:	19.0	00 FEET				
Depth:	15.0	00 FEET				
Surface Area:	3.2	20 ACRES	3			
Capacity:	19.3	20 ACRE-	FEET			
	SEE THE RESE RESERVOIR D		ORKS	HEET IN	N THE	CLAIM FILE FOR ADDITIONAL
Period of Use:	APRIL 1 TO OC	TOBER 31				
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NW	18	23N	32E	PHILLIPS

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 12735-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12736-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908			
Priority Date:	AUGUST 4, 1959			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF BOX ELDER CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and N	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENW3023N32EPHILLIPS			
*Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 12736-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot Otr Sec** Sec Twp **Rge** County NESENW 23N 32E PHILLIPS 30 **DIVERSION #1 Diversion to Reservoir:** APRIL 1 TO OCTOBER 31 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 30 23N NESENW 32E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12737-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
Priority Date:	AUGUST 4, 1959
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF BOX ELDER CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESW1823N32EPHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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*Reservoi	r: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> SESESW	<u>Sec</u> 18	<u>Twp</u> 23N	<u>Rge</u> 32E	<u>County</u> PHILLIPS
Diversion to Reservoir: DIVERSION # 1							
Period of Use:		APRIL 1 TO C	OCTOBER 31				
Place of Use:	Acres	Govt Lot	Otr Sec	Sec	Тwp	Rge	County
1			SESW	18	23N		PHILLIPS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 12738-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
<b>Priority Date:</b>	APRIL 9, 1960					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	5.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSW3424N31EPHILLIPS					
Period of Diversion	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	NESWSW 34 24N 31E PHILLIPS					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 12739-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
<b>Priority Date:</b>	DECEMBER 31, 1939					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	3.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County SENWNW 20 23N 31E PHILLIPS					
Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	SENWNW 20 23N 31E PHILLIPS					

**Remarks:** 

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> THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

12721-00 12739-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 12740-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	JULY 1, 1930
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	7.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE523N31EPHILLIPS
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NENENE 5 23N 31E PHILLIPS

**Remarks:** 

OCTOBER 7, 2020 40E 12740-00 Page 2 of 2

> THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

12722-00 12740-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 12741-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	JUNE 30, 1959
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	13.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW523N31EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NESESW 5 23N 31E PHILLIPS

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 12742-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908
<b>Priority Date:</b>	JULY 25, 1961
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSE1123N31EPHILLIPS
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1	SENWSE 11 23N 31E PHILLIPS

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12743-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	DECEMBER 1, 1970				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Vleans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSW1823N31EPHILLIPS				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 12743-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SESWSW	<u>Sec</u> 18	<u>Twp</u> 23N	<u>Rge</u> <u>County</u> 31E PHILLIPS	
Diversion	n to Reservoir: C	DIVERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		SESWSW	18	23N	31E PHILLIPS	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 12744-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	JULY 15, 1970				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSW3324N31EPHILLIPS				
	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 12744-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESWSW 31E PHILLIPS 33 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SESWSW 33 24N 31E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 12745-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908				
Priority Date:	JUNE 15, 1940				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSW923N31EPHILLIPS				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 12745-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SESWSW 23N 31E PHILLIPS 9 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SESWSW 9 23N 31E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 12746-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908			
Priority Date:	JUNE 30, 1940			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and M	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNW623N31EPHILLIPS			
*Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 12746-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County **SWNWNW** 23N 31E PHILLIPS 6 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 6 23N 31E PHILLIPS W2W2NW THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 12747-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908			
Priority Date:	DECEMBER 1, 1970			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and M	Means of Diversion:			
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSE 7 23N 31E PHILLIPS			
*Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	PIT			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 12747-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County 31E PHILLIPS NWNWSE 23N 7 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWNWSE 7 23N 31E PHILLIPS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 12748-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908			
Priority Date:	AUGUST 1, 1950			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and I	Vleans of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSE1723N31EPHILLIPS			
*Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

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**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NWSWSE 23N 31E PHILLIPS 17 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SE 17 23N 31E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 12749-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908	
Priority Date:	DECEMBER 1, 1959	
Type of Historical Right	: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK	
Source Type:	SURFACE WATER	
Point of Diversion and Means of Diversion:		
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENW2023N31EPHILLIPS	
*Period of Diversion	: JANUARY 1 TO DECEMBER 31	

**Diversion Means:** DAM

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*Reservoir: ON	ISTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 20	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diversion to I	Reservoir: DIVE	ERSION # 1				
Dam Height:	14.	00 FEET				
Depth:	10.	00 FEET				
Surface Areas	: 6.	11 ACRES	3			
Capacity:	24.	40 ACRE-	FEET			
	SEE THE RESE RESERVOIR D		ORKS	HEET IN	N THE (	CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1 TC	DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NENW	20	23N	31E	PHILLIPS

#### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 12749-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 13617-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601			
Priority Date:	AUGUST 1, 1961			
Type of Historical Right	USE			
Purpose(use):	STOCK			
Flow Rate:	2.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FO STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	R		
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and I	eans of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNE1623N31EPHILLIPS			
•	JANUARY 1 TO DECEMBER 31			
Diversion Means:	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use:				
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>			
1	SESWNE 16 23N 31E PHILLIPS			

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#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 13618-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601			
<b>Priority Date:</b>	APRIL 15, 1970			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF BOX ELDER CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE1623N31EPHILLIPS			
	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENENE 23N 31E PHILLIPS 16 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 23N 31E PHILLIPS NENENE 16 THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 13622-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	APRIL 15, 1966
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF BOX ELDER CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNW 36 23N 31E PHILLIPS
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESWNW 23N 31E PHILLIPS 36 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 36 23N 31E PHILLIPS SESWNW 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 13623-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601				
<b>Priority Date:</b>	AUGUST 15, 1968				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESE3624N30EPHILLIPS				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSESE 30E PHILLIPS 36 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 36 24N 30E PHILLIPS NWSESE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 13624-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	JULY 15, 1950
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSW1623N30EPHILLIPS
	I: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NWSWSW	<u>Sec</u> 16	<u>Twp</u> 23N	<u>Rge</u> <u>County</u> 30E PHILLIPS	
Diversio	n to Reservoir:	DIVERSION # 1				
Period of Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		NWSWSW	16	23N	30E PHILLIPS	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 13625-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601					
Priority Date:	APRIL 15, 1948					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF COBURN COULEE					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENE3522N29EPHILLIPS					
<b>*Period of Diversion</b>	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					

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> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> W2SWNW	<u>Sec</u> 36	<u>Twp</u> 22N		<u>County</u> PHILLIPS
	Diversion to Re	eservoir: DN	VERSION # 1				
	Dam Height:	1	1.00 FEET				
	Depth:	;	8.00 FEET				
	Surface Area:	(	6.00 ACRES	6			
	Capacity:	28	8.80 ACRE-	FEET			
		RGE 29E PHI THE DAM HE DNRC.	LLIPS COUN IGHT, DEPTH	ity. H, ani	D SURF	ACE A	THE W2SWNW SEC 36 TWP 22N AREA HAVE BEEN ESTIMATED BY
						LE FO	R ADDITIONAL RESERVOIR DATA.
Period o	of Use:	JANUARY 1 T		ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			W2SWNW	36	22N	29E	PHILLIPS

#### Remarks:

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD, POINT OF DIVERSION AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM. THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 13636-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601				
<b>Priority Date:</b>	APRIL 15, 1950				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW3623N30EPHILLIPS				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 13636-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County **NESESW** 23N 30E PHILLIPS 36 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESESW 23N 30E PHILLIPS 36 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 13637-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601					
<b>Priority Date:</b>	APRIL 15, 1968					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF TELEGRAPH CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County					
•	E2NWNE 36 23N 30E PHILLIPS I: JANUARY 1 TO DECEMBER 31					
Diversion Means:	DAM					

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Rese	ervoir:	ONSTREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> E2NWNE	<u>Sec</u> 36	<u>Twp</u> 23N	<u>Rge</u> <u>County</u> 30E PHILLIPS	
Ι	Diversior	to Reservoir:	DIVERSION # 1				
Period of V	U <b>se:</b>	JANUARY	1 TO DECEMBE	ER 31			
Place of U	se:						
<u>ID</u>	Acr	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County	
1			E2NWNE	36	23N	30E PHILLIPS	

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 14209-00 STATEMENT OF CLAIM							
	Version: 3 REEXAMINED							
		Status: A	CTIVE					
Owners:	17030 SKIN	MICHAEL R SAINDON 17030 SKINNER COURT CYPRESS, TX 77429 2485						
		AINDON INER COURT TX 77429 248	5					
<b>Priority Date:</b>	DECEMBEI	R 31, 1967						
Type of Historical Righ	t: USE							
Purpose(use):	DOMESTIC	;						
Flow Rate:	10.00 GPM	10.00 GPM						
Volume:	2.00 AC-FT	2.00 AC-FT						
Households:	2							
*Source Name:	MISSOURI	MISSOURI RIVER (FORT PECK LAKE)						
Source Type:	SURF	ACE WATER						
*Point of Diversion and	Means of Dive	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 19	<u>Twp</u> 24N	Rge County 40E VALLEY			
Period of Diversio	Period of Diversion: APRIL 1 TO NOVEMBER 30							
<b>Diversion Means:</b>	Diversion Means: PUMP							
Period of Use:	od of Use: APRIL 1 TO NOVEMBER 30							
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County			
1		NWSENW	19	24N	40E VALLEY			

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 12.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ON 7/7/2008 DNRC FILED A MEMO STATING THAT THE POINT OF DIVERSION IS INCORRECT. POINT OF DIVERSION AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 15131-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214					
Priority Date:	DECEMBER 31, 1965					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	SPRINKLER					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
Volume:	24.00 AC-FT					
Climatic Area	2 - MODERATELY HIGH					
Maximum Acres:	81.00					
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and N	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESE317N44EMCCONE					
*Period of Diversion: MAY 15 TO JUNE 15						

**Diversion Means:** DAM

*Reservoir: ONSTREAM Reservoir Name: SKUNK CREEK RESERVOIR								
		Govt Lot	<u>Qtr Sec</u> NWNESE	<u>Sec</u> 3	<u>Twp</u> 17N	<u>Rge</u> 44E	<u>County</u> MCCONE	
	Diversion	to Reservoir:	DIVERSION # 1					
	Dam Heig	ht:	8.00 FEET					
	Depth:		5.00 FEET					
	Surface A	rea:	1.50 ACRES	3				
	Capacity:		3.00 ACRE-	FEET				
	THE CAPACITY, DAM HEIGHT, DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.							
Period of	f Use:	MAY 15 TC	) JUNE 15					
Place of	Use:							
<u>ID</u>	Acre	s <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1	35.00	D	SE	3	17N	44E	MCCONE	
2	33.00	D	NESW	3	17N	44E	MCCONE	
3	10.00	D	S2SENW	3	17N	44E	MCCONE	
4	3.00	D	S2SWNE	3	17N	44E	MCCONE	
Total:	81.00	0						

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 15131-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 15132-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214						
<b>Priority Date:</b>	DECEMBER 31, 1915						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	7.00 GPM						
*Volume:	me: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE317N44EMCCONE						
	a: APRIL 1 TO NOVEMBER 30						
<b>Diversion Means:</b>	WELL						
Period of Use:	APRIL 1 TO NOVEMBER 30						
Place of Use:							
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>						
1	SWSENE 3 17N 44E MCCONE						

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 15135-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214						
<b>Priority Date:</b>	DECEMBER 31, 1915						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	7.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENE1017N44EMCCONE						
	a: APRIL 1 TO NOVEMBER 30						
<b>Diversion Means:</b>	WELL						
Period of Use:	APRIL 1 TO NOVEMBER 30						
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
1	NWNENE 10 17N 44E MCCONE						

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 15139-00 STATEMENT OF CLAIM						
	Version: 3 REEXAMINED						
	Status: ACTIVE						
Owners:	LOGAN FARM INC PO BOX 97 BROCKWAY, MT 59214						
<b>Priority Date:</b>	JUNE 25, 1949						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	8.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENE2819N45EMCCONE						
	a: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>						
1	SESENE 28 19N 45E MCCONE						

**Remarks:** 

OCTOBER 7, 2020 40E 15139-00 Page 2 of 2

> THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

15139-00 15140-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 15140-00 STATEMENT OF CLAIM								
	Version: 4 REEXAMINED								
	Status: ACTIVE								
Owners:	LOGAN FARM INC PO BOX 97 BROCKWAY, MT 59214								
*Priority Date:	JUNE 25, 1949								
Type of Historical Right	: USE								
Purpose(use):	e(use): DOMESTIC								
Flow Rate:	8.00 GPM								
Volume:	1.50 AC-FT								
Households:	1								
Source Name:	GROUNDWATER								
Source Type:	GROUNDWATER								
Point of Diversion and I	Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENE2819N45EMCCONE								
Period of Diversion: JANUARY 1 TO DECEMBER 31									
<b>Diversion Means:</b>	WELL								
Period of Use:	JANUARY 1 TO DECEMBER 31								
Place of Use:									
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>								
1	SESENE 28 19N 45E MCCONE								

**Remarks:** 

OCTOBER 7, 2020 40E 15140-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

15139-00 15140-00

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT IN 2008 PURSUANT TO SECTION 85-2-233(6), MCA.

REPLACEMENT WELL - AUTHORIZATION TO CHANGE ISSUED 12/14/99. FILE REFLECTS RIGHT AS IT EXISTED PRIOR TO JULY 1973. APPROVED CHANGES WILL BE RECORDED AFTER FINAL DECREE. SEE 40E-G(W)015139-00.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 15141-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	LOGAN FARM INC PO BOX 97 BROCKWAY, MT 59214						
<b>Priority Date:</b>	JUNE 10, 1947						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
Flow Rate:	4.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESE2019N45EMCCONE						
	n: MAY 1 TO NOVEMBER 30						
<b>Diversion Means:</b>	WELL						
Period of Use:	MAY 1 TO NOVEMBER 30						
Place of Use:							
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>						
1	SESESE 20 19N 45E MCCONE						

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 16606-00 STATEMENT OF CLAIM								
	Version:	2 REEXAMI	NED						
		Status: A	CTIVE						
Owners:	54131 US	ALSBERG, SIMONE M LIVING TRUST 54131 US HWY 2 GLASGOW, MT 59230 1544							
Priority Date:	NOVEMBE	ER 1, 1967							
Type of Historical Right	: USE								
Purpose(use):	DOMESTI	С							
Flow Rate:	25.00 GPN	Л							
Volume:	1.50 AC-F	1.50 AC-FT							
Households:	1								
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)								
Source Type:	SURFACE WATER								
*Point of Diversion and N	Means of Div	version:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSENE	<u>Sec</u> 26	<u>Twp</u> 26N		<u>County</u> VALLEY			
Period of Diversion: JUNE 20 TO SEPTEMBER 20									
Diversion Means: PUMP									
Period of Use: JUNE 20 TO SEPTEMBER 20									
Place of Use:									
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>			
1		SENE	26	26N	40E	VALLEY			

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 310.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 16607-00 STATEMENT OF CLAIM									
	Version: 2 REEXAMINED									
	Sta	itus: A	CTIVE							
Owners:	BETTY L HIRSCH PO BOX 187 FORT PECK, MT 59223									
Priority Date:	JULY 1, 1965	JULY 1, 1965								
Type of Historical Right	: USE									
Purpose(use):	DOMESTIC									
Flow Rate:	2.00 GPM									
Volume:	1.50 AC-FT									
Households:	1									
*Source Name:	MISSOURI RIV	ER (FORT	PECK	LAKE)						
Source Type:	SURFACE WATER									
Point of Diversion and M	leans of Diversio	n:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENE	<u>Sec</u> 26	<u>Twp</u> 26N		<u>County</u> VALLEY				
Period of Diversion: MAY 1 TO OCTOBER 1										
<b>Diversion Means:</b>	PUMP									
Period of Use:	MAY 1 TO OCTOBER 1									
Place of Use:										
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>				
1		NENE	26	26N	40E	VALLEY				

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 315.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME EXCEEDS THE MAXIMUM FEASIBLE VOLUME. BASED ON THE FLOW RATE AND PERIOD OF USE, THE MAXIMUM VOLUME POSSIBLE IS 1.36 ACRE-FEET PER YEAR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 16608	-00 STATEM	IENT (	OF CLAI	М				
	Version:	2 REEXAMI	NED						
		Status: A	CTIVE						
Owners:	MOGAN BAUMGARTNER FAMILY REVOCABLE LIVING TRUST EDWIN MOGAN & SHIRLEY BAUMGARTNER, TRUSTEES PO BOX 446 GLASGOW, MT 59230								
Priority Date:	OCTOBER	OCTOBER 1, 1963							
Type of Historical Right	: USE								
Purpose(use):	DOMESTIC	;							
Flow Rate:	30.00 GPM								
Volume:	1.50 AC-FT								
Households:	1								
Maximum Acres:	0.50								
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)								
Source Type:	SURF	ACE WATER							
Point of Diversion and I	Means of Dive	ersion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENE	<u>Sec</u> 26	<u>Twp</u> 26N		<u>County</u> VALLEY			
Period of Diversion		TO OCTOBER	15						
<b>Diversion Means:</b>	PUMP								
Period of Use:	APRIL 15 TO OCTOBER 15								
Place of Use:									
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>			
1 0.50		NE	26	26N	40E	VALLEY			
<b>Total:</b> 0.50									

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 314.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 16642-00	STATEMENT OF C	LAIM
	Version: 2	REEXAMINED	
	Sta	tus: ACTIVE	
Owners:	JIMMY A SCHU PO BOX 127 FORT PECK, M		
	CONNIE K SCH PO BOX 127 FORT PECK, M		
Priority Date:	JULY 1, 1949		
Type of Historical Right	t: USE		
Purpose(use):	DOMESTIC		
Flow Rate:	35.00 GPM		
Volume:	1.50 AC-FT		
Households:	1		
*Source Name:	MISSOURI RIV	ER (FORT PECK LAK	(E)
Source Type:	SURFACE	EWATER	
Point of Diversion and	Means of Diversio	n:	
<u>ID</u> 1	Govt Lot	Qtr SecSecTwSESWSE24261	
Period of Diversion		DECEMBER 31	
Diversion Means:			
Period of Use:	JANUARY 1 IC	DECEMBER 31	

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESWSE	24	26N	40E VALLEY
2			NENWNE	25	26N	40E VALLEY

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 21.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 16677-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SUSANNE_LABRENZ 136 SPUR RD BROCKWAY, MT 59214 8721				
	GREG HERDEN 136 SPUR RD BROCKWAY, MT 59214 8721				
<b>Priority Date:</b>	MAY 25, 1965				
Type of Historical Right	:: FILED				
Purpose(use):	STOCK				
Flow Rate:	5.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County				
•	NWNENW 20 18N 44E MCCONE				
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			NWNENW	20	18N	44E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 16678-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	ROGER HERDEN 64 NUGGET DR BILLINGS, MT 59102				
Priority Date:	DECEMBER 31, 1953				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County				
·	NESESW 28 18N 44E MCCONE				

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

	*Reservoir:	ONSTREAM	Reservoir Nam	e: TV	/IN BRI	DGES	
		<u>Govt Lot</u>	<u>Qtr Sec</u> NESESW	<u>Sec</u> 28	<u>Twp</u> 18N		County MCCONE
	Diversion	to Reservoir:	DIVERSION # 1				
	Dam Heig	ght:	9.00 FEET				
	Depth:		6.00 FEET				
	Surface A	rea:	2.72 ACRES	3			
	Capacity:		6.53 ACRE-	FEET			
		COUNTY. THE CAPA		GHT,			EC 28 TWP 18N RGE 44E MCCONE PTH, AND SURFACE AREA HAVE
Peri	od of Use:	JANUARY	1 TO DECEMBI	ER 31			
Plac	e of Use:						
II	<u>Acre</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			NESESW	28	18N	44E	MCCONE

#### Remarks:

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM. THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. .....

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 16684-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	GREG HERDEN 136 SPUR RD BROCKWAY, MT 59214 8721				
	SUSANNE_LABRENZ 136 SPUR RD BROCKWAY, MT 59214 8721				
Priority Date:	DECEMBER 31, 1938				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID 1 Period of Diversion	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWNW 27 18N 44E MCCONE h: JANUARY 1 TO DECEMBER 31				
Diversion Means:	DAM				

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<b>Reservoir:</b>	ONSTREAM				
	Govt Lot	<u>Qtr Sec</u> SWSWNW	<u>Sec</u> 27	<u>Twp</u> 18N	Rge County 44E MCCONE
Diversio	n to Reservoir:	DIVERSION # 1			
Period of Use:	JANUARY <sup>2</sup>	1 TO DECEMBE	ER 31		
Place of Use:					
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SWSWNW	27	18N	44E MCCONE

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 16685-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	HAGLUND RANCH INC 6078 US HWY 89 BELT, MT 59412					
<b>Priority Date:</b>	DECEMBER 31, 1950					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWSW417N45EMCCONE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
1	NENWSW 4 17N 45E MCCONE					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 16687-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214					
Priority Date:	DECEMBER 31, 1951					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNE1217N44EMCCONE					
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

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**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SWNWNE 44E MCCONE 12 17N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 12 44E MCCONE NWNE 17N 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 16688-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE					
Owners:	SUSANNE_LABRENZ 136 SPUR RD BROCKWAY, MT 59214 8721					
	GREG HERDEN 136 SPUR RD BROCKWAY, MT 59214 8721					
Priority Date:	DECEMBER 31, 1953					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
$\frac{\text{ID}}{4}$	Govt Lot Qtr Sec Sec Twp Rge County					
*Period of Diversion Diversion Means:	SWSESE 22 18N 44E MCCONE a: JANUARY 1 TO DECEMBER 31 DAM					

*Reservoir:	ONSTREAM	EAM Reservoir Name: FISHIN DAM				
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 22	<u>Twp</u> 18N		<u>County</u> MCCONE
Diversion	to Reservoir:	DIVERSION # 1	l			
Dam Hei	ght:	12.00 FEET				
Depth:		9.00 FEET				
Surface A	Area:	4.90 ACRES	5			
Capacity	:	17.64 ACRE-	FEET			
		ACITY, DAM HEI FIMATED BY DN	,	MAXIM	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY	1 TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SESE	22	18N	44E	MCCONE

#### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 16688-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Version: 2 -- POST DECREE

Status: WITHDRAWN

Owners: ALLEN B MUNGER PO BOX 47 BROCKWAY, MT 59214 0047

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 12/20/2007.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 16690-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BORDERVIEW RANCH INC PO BOX 47 BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1951
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENW3418N44EMCCONE
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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*R	leservoir:	ONSTREAM					
		Govt Lot	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 34	<u>Twp</u> 18N		<u>County</u> MCCONE
	Diversion	to Reservoir:	DIVERSION # 1				
Period	of Use:	JANUARY 1	I TO DECEMBE	ER 31			
Place of	f Use:						
<u>ID</u>	Acr	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			NW	34	18N	44E	MCCONE

### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 16692-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	GREG HERDEN 136 SPUR RD BROCKWAY, MT 59214 8721
	SUSANNE_LABRENZ 136 SPUR RD BROCKWAY, MT 59214 8721
Priority Date:	DECEMBER 31, 1950
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SKULL CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
$\frac{\text{ID}}{4}$	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSW 22 18N 44F MCCONE
*Period of Diversior Diversion Means:	SWSWSW 22 18N 44E MCCONE I: JANUARY 1 TO DECEMBER 31 DAM

	*Reservoir:	ONSTREAM	Reservoir Na	me: MF	RS. NEL	SON F	RESERVOIR
		<u>Govt Lot</u>	<u>Qtr Se</u> SWSWSW		<u>Twp</u> 18N	<u>Rge</u> 44E	<u>County</u> MCCONE
	Diversion Dam Heig Depth: Surface A Capacity:	rea:	DIVERSION # 11.00 FEET 8.00 FEET 12.93 ACRI 41.38 ACRI CITY, DAM H	- - ES E-FEET		UM DE	EPTH, AND SURFACE AREA HAVE
	iod of Use: ce of Use:		IMATED BY D 1 TO DECEM				
		es <u>Govt Lot</u>	<u>Qtr Se</u>	<u>c</u> <u>Sec</u>	Twp	Rge	<u>County</u>
1 2			SWSV N2NV		18N 18N	44E 44E	

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

SOURCE NAME AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 16692-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 16693-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	GREG HERDEN 136 SPUR RD BROCKWAY, MT 59214 8721
	SUSANNE_LABRENZ 136 SPUR RD BROCKWAY, MT 59214 8721
<b>Priority Date:</b>	APRIL 3, 1962
Type of Historical Right	t: FILED
Purpose(use):	STOCK
Flow Rate:	8.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	NENWNE 14 18N 44E MCCONE n: JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NENWNE	14	18N	44E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

### **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 18241-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	JULY 1, 1957
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County
	N2NESW 36 23N 28E PHILLIPS
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
Diversion weans:	DAW

**Diversion Means:** DAM

OCTOBER 7, 2020 40E 18241-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> N2NESW	<u>Sec</u> 36	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:		IVERSION # 1 12.00 FEET 9.00 FEET 41.36 ACRES 11.49 ACRE-	6			
Cupacity	THE CAPAC		GHT,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use: <u>ID</u> <u>Acres</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> N2NESW	<u>Sec</u> 36	<u>Twp</u> 23N		<u>County</u> PHILLIPS

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 18241-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 18242-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	APRIL 15, 1936
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW3623N28EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 18242-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESWNW 23N 28E PHILLIPS 36 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 36 23N 28E PHILLIPS SESWNW 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 18243-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	APRIL 15, 1928
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyW2NWNW3623N28EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 18243-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** Otr Sec Sec Twp **Rge** County W2NWNW 23N 28E PHILLIPS 36 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp Rge County 1 W2NWNW 28E PHILLIPS 36 23N 2 E2NENE 35 23N 28E PHILLIPS ......

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 18253-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	OCTOBER 1, 1942
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SMITH CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt Lot Otr Sec Sec Twp Rge County
-	SWNENW 16 23N 32E PHILLIPS
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM

Diversion Means: DAM

OCTOBER 7, 2020 40E 18253-00 Page 2 of 3

*Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 16	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diversion to R Dam Height: Depth: Surface Area: Capacity:	-	IVERSION # 1 10.00 FEET 7.00 FEET 3.04 ACRES 8.51 ACRE-	6			
		ITY, DAM HEI /IATED BY DN	,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SWNENW	16	23N	32E	PHILLIPS

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 18253-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 18959-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	CASEY_COULTER 2253 BRUSETT RD BRUSETT, MT 59318					
Priority Date:	NOVEMBER 1, 1950					
Type of Historical Right	t: FILED					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and N	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE2621N34EGARFIELD					
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 18959-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWSE 34E GARFIELD 26 21N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWSE 26 21N 34E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right	Number:	40E 19576	5-00 STATEN	IENT (	OF CLAI	IM			
		Version:	2 REEXAMI	NED					
			Status: A	CTIVE					
Owners:		VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538							
Priority Dat	e:	JULY 12, 1	JULY 12, 1946						
Type of Hist	orical Right	: FILED							
Purpose(use	e):	IRRIGATIC	DN						
Irrig	ation Type:	WATER SI	PREADING						
*Flow Rate:		A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.							
*Volume:		55.20 AC-FT							
Cl	imatic Area	: 1 - HIGH							
*Maximum A	Acres:	24.00							
Source Nam	ie:	THIRD CR	EEK						
Source T	Гуре:	SURF	FACE WATER						
Point of Div	ersion and N	<b>Means of Div</b>	ersion:						
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENW	<u>Sec</u> 33	<u>Twp</u> 24N	<u>Rge</u> <u>County</u> 29E PHILLIPS			
			5 TO NOVEMB	ER 30					
	on Means:	DIKE							
Period of Us	se:	MARCH 15	5 TO NOVEMBE	R 30					
*Place of Use	:								
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>			
1	24.00		N2NE	33	24N	29E PHILLIPS			

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\*Place of Use:

ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
Total:	24.00					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 19583-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	NY RANCH LLC 424 BURMA RD BRUSETT, MT 59318 9630					
Priority Date:	JUNE 29, 1945					
Type of Historical Right:	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
Volume:	40.00 AC-FT					
Climatic Area:	: 1 - HIGH					
Maximum Acres:	20.00					
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and N	Means of Diversion:					
1 1 *Period of Diversion Diversion Means:	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       NESWSW     20     20N     33E     GARFIELD       APRIL 1 TO SEPTEMBER 30       DAM					
Diversion means.	PUMP IS SECONDARY MEANS OF DIVERSION.					

**OCTOBER 7, 2020** 40E 19583-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> NESWSW	<u>Sec</u> 20	<u>Twp</u> 20N		<u>County</u> GARFIELD
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	1 1 5 THE DAM EX COUNTY.		S FEET 9 THE	NWSES	SW , S	EC 20 TWP 20N RGE 33E GARFIELD
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						PTH, AND SURFACE AREA HAVE
Period o	f Use:	APRIL 1 TO S	SEPTEMBER	30			
Place of	Use:						
ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	16.00		SWSW	20	20N	33E	GARFIELD
2	4.00		NWNWNW	29	20N	33E	GARFIELD
Total:	20.00						

#### **Remarks:**

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

19583-00 19584-00

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. Ŧ.....

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19584-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	NY RANCH LLC 424 BURMA RD BRUSETT, MT 59318 9630				
Priority Date:	JUNE 29, 1945				
Type of Historical Right	: FILED				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSW2020N33EGARFIELD				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					

**Diversion Means:** DAM

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> \*Reservoir: ONSTREAM

		<u>Govt Lot</u> N	<u>Qtr Sec</u> IESWSW	<u>Sec</u> 20	<u>Twp</u> 20N		<u>County</u> GARFIELD
	Diversion to R	eservoir: DIVE	RSION # 1	l			
	Dam Height:	14.(	00 FEET				
	Depth:	11.(	00 FEET				
	Surface Area:	12.1	I7 ACRES	S			
	Capacity:	53.5	55 ACRE-	FEET			
THE DAM EXTENDS INTO THE NWSESW , SEC 20 TWP 20N RGE 33E GARFIELD COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.							
Period o	of Use:	JANUARY 1 TO	DECEMBI	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			SWSW	20	20N	33E	GARFIELD

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

9......

19583-00 19584-00

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 1......

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19585-00 STATEMENT OF CLAIM							
	Version:	2 REEXA	MINED					
		Status:	ACTIVE					
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337							
Priority Date:	DECEMBE	R 31, 1958						
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC	C						
Flow Rate:	5.00 GPM							
Volume:	1.50 AC-F	Г						
Households:	1							
Source Name:	GROUND	WATER						
Source Type:	GRO	UNDWATER						
Point of Diversion and M	leans of Div	ersion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr So</u> NENEN		<u>Twp</u> 24N	<u>Rge</u> <u>County</u> 41E GARFIELD			
Period of Diversion	: JANUARY	1 TO DECEM	ABER 31					
<b>Diversion Means:</b>	WELL							
Period of Use:	JANUARY	1 TO DECEN	1BER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr S</u>	<u>ec</u> <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>			
1		NENEN	N 21	24N	41E GARFIELD			

Remarks:

OCTOBER 7, 2020 40E 19585-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

19585-00 19592-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19586-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	GAYLE_TWITCHELL PO BOX 76 JORDAN, MT 59337						
<b>Priority Date:</b>	DECEMBER 31, 1960						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	5.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENW2124N41EGARFIELD						
	a: JANUARY 1 TO DECEMBER 31						
Diversion Means:							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
1	NENENW 21 24N 41E GARFIELD						

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 19587-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337				
	JAY TWITCHELL ***DECEASED*** 2040 VAN NORMAN RD JORDAN, MT 59337 9650				
Priority Date:	DECEMBER 31, 1938				
Type of Historical Righ	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyW2724N41EGARFIELD				
Period of Diversion	n: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				

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> Point of Diversion and Means of Diversion: **Govt Lot** Twp Rge County ID **Otr Sec** Sec 2 NW 18 24N 41E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 3 SW 41E GARFIELD 18 24N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 4 W2 19 24N 41E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 5 NW 31 24N 41E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE NW 25 40E GARFIELD 6 24N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 SE 25 40E GARFIELD 24N Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 8 NW 30 24N 41E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 9 NE 36 24N 40E GARFIELD Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** SE 24 24N 40E GARFIELD 10 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** Period of Use: **JANUARY 1 TO DECEMBER 31**

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1				18	24N	41E	GARFIELD
2				19	24N	41E	GARFIELD
3				30	24N	41E	GARFIELD
4				31	24N	41E	GARFIELD
5				25	24N	40E	GARFIELD
6				7	24N	41E	GARFIELD
7				36	24N	40E	GARFIELD
8				24	24N	40E	GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 19588-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1900
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SPRING DRAW
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWNE 29 24N 41E GARFIELD
-	: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			SWNWNE	29	24N	41E GARFIELD

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19589-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337					
<b>Priority Date:</b>	MAY 29, 1981					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	5.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNW2824N41EGARFIELD					
	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	NENWNW 28 24N 41E GARFIELD					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 19590-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1900
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CUT COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNENE 17 24N 41E GARFIELD
-	1: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

\*Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	County
1			NWNENE	17	24N	41E	GARFIELD
		APPURTENA	NT TO THE	FOLL	OWING	PRIV	AL PUBLIC LAND. THIS RIGHT IS ATE LANDS: NW 1/4 NE 1/4 SECTION <sup>7</sup> , GARFIELD COUNTY, MONTANA.

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 19591-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1900
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF NORVILLE CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Vieans of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENESW 27 24N 41E GARFIELD
-	: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1			SENESW	27	24N	41E GARFIELD

### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19592-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337					
<b>Priority Date:</b>	DECEMBER 31, 1958					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	5.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENW2124N41EGARFIELD					
	n: JANUARY 1 TO DECEMBER 31					
Diversion Means:						
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	NENENW 21 24N 41E GARFIELD					

**Remarks:** 

OCTOBER 7, 2020 40E 19592-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

19585-00 19592-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 19593-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
*Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	DECEMBER 31, 1900
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CUT COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWNE 16 24N 41E GARFIELD
	I JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 19593-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			SWSWNE	16	24N	41E GARFIELD

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 19594-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1900
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CUT COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNW 21 24N 41E GARFIELD
-	I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 19594-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			SESWNW	21	24N	41E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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### **IMPORTANT NOTICE**

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Water Right Number:	40E 19595-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1900
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CUT COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENE2124N41EGARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SESENE	21	24N	41E GARFIELD

### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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Water Right Number:	40E 19596-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
*Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	DECEMBER 31, 1900
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CUT COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWSE 16 24N 41E GARFIELD
	SESWSE 16 24N 41E GARFIELD I: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESWSE	16	24N	41E GARFIELD

### Remarks:

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 19597-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337			
Priority Date:	DECEMBER 31, 1900			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF CUT COULEE			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSENE 17 24N 41E GARFIELD			
Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	FLOWING			
Period of Use:	JANUARY 1 TO DECEMBER 31			

OCTOBER 7, 2020 40E 19597-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			SWSENE	17	24N	41E GARFIELD

#### **Remarks:**

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Water Right Number:	40E 19598-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	GAYLE TWITCHELL PO BOX 76 JORDAN, MT 59337			
Priority Date:	DECEMBER 31, 1900			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF NORVILLE CREEK			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>			
-	NWSENW 27 24N 41E GARFIELD I: JANUARY 1 TO DECEMBER 31			
Diversion Means:	FLOWING			
Period of Use:	JANUARY 1 TO DECEMBER 31			

OCTOBER 7, 2020 40E 19598-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			NWSENW	27	24N	41E GARFIELD

### Remarks:

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 19643-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	SHARI HEITZ 1991 BIG SHEEP MOUNTAIN RD BROCKWAY, MT 59214			
	CLAYTON HEITZ 1991 BIG SHEEP MOUNTAIN RD BROCKWAY, MT 59214			
<b>Priority Date:</b>	DECEMBER 31, 1940			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
Flow Rate:	10.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>			
	SENENE 2 15N 45E PRAIRIE			
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b><u>Rge</u></b> <u>County</u>
1			NENE	2	15N	45E PRAIRIE

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

19643-00 19644-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 19644	-00 STATEI	MENT C	OF CLAIN	N
	Version:	2 REEXAM	INED		
		Status:	ACTIVE		
Owners:		ITZ HEEP MOUN Y, MT 59214	TAIN RI	C	
		HEITZ HEEP MOUN Y, MT 59214	TAIN RI	D	
Priority Date:	DECEMBE	R 31, 1940			
Type of Historical Right:	USE				
Purpose(use):	DOMESTIC	;			
Flow Rate:	10.00 GPM				
Volume:	1.50 AC-FT	-			
Households:	1				
Source Name:	GROUNDV	VATER			
Source Type:	GROL	JNDWATER			
Point of Diversion and N	Ieans of Dive	ersion:			
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENE		<u>Twp</u> 15N	Rge County 45E PRAIRIE
Period of Diversion	: JANUARY	1 TO DECEM	BER 31		
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY	1 TO DECEME	3ER 31		
Place of Use:					
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		SENENE	2	15N	45E PRAIRIE

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

19643-00 19644-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19650-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720
<b>Priority Date:</b>	MAY 26, 1981
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSW1317N44EMCCONE
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	SESWSW 13 17N 44E MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19651-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720
<b>Priority Date:</b>	MAY 26, 1981
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWNE2317N44EMCCONE
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1	N2SWNE 23 17N 44E MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19652-00	STATEM	IENT C	OF CLAI	М	
	Version: 2 -	- REEXAMI	NED			
	Sta	atus: A	CTIVE			
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720					
<b>Priority Date:</b>	JUNE 1, 1965					
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
Flow Rate:	5.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NENESE	<u>Sec</u> 24	<u>Twp</u> 17N		<u>County</u> MCCONE
Period of Diversion		O DECEMB	ER 31			
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 T	O DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NENESE	24	17N	44E	MCCONE

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

19652-00 19664-00

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19653-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720				
Priority Date:	OCTOBER 31, 1971				
Type of Historical Right: USE					
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID 1	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       S2SWSE     15     17N     44E     MCCONE				

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM OCTOBER 7, 2020 40E 19653-00 Page 2 of 3

*Reservoir: ON	ISTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> S2SWSE	<u>Sec</u> 15	<u>Twp</u> 17N	<u>Rge</u> 44E	County MCCONE
Diversion to <b>F</b>	Reservoir: D	IVERSION # 1				
Dam Height:		7.00 FEET				
Depth:		4.00 FEET				
Surface Area:		0.58 ACRES	6			
Capacity:		0.93 ACRE-	FEET			
		ITY, DAM HEI /IATED BY DN		MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		S2SWSE	15	17N	44E	MCCONE

### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 19653-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19654-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720				
<b>Priority Date:</b>	NOVEMBER 25, 1961				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	6.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNE2817N45EMCCONE				
	I: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>				
1	SESWNE 28 17N 45E MCCONE				

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19655-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720
Priority Date:	OCTOBER 31, 1971
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyW2NWNE2317N44EMCCONE

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM OCTOBER 7, 2020 40E 19655-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Twp Sec **Rge** County W2NWNE 44E MCCONE 23 17N **DIVERSION #1 Diversion to Reservoir:** 10.00 FEET Dam Height: 7.00 FEET Depth: Surface Area: 1.97 ACRES **Capacity:** 5.52 ACRE-FEET THE DAM EXTENDS INTO THE SENENW, SEC 23 TWP 17N RGE 44E MCCONE COUNTY. THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31** Period of Use: Place of Use: ID **Govt Lot** Qtr Sec Sec Twp Rge County Acres 1 44E MCCONE W2NE 23 17N

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 19655-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19656-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720							
Priority Date:	DECEMBER 31, 1961							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSE2417N44EMCCONE							
	Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

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> **ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NESWSE 44E MCCONE 24 17N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 44E MCCONE NESWSE 24 17N 2 SWNESE 24 17N 44E MCCONE ..... .....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19657-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720							
Priority Date:	DECEMBER 31, 1952							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
ID 1 *Period of Diversion	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWSW 20 17N 45E MCCONE : JANUARY 1 TO DECEMBER 31							

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM OCTOBER 7, 2020 40E 19657-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

Reservoir: 0						
	Govt Lot	<u>Qtr Sec</u> SESWSW	<u>Sec</u> 20	<u>Twp</u> 17N	<u>Rge</u> 45E	<u>County</u> MCCONE
Diversion to	Reservoir: DIV	'ERSION # 1				
Dam Height:	8	0.00 FEET				
Depth:	5	00 FEET				
Surface Area	ı <b>:</b> 1	.81 ACRES	5			
Capacity:	3	.62 ACRE-	FEET			
	THE CAPACIT BEEN ESTIMA	,	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 T	O DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SW	20	17N	45E	MCCONE

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 19657-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19658-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720							
Priority Date:	JUNE 27, 1946							
Type of Historical Right	:: FILED							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
ID 1 *Bonied of Diversion	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SENENE     29     17N     45E     MCCONE       Y JANUARY 1 TO DECEMBER 31							

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM OCTOBER 7, 2020 40E 19658-00 Page 2 of 3

Govt LotQtr Sec SENENESec 29Twp 17NRge 45ECounty MCCONEDiversion to Reservoir:DIVERSION # 1Dam Height:7.00Depth:4.004.00FEETSurface Area:1.45Capacity:2.32Capacity:2.32ACRE-FEETTHE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.Period of Use:JANUARY 1 TO DECEMBER 31Place of Use:Qtr SecSecTwpRgeDAcresGovt LotQtr SecSecTwpRgeCountyAcresGovt LotQtr SecSecTwpRge	*Reservoir: ON	STREAM					
Dam Height:       7.00       FEET         Depth:       4.00       FEET         Surface Area:       1.45       ACRES         Capacity:       2.32       ACRE-FEET         THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE       BEEN ESTIMATED BY DNRC.         Period of Use:       JANUARY 1 TO DECEMBER 31		<u>Govt Lot</u>					
Capacity:2.32 ACRE-FEETTHE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.Period of Use:JANUARY 1 TO DECEMBER 31Place of Use:Vertice of Use:	Dam Height: Depth:		7.00 FEET 4.00 FEET				
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.Period of Use:JANUARY 1 TO DECEMBER 31Place of Use:				-			
Place of Use:		THE CAPACI	TY, DAM HEI	GHT,		JM DE	PTH, AND SURFACE AREA HAVE
	Period of Use:	JANUARY 1 1	O DECEMBI	ER 31			
ID Acres Govt Lot Qtr Sec Sec Twp Rge County	Place of Use:						
	<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1 SENENE 29 17N 45E MCCONE	1		SENENE	29	17N	45E	MCCONE

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 19658-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19659-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720						
Priority Date:	JUNE 6, 1950						
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW3017N45EMCCONE						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							

**Diversion Means:** DAM

OCTOBER 7, 2020 40E 19659-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 30	<u>Twp</u> 17N	<u>Rge</u> 45E	<u>County</u> MCCONE
Diversion to F Dam Height: Depth: Surface Area: Capacity:	1	VERSION # 1 1.00 FEET 8.00 FEET 4.02 ACRES 2.86 ACRE-	6			
	THE CAPACI BEEN ESTIM	,	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SESWNW	30	17N	45E	MCCONE
2		SWSENW	30	17N	45E	MCCONE

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 19659-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19660-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720						
Priority Date:	JUNE 6, 1950						
Type of Historical Right	:: FILED						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESW2417N44EMCCONE						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							

**Diversion Means:** DAM

OCTOBER 7, 2020 40E 19660-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESW	<u>Sec</u> 24	<u>Twp</u> 17N	<u>Rge</u> 44E	County MCCONE
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	eservoir: DI	VERSION # 1 7.00 FEET 4.00 FEET 1.22 ACRES 1.95 ACRE-	6			
		ITY, DAM HEI IATED BY DN	,	MAXIMI	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSESW	24	17N	44E	MCCONE

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

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#### **IMPORTANT NOTICE**

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### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19661-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720						
Priority Date:	OCTOBER 31, 1971						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF HAY CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESW1317N44EMCCONE						

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM **OCTOBER 7, 2020** 40E 19661-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESW	<u>Sec</u> 13	<u>Twp</u> 17N		<u>County</u> //CCONE
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	8. 5. 0.	ERSION # 7 00 FEET 00 FEET 79 ACRE 58 ACRE	S			
	THE CAPACITY BEEN ESTIMAT		,	MAXIM	UM DEP	TH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1 TC	DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> C	County
1		SESW	13	17N	44E N	ACCONE

#### Remarks:

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

MEANS OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

OCTOBER 7, 2020 40E 19661-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19662-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720						
Priority Date:	DECEMBER 31, 1961						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNW2117N45EMCCONE						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

OCTOBER 7, 2020 40E 19662-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Rge County Twp NENWNW 45E MCCONE 21 17N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 21 45E MCCONE NENWNW 17N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19663-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720						
<b>Priority Date:</b>	OCTOBER 6, 1964						
Type of Historical Right	t: FILED						
Purpose(use):	STOCK						
Flow Rate:	8.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNW3217N45EMCCONE						
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversion Means: WELL							
Period of Use:	e: JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>						
1	SENWNW 32 17N 45E MCCONE						

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19664-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720					
<b>Priority Date:</b>	MAY 1, 1965					
Type of Historical Right	FILED					
Purpose(use):	STOCK					
Flow Rate:	5.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESE2417N44EMCCONE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	WELL					
Period of Use:	riod of Use: JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
1	NENESE 24 17N 44E MCCONE					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

19652-00 19664-00

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19665-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720					
<b>Priority Date:</b>	JUNE 30, 1949					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	8.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNE3017N45EMCCONE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: WELL						
Period of Use:	iod of Use: JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	SWNWNE 30 17N 45E MCCONE					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19666-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	SCHMIDT HEREFORDS INC 507 SKULL CREEK RD. BROCKWAY, MT 59214 8720					
<b>Priority Date:</b>	OCTOBER 31, 1951					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	5.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE2917N45EMCCONE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						
	Diversion Means: WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>					
1	NENENE 29 17N 45E MCCONE					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 19942-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	ALLEN B MUNGER PO BOX 47 BROCKWAY, MT 59214 0047					
Priority Date:	DECEMBER 31, 1952					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SKULL CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
ID 1	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SESWSE     24     18N     44E     MCCONE					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ON	STREAM Reservoir Name: MCTEIZ DAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWSE	<u>Sec</u> 24	<u>Twp</u> 18N		<u>County</u> MCCONE
Diversion to R Dam Height: Depth: Surface Area:	eservoir: D	IVERSION # 1 9.00 FEET 6.00 FEET 1.62 ACRES				
Capacity:		3.89 ACRE-	FEET			
		ITY, DAM HEI /IATED BY DN	,	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SESWSE	24	18N	44E	MCCONE

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 19942-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22372-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538						
Priority Date:	JUNE 17, 1946						
Type of Historical Right	Type of Historical Right: FILED						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.						
Volume:	74.50 AC-FT						
Climatic Area: 1 - HIGH							
Maximum Acres:	52.00						
Source Name:	THIRD CREEK						
Source Type:	SURFACE WATER						
Source Name: Source Type:	UNNAMED TRIBUTARY OF THIRD CREEK SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE2924N29EPHILLIPS						
Source Name:	THIRD CREEK						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM						

OCTOBER 7, 2020 40E 22372-00 Page 2 of 3

*Point of Diversion and Means of Diversion:							
<u>ID</u> 2		Govt Lot	<u>Qtr Sec</u> NWNWSW	<u>Sec</u> 28	<u>Twp</u> 24N		County
2 NWNWSW 28 24N 29E PHILLIPS Source Name: UNNAMED TRIBUTARY OF THIRD CREEK							
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diver	sion Means:	DAM					
*Res	ervoir: ON	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NESESE	<u>Sec</u> 29	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Diversion to Reservoir: DIVERSION # 1							
I	Dam Height:		12.00 FEET				
l	Depth:		9.00 FEET				
	Surface Area:		16.69 ACRES				
(	Capacity:		60.08 ACRE-	FEET			
*Res	ervoir: ON	STREAM					
		Govt Lot	<u>Qtr Sec</u>	Sec	Twp		County
			NWNWSW	28	24N	29E	PHILLIPS
_	Diversion to R	eservoir: L	DIVERSION # 2 12.00 FEET	2			
	Dam Height:		9.00 FEET				
	Depth: Surface Area:		11.53 ACRES	2			
	Capacity:		41.51 ACRE-				
		THE DAM E COUNTY.				SW , S	SEC 29 TWP 24N RGE 29E PHILLIPS
			CITY. DAM HEI	GHT.	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
			MATED BY DN			-	,
Period of	Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	13.00		NWSW	28	24N	29E	PHILLIPS
2	34.00		SWSW	28	24N	29E	PHILLIPS
3	5.00		SESW	28	24N	29E	PHILLIPS
Total:	52.00						

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

22372-00 22386-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

22372-00 22385-00

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND MEANS OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THIS CLAIM APPEARS TO BE CLAIMING TWO SEPARATE SOURCES OF WATER. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22373-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538					
Priority Date:	DECEMBER 31, 1943					
Type of Historical Right:	USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	11.20 CFS					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area:	1 - HIGH					
Maximum Acres:	295.50					
Source Name:	SECOND CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and N	Ieans of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW1524N29EPHILLIPS					
<b>Period of Diversion</b>	FEBRUARY 15 TO NOVEMBER 30					
Diversion Means: Ditch Name:	HEADGATE VESETH DITCH					
Period of Use:	FEBRUARY 15 TO NOVEMBER 30					

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	111.67			15	24N	29E PHILLIPS
2	183.83			14	24N	29E PHILLIPS
Total:	295.50					

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION, MEANS OF DIVERSION AND DITCH NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22374-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1947
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	64.50 AC-FT
Climatic Areas	: 1 - HIGH
Maximum Acres:	43.00
Source Name:	THIRD CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNW2924N29EPHILLIPS
<b>Period of Diversion</b>	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DIVERSION DAM
2	SWSENW 29 24N 29E PHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
Period of Use:	JANUARY 1 TO DECEMBER 31

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### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	14.00		NWNW	29	24N	29E	PHILLIPS
2	20.00		SWNW	29	24N	29E	PHILLIPS
3	9.00		SENW	29	24N	29E	PHILLIPS
Total:	43.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22375-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1945
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	32.00 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	22.00
Source Name:	SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Ieans of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	NESWSE 8 24N 29E PHILLIPS FEBRUARY 1 TO OCTOBER 31
Diversion Means:	DIKE
Period of Use:	FEBRUARY 1 TO OCTOBER 31

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	3.00		NESWSE	8	24N	29E	PHILLIPS
2	7.00		NWSESE	8	24N	29E	PHILLIPS
3	7.00		E2SESE	8	24N	29E	PHILLIPS
4	5.00		SWSESE	8	24N	29E	PHILLIPS
Total:	22.00						

### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22376-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538					
Priority Date:	DECEMBER 31, 1945					
Type of Historical Right:	USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	363.53 GPM					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area:	1 - HIGH					
Maximum Acres:	21.40					
Source Name:	SECOND CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and N	Ieans of Diversion:					
<u>ID</u> 1	Govt Lot Otr Sec Sec Twp Rge County					
•	SWSWNE 7 24N 29E PHILLIPS FEBRUARY 1 TO OCTOBER 31					
	HEADGATE					
Period of Use:	FEBRUARY 1 TO OCTOBER 31					

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	1.00		SWSWNE	7	24N	29E	PHILLIPS
2	5.00		NWSE	7	24N	29E	PHILLIPS
3	6.00		NESE	7	24N	29E	PHILLIPS
4	9.40		S2NWSW	8	24N	29E	PHILLIPS
Total:	21.40						

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22377-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
	MARTIN SANDVICK ***DECEASED*** PO BOX 770 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1958
Type of Historical Right	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	16.50 AC-FT
Climatic Area	: 1 - HIGH
Maximum Acres:	11.00
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNW322N29EPHILLIPS
<b>Period of Diversion</b>	: FEBRUARY 15 TO NOVEMBER 30
<b>Diversion Means:</b>	DIKE
Period of Use:	FEBRUARY 15 TO NOVEMBER 30

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	3.00		NWNWNW	3	22N	29E	PHILLIPS
2	3.00		NENWNW	3	22N	29E	PHILLIPS
3	3.00		NWNENW	3	22N	29E	PHILLIPS
4	2.00		SESWSW	34	23N	29E	PHILLIPS
Total:	11.00						

### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE DIKE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22378-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MARTIN SANDVICK ***DECEASED*** PO BOX 770 MALTA, MT 59538					
	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538					
Priority Date:	DECEMBER 31, 1933					
Type of Historical Right	: USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	WATER SPREADING					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
Volume:	15.00 AC-FT					
Climatic Area:	: 1 - HIGH					
Maximum Acres:	10.00					
Source Name: Source Type:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK SURFACE WATER					
*Point of Diversion and M	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENW3323N29EPHILLIPS					
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

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> **ONSTREAM** \*Reservoir: **Govt Lot** Otr Sec Sec Twp **Rge** County NESENW 23N 29E PHILLIPS 33 **DIVERSION #1 Diversion to Reservoir:** FEBRUARY 1 TO OCTOBER 31 **Period of Use:** Place of Use: ID **Govt Lot** Acres Qtr Sec Sec Twp Rge County 1 7.00 SENW 23N 29E PHILLIPS 33 2 3.00 SWNE 33 23N 29E PHILLIPS 10.00 Total:

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

MEANS OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22379-00 STATEMENT OF CLAIM					
	Version:	2 REEX	AMINED			
		Status:	ACTIVE	Ξ		
Owners:	MARTIN S ***DECEAS PO BOX 7 MALTA, M	SED*** 70				
	VESETH 8 22787 MID MALTA, M	ALE RD	LIVESTOC	K CO		
Priority Date:	DECEMBE	R 31, 1956	5			
Type of Historical Right	: USE					
Purpose(use):	IRRIGATIO	DN				
Irrigation Type:	WATER SI	PREADING	ì			
*Flow Rate:	A SPECIFI					ECREED BECAUSE THIS USE ADING.
Volume:	26.25 AC-F	-т				
Climatic Area	: 1 - HIGH					
Maximum Acres:	17.50					
Source Name:	NORTH C	OULEE				
Source Type:	SURF	FACE WAT	ER			
Point of Diversion and M	leans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> SWNE	$\frac{Sec}{SW} = \frac{Sec}{34}$	<u>Twp</u> 23N		<u>County</u> PHILLIPS
<b>Period of Diversion</b>			EMBER 30			
<b>Diversion Means:</b>	DIVERSIC					
Period of Use:	MARCH 15	5 TO NOVE	MBER 30			

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	2.00		SESW	34	23N	29E PHILLIPS
2	15.50		NENW	3	22N	29E PHILLIPS
Total:	17.50					

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	<b>40E 22380-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538			
Priority Date:	DECEMBER 31, 1944			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SECOND CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and M	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSE824N29EPHILLIPS			
	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESWSE 29E PHILLIPS 24N 8 **DIVERSION #1 Diversion to Reservoir:** JUNE 1 TO NOVEMBER 15 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 8 24N 29E PHILLIPS NESWSE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22381-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538			
Priority Date:	DECEMBER 31, 1947			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and M	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWNE1824N29EPHILLIPS			
*Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 22381-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSWNE 24N 29E PHILLIPS 18 **DIVERSION #1 Diversion to Reservoir:** JUNE 1 TO NOVEMBER 15 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 24N 29E PHILLIPS NWSWNE 18 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22382-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538					
<b>Priority Date:</b>	DECEMBER 31, 1948					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	10.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNW2424N29EPHILLIPS					
	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	SENWNW 24 24N 29E PHILLIPS					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22383-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538					
<b>Priority Date:</b>	DECEMBER 31, 1939					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	4.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWSE3323N29EPHILLIPS					
Period of Diversion	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County					
1	NENWSE 33 23N 29E PHILLIPS					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22384-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538					
<b>Priority Date:</b>	DECEMBER 31, 1960					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
Flow Rate:	8.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
*Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u> NENENW 21 24N 30E PHILLIPS					
-	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>					
1	NENENW 24 24N 30E PHILLIPS					

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22385-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538			
Priority Date:	JUNE 17, 1946			
Type of Historical Right	: FILED			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	THIRD CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<b>ID</b> 1	Govt LotQtr SecSecTwpRgeCountyNESESE2924N29EPHILLIPS			
*Period of Diversion	*Period of Diversion: FEBRUARY 1 TO DECEMBER 15			
Dimension Meaner				

**Diversion Means:** DAM

**OCTOBER 7, 2020** 40E 22385-00 Page 2 of 3

> \*Reservoir: ONSTREAM

		<u>Govt Lot</u>	<u>Qtr Sec</u> NESESE	<u>Sec</u> 29	<u>Twp</u> 24N		<u>County</u> PHILLIPS
	Diversion to R	eservoir: DIVEF	SION # 1				
	Dam Height:	12.00	) FEET				
	Depth:	9.00	) FEET				
	Surface Area:	16.69	ACRES	3			
	Capacity:	60.08	ACRE-	FEET			
		COUNTY.	DAM HEI	GHT,		,	SEC 29 TWP 24N RGE 29E PHILLIPS
Period o	of Use:	FEBRUARY 1 TC	DECEM	BER 1	5		
Place of	Use:						
<u>ID</u>	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			SESE	29	24N	29E	PHILLIPS

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

22385-00 22372-00

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22386-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538			
Priority Date:	JUNE 17, 1946			
Type of Historical Right	: FILED			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF THIRD CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSW2824N29EPHILLIPS			
*Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

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> **ONSTREAM** \*Reservoir: Qtr Sec Sec T<u>wp</u> **Govt Lot Rge** County NWNWSW 29E PHILLIPS 29 24N **DIVERSION #1 Diversion to Reservoir: FEBRUARY 1 TO DECEMBER 15 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 NESE 29 24N 29E PHILLIPS

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

22372-00 22386-00

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PLACE OF USE APPEARS TO NEED MODIFICATION BASED ON THE DNRC CORRECTION TO THE POINT OF DIVERSION AND RESERVOIR RECORD. THE CORRECT PLACE OF USE LEGAL LAND DESCRIPTION APPEARS TO BE THE NWSW SEC 28 TWP 24N RGE 29E PHILLIPS COUNTY.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 22387-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538			
Priority Date:	DECEMBER 31, 1959			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSW824N29EPHILLIPS			
*Period of Diversion	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

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*Reservoir	: ONS	TREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWSW	<u>Sec</u> 8	<u>Twp</u> 24N	<u>Rge</u> 29E	<u>County</u> PHILLIPS
Divers	ion to Re	servoir: DI	VERSION # 1				
Period of Use:		JUNE 1 TO N	OVEMBER 1	5			
Place of Use:							
<u>ID</u> <u>A</u>	cres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1			NWSWSW	8	24N	29E	PHILLIPS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 22388-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	MARTIN SANDVICK ***DECEASED*** PO BOX 770 MALTA, MT 59538			
	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538			
<b>Priority Date:</b>	DECEMBER 31, 1968			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF NORTH COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and	Means of Diversion:			
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County SWNESW 27 23N 29E PHILLIPS			
•				
Diversion Means:	*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM			
Diversion means.				

### THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

<b>Reservoir:</b>	ONSTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESW	<u>Sec</u> 27	<u>Twp</u> 23N	<u>Rge</u> <u>County</u> 29E PHILLIPS	
Diversio	on to Reservoir:	DIVERSION # 1				
Period of Use:	MAY 1 TC	NOVEMBER 30				
Place of Use: <u>ID Ac</u>	res Govt Lot	Otr Sec	Sec	Тwp	Rge County	
1		SWNESW	<u>500</u> 27	23N	29E PHILLIPS	

#### Remarks:

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### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22389-00	STATEMENT OF CLAIM
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Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF TANK COULEE

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number: 40E 22390-00 STATEMENT OF CLAIM						
	Version:	2 REEXAM	NED			
		Status: A	CTIVE	E		
Owners:	VESETH & 22787 MID/ MALTA, MT		STOC	ксо		
<b>Priority Date:</b>	DECEMBE	R 31, 1958				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM	<b>MRESERVOIF</b>	R. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCK WA	ATERING PUR NIT. ANIMAL U	POSE: NITS S	S AT TH SHALL E	IE RAT BE BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED	TRIBUTARY	OF TA	NK COL	JLEE	
Source Type:	SURF	ACE WATER				
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> 1	<u>Qtr Sec</u> SWNESE		<u>Twp</u> 24N		<u>County</u> PHILLIPS
Period of Diversion: APRIL 1 TO AUGUST 20 Diversion Means: DAM						
*Reservoir: ON	STREAM					
	<u>Govt Lot</u> 1	<u>Qtr Sec</u> SWNESE	2	<u>Twp</u> 24N		<u>County</u> PHILLIPS
<b>Diversion to Reservoir:</b> DIVERSION # 1						

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Period of Use: APRIL 1 TO AUGUST 20

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SWNESE	2	24N	29E PHILLIPS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22391-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538					
Priority Date:	DECEMBER 31, 1944					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       NENWSE     14     24N     29E     PHILLIPS					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM **OCTOBER 7, 2020** 40E 22391-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NENWSE	<u>Sec</u> 14	<u>Twp</u> 24N		<u>County</u> PHILLIPS
	Diversion to Re	eservoir: DI	/ERSION # 1				
	Dam Height:	1(	0.00 FEET				
	Depth:	7	7.00 FEET				
	Surface Area:	2	4.47 ACRES	6			
	Capacity:	1:	2.52 ACRE-	FEET			
		COUNTY.					EC 14 TWP 24N RGE 29E PHILLIPS
		BEEN ESTIM	,	,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period o	of Use:	JANUARY 1 T	O DECEMBE	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			NENWSE	14	24N	29E	PHILLIPS
2			SWSWNE	14	24N	29E	PHILLIPS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.** 

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22392-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538					
Priority Date:	DECEMBER 31, 1947					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF TANK COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and M	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNW1724N30EPHILLIPS					
*Period of Diversion	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 22392-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot Otr Sec** Sec Twp **Rge** County 30E PHILLIPS SENWNW 24N 17 **DIVERSION #1 Diversion to Reservoir:** MAY 1 TO OCTOBER 31 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 17 24N 30E PHILLIPS NWNW 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22393-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538					
Priority Date:	DECEMBER 31, 1957					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF THIRD CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSW2624N29EPHILLIPS					
	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 22393-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSWSW 29E PHILLIPS 26 24N **DIVERSION #1 Diversion to Reservoir:** MAY 1 TO NOVEMBER 30 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 26 24N NWSWSW 29E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22394-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538				
Priority Date:	DECEMBER 31, 1938				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF THIRD CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u>	Govt Lot Otr Sec Sec Twp Rge County				
1 SWNWSW 35 24N 29E PHILLIPS *Period of Diversion: MAY 1 TO NOVEMBER 30					

**Diversion Means:** DAM

OCTOBER 7, 2020 40E 22394-00 Page 2 of 3

*Reservoir: ON	STREAM					
	Govt Lot	<u>Qtr Sec</u> SWNWSW	<u>Sec</u> 35	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Diversion to R	eservoir: DIV	/ERSION # <sup>·</sup>	1			
Dam Height:	1:	2.00 FEET				
Depth:	9	9.00 FEET				
Surface Area:	4	4.62 ACRE	S			
Capacity:	10	6.63 ACRE	FEET			
	THE CAPACI BEEN ESTIM			MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	MAY 1 TO NC	VEMBER 30	)			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NWSW	35	24N	29E	PHILLIPS

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 22394-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22395-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED Status: ACTIVE						
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538						
Priority Date:	DECEMBER 31, 1961						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	THIRD CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESE3524N29EPHILLIPS						
	*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

OCTOBER 7, 2020 40E 22395-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSESE 29E PHILLIPS 35 24N **DIVERSION #1 Diversion to Reservoir:** MAY 1 TO NOVEMBER 30 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SESE 35 24N 29E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22396-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538					
Priority Date:	DECEMBER 31, 1939					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF TANK COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWNE 21 24N 30E PHILLIPS					
	: JANUARY 1 TO DECEMBER 31 DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 22396-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWNE 30E PHILLIPS 21 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 21 24N 30E PHILLIPS NWNE 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22397-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	AMERICAN PRAIRIE FOUNDATION PO BOX 908 BOZEMAN, MT 59771 0908					
Priority Date:	JUNE 1, 1943					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SECOND CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNESW724N29EPHILLIPS					
	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 22397-00 Page 2 of 2

*Reservoi	r: ONS	TREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNESW	<u>Sec</u> 7	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Diver	sion to Re	servoir: DI	/ERSION # 1				
Period of Use:		JUNE 1 TO N	OVEMBER 3	0			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1			NENESW	7	24N	29E	PHILLIPS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22398-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538				
Priority Date:	DECEMBER 31, 1944				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County				
*Period of Diversion	SWNWSE 15 24N 29E PHILLIPS a: APRIL 1 TO AUGUST 31				

**Diversion Means:** DAM

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*Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWSE	<u>Sec</u> 15	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Diversion to R	eservoir: D	IVERSION # '	1			
Dam Height:		9.00 FEET				
Depth:		6.00 FEET				
Surface Area:		3.87 ACRES	S			
Capacity:		9.29 ACRE-	FEET			
		ITY, DAM HE IATED BY DN	,	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	APRIL 1 TO	AUGUST 31				
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SE	15	24N	29E	PHILLIPS

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 22398-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22399-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1947
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSESE1424N29EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 22399-00 Page 2 of 2

*Reservo	ir: ONS	STREAM				
		Govt Lot	<u>Qtr Sec</u> SWSESE	<u>Sec</u> 14	<u>Twp</u> 24N	<u>Rge</u> <u>County</u> 29E PHILLIPS
Dive	rsion to Re	eservoir: Dľ	VERSION # 1			
Period of Use:		JANUARY 1	TO DECEMBE	ER 31		
Place of Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SESWSE	14	24N	29E PHILLIPS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 22400-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1954
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENE2224N29EPHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 22400-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENENE 24N 29E PHILLIPS 22 **Diversion to Reservoir: DIVERSION #1** MAY 1 TO NOVEMBER 30 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 22 24N SENENE 29E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22401-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
	MARTIN SANDVICK ***DECEASED*** PO BOX 770 MALTA, MT 59538
<b>Priority Date:</b>	DECEMBER 31, 1933
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County
•	NWNENE 4 22N 29E PHILLIPS I: JANUARY 1 TO DECEMBER 31
*Periou of Diversion Diversion Means:	

Diversion Means: DAM

### THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

*Reservoir:	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NWNENE	<u>Sec</u> 4	<u>Twp</u> 22N	<u>Rge</u> <u>County</u> 29E PHILLIPS	
Diversio	n to Reservoir:	DIVERSION # 1				
Period of Use:	MAY 1 TO	OCTOBER 31				
Place of Use:						
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		NENE	5	22N	29E PHILLIPS	

#### Remarks:

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### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PLACE OF USE APPEARS TO NEED MODIFICATION BASED ON THE DNRC CORRECTION TO THE POINT OF DIVERSION AND RESERVOIR RECORD. THE CORRECT PLACE OF USE LEGAL LAND DESCRIPTION APPEARS TO BE THE NWNENE SEC 4 TWP 22N RGE 29E PHILLIPS COUNTY.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22402-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
	MARTIN SANDVICK ***DECEASED*** PO BOX 770 MALTA, MT 59538
<b>Priority Date:</b>	DECEMBER 31, 1934
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge County</u>
•	NENWNW 4 22N 29E PHILLIPS
*Period of Diversion	LE JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

### THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Govt LotQtr SecSecTwpRgeCountyNENWNW422N29EPHILLIPS
<b>Diversion to Reservoir:</b> DIVERSION # 1
Period of Use: MAY 1 TO OCTOBER 31
Place of Use:
<u>ID</u> <u>Acres</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1 SENE 4 22N 29E PHILLIPS

#### Remarks:

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### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PLACE OF USE APPEARS TO NEED MODIFICATION BASED ON THE DNRC CORRECTION TO THE POINT OF DIVERSION AND RESERVOIR RECORD. THE CORRECT PLACE OF USE LEGAL LAND DESCRIPTION APPEARS TO BE THE NENWNW SEC 4 TWP 22N RGE 29E PHILLIPS COUNTY.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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#### **IMPORTANT NOTICE**

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Version:2 - REEXAMINED Status:Status:ACTIVEOwners:MARTIN SANDVICK **DECEASED*** PO BOX 770 MALTA, MT 59538VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538Priority Date:DECEMBER 31, 1933Friority Date:DECEMBER 31, 1933STOCKSTOCK*Flow Rate:ASPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Owners:MARTIN SANDVICK ***DECEASED*** PO BOX 770 MALTA, MT 59538VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538Priority Date:DECEMBER 31, 1933Type of Historical Right:USEPurpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM
***DECEASED*** PO BOX 770 MALTA, MT 59538VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538Priority Date:DECEMBER 31, 1933Type of Historical Right:USEPurpose(use):STOCK*Flow Rate:ASPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM
22787 MIDALE RD MALTA, MT 59538Priority Date:DECEMBER 31, 1933Type of Historical Right:USEPurpose(use):STOCK*Flow Rate:ASPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM
Type of Historical Right: USE         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM
Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM
*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM
ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM
ANUONI RISTORICALLI NECESSARTI IO SUSTAIN IRIS PURPUSE.
*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name: UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type: SURFACE WATER
Point of Diversion and Means of Diversion:
IDGovt LotQtr SecSecTwpRgeCounty1SWNWSE2823N29EPHILLIPS
1 SWNWSE 28 23N 29E PHILLIPS *Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: DAM

2

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SWNWSE	<u>Sec</u> 28	<u>Twp</u> 23N	<u>Rge</u> 29E	<u>County</u> PHILLIPS
Diversio	n to Reservoir: DI	IVERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NWSE	28	23N	29E	PHILLIPS
-	XAMINATION OF			UND N	NO SIC	GNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Version: 2 - REEXAMINEDStatus:ACTIVEOwners:MARTIN SANDVICK *"DECEASED="*" PO BOX 770 MALTA, MT 59538Priority Date:USESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538Priority Date:DECEMBER 31, 1943Type of Historical Right:USEPurpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR: THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NEEDSSARTY OF SUSTAINT HIS PURPOSE.*Volume:UNNAMED TRIBUTARY OF FOURCHETTE CREEK Source Type:UNNAMED TRIBUTARY OF FOURCHETTE CREEK SURFACE WATERPoint of Diversional USERVOIR:UNNAMED TRIBUTARY OF FOURCHETTE CREEK SURFACE WATERSee See Yang Yang Yang Yang Yang Yang Yang Yang	Water Right Number:	40E 22404-00 STATEMENT OF CLAIM
Owners:       MARTIN SANDVICK         ***DECEASED***       PO BOX 770         PO BOX 770       MALTA, MT 59538         VESETH & VESETH LIVESTOCK CO       22787 MIDALE RD         MALTA, MT 59538       MALTA, MT 59538         Priority Date:       DECEMBER 31, 1943         Type of Historical Right:       USE         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       UNNAMED TRIBUTARY OF FOURCHETTE CREEK         Source Type:       SURFACE WATER         Point of Diversion and UNIT.       QIT See See Two Sign Age County SENENW 33 23N 29E PHILLIPS         *Period of Diversion: JANUARY 1 TO DECEMBER 31       SURPACE		Version: 2 REEXAMINED
***DECEASED*** PO BOX 770 MALTA, MT 59538VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538Priority Date:DECEMBER 31, 1943Type of Historical Right:USEPurpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.Source Name:UNNAMED TRIBUTARY OF FOURCHETTE CREEK SURFACE WATERPoint of Diversion and Version:SENENW1Govt LotQr SecYeriod of Diversion:JANUARY 1 TO DECEMBER 31		Status: ACTIVE
22787 MIDALE RD MALTA, MT 59538Priority Date:DECEMBER 31, 1943Type of Historical Right:USEPurpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.Source Name:UNNAMED TRIBUTARY OF FOURCHETTE CREEK SURFACE WATERPoint of Diversion and UNITS 1Qtr SecSecID 1Govt Lot SENENWSecTwp 33Rge 23NCounty 29E*Period of Diversion:JANUARY 1TO DECEMBER 31	Owners:	***DECEASED*** PO BOX 770
Type of Historical Right: USE         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       UNNAMED TRIBUTARY OF FOURCHETTE CREEK         Source Type:       SURFACE WATER         Point of Diversion and Weans of Diversion:       Image: Stenenw         1       Govt Lot       Otr See See See County Seneny         1       SENENW       33       23N       29E         *Period of Diversion:       JANUARY 1 TO DECEMBER 31		22787 MIDALE RD
Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       UNNAMED TRIBUTARY OF FOURCHETTE CREEK         Source Type:       SURFACE WATER         Point of Diversion and Means of Diversion:       Image: County State	<b>Priority Date:</b>	DECEMBER 31, 1943
*Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       UNNAMED TRIBUTARY OF FOURCHETTE CREEK         Source Type:       SURFACE WATER         Point of Diversion and Means of Diversion:       Image: County of the sec of the se	Type of Historical Right	t: USE
ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING 	Purpose(use):	STOCK
STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       UNNAMED TRIBUTARY OF FOURCHETTE CREEK SOURCE.         Source Type:       SURFACE WATER         Point of Diversion and Means of Diversion:       ID         1       Govt Lot       Qtr Sec         SENENW       33       23N       29E         *Period of Diversion:       JANUARY 1 TO DECEMBER 31	*Flow Rate:	ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM
Source Type:       SURFACE WATER         Point of Diversion and Means of Diversion:         ID       Govt Lot       Qtr Sec       Sec       Twp       Rge       County         1       SENENW       33       23N       29E       PHILLIPS         *Period of Diversion: JANUARY 1 TO DECEMBER 31	*Volume:	STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER
Point of Diversion and Means of Diversion: <u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> 1 SENENW 33 23N 29E PHILLIPS *Period of Diversion: JANUARY 1 TO DECEMBER 31	Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
IDGovt LotQtr SecSecTwpRgeCounty1SENENW3323N29EPHILLIPS*Period of Diversion: JANUARY 1 TO DECEMBER 31	Source Type:	SURFACE WATER
1     SENENW     33     23N     29E     PHILLIPS       *Period of Diversion:     JANUARY 1 TO DECEMBER 31	Point of Diversion and	Means of Diversion:
*Period of Diversion: JANUARY 1 TO DECEMBER 31	$\frac{\text{ID}}{4}$	
	•	
Diversion Means: DAM	Diversion Means:	DAM

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THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reservo	oir: C	NSTREAM					
		Govt Lot	<u>Qtr Sec</u> SENENW	<u>Sec</u> 33	<u>Twp</u> 23N	<u>Rge</u> 29E	<u>County</u> PHILLIPS
Dive	rsion to	Reservoir: DI	VERSION # 1				
Period of Use:	:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			SENENW	33	23N	29E	PHILLIPS
		MINATION OF			OUND I	NO SIC	GNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22405-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	TANK COULEE
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENW2124N30EPHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ON	STREAM Reservoir Name: COTTER RESERVOIR							
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENW	<u>Sec</u> 21	<u>Twp</u> 24N		<u>County</u> PHILLIPS		
Diversion to Reservoir: DIVERSION # 1								
Dam Height:		11.00 FEET						
Depth:		8.00 FEET						
Surface Area	:	23.27 ACRES	S					
Capacity:		74.46 ACRE-	FEET					
	THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.							
Period of Use:	JANUARY	1 TO DECEMB	ER 31					
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1		NW	21	24N	30E	PHILLIPS		

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND POINT OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 22405-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22406-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538						
	MARTIN SANDVICK ***DECEASED*** PO BOX 770 MALTA, MT 59538						
<b>Priority Date:</b>	DECEMBER 31, 1932						
Type of Historical Right: USE							
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County						
1 NWSENE 33 23N 29E PHILLIPS *Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversion Means: DAM							

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

<b>Reservoir:</b>	ONSTREAM						
	Govt Lot	<u>Qtr Sec</u> NWSENE	<u>Sec</u> 33	<u>Twp</u> 23N	<u>Rge</u> 29E	<u>County</u> PHILLIPS	
Diversion to Reservoir: DIVERSION # 1							
Period of Use:	MARCH 1	TO MAY 1					
Place of Use:							
<u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County	
1		NWSENE	33	23N	29E	PHILLIPS	
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR							

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 22407-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
	MARTIN SANDVICK ***DECEASED*** PO BOX 770 MALTA, MT 59538
Priority Date:	DECEMBER 31, 1966
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENE422N29EPHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

### THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

*Reserve	oir: O	NSTREAM					
		Govt Lot	<u>Qtr Sec</u> NESENE	<u>Sec</u> 4	<u>Twp</u> 22N	<u>Rge</u> <u>County</u> 29E PHILLIPS	
Dive	ersion to	<b>Reservoir:</b>	DIVERSION # 1				
Period of Use	:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			SENE	5	22N	29E PHILLIPS	

#### Remarks:

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### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PLACE OF USE APPEARS TO NEED MODIFICATION BASED ON THE DNRC CORRECTION TO THE POINT OF DIVERSION AND RESERVOIR RECORD. THE CORRECT PLACE OF USE LEGAL LAND DESCRIPTION APPEARS TO BE THE NESENE SEC 4 TWP 22N RGE 29E PHILLIPS COUNTY.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40E 22408-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	MARTIN SANDVICK ***DECEASED*** PO BOX 770 MALTA, MT 59538
	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
<b>Priority Date:</b>	DECEMBER 31, 1965
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENESE 33 23N 29E PHILLIPS
•	I JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM

2......

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reservoir	·: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NENESE	<u>Sec</u> 33	<u>Twp</u> 23N	<u>Rge</u> 29E	<u>County</u> PHILLIPS
Divers	sion to Re	eservoir: C	VERSION # 1				
Period of Use:		MARCH 1 T	O MAY 1				
Place of Use:							
<u>ID</u> <u>A</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			NENESE	33	23N	29E	PHILLIPS
THE DNRC	EXAM	INATION O	F THIS CLAI	M FC	OUND 1	NO SIC	GNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22409-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1954
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF THIRD CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWSE2024N29EPHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 22409-00 Page 2 of 2

Reservoir: ONSTREAM

### Govt LotQtr SecSecTwpRgeCountySWSWSE2024N29EPHILLIPS

Diversion to Reservoir: DIVERSION # 1

Period of Use: JANUARY 31 TO DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge County
1			SWSE	20	24N	29E PHILLIPS
<u>.</u>						

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22410-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1941
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF THIRD CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNE3024N29EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESWNE 29E PHILLIPS 30 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 30 24N 29E PHILLIPS SWNE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22411-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	MARTIN SANDVICK ***DECEASED*** PO BOX 770 MALTA, MT 59538
	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1931
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County NWNESE 5 22N 29E PHILLIPS
•	I JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reservoir	r: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> NWNESE	<u>Sec</u> 5	<u>Twp</u> 22N		<u>County</u> PHILLIPS
Diver	sion to Re	servoir: D	IVERSION # 1				
Period of Use:		MAY 1 TO O	CTOBER 31				
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			NWNESE	5	22N	29E	PHILLIPS
THE DNRC	EXAMI	NATION OI	F THIS CLAI	M FO	UND 1	NO SIG	GNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22412-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1960
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Vleans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENW2424N29EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 22412-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESENW 29E PHILLIPS 24 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SENW 24 24N 29E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22413-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
Priority Date:	JUNE 30, 1941
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNESE1724N29EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 22413-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SWNESE 29E PHILLIPS 24N 17 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SE 17 24N 29E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 22414-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1956
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF THIRD CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNE3224N29EPHILLIPS
<b>*Period of Diversion</b>	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 22414-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWNWNE 24N 29E PHILLIPS 32 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 32 24N 29E PHILLIPS NE 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22415-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538				
Priority Date:	DECEMBER 31, 1958				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNESW2124N30EPHILLIPS				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 22415-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM				
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESW	<u>Sec</u> 21	<u>Twp</u> 24N	<u>Rge</u> <u>County</u> 30E PHILLIPS
Diversio	n to Reservoir:	DIVERSION # 1			
Period of Use:	JANUARY	1 TO DECEMBE	ER 31		
Place of Use:					
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1		SWNESW	21	24N	30E PHILLIPS

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

MEANS OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 22416-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538				
Priority Date:	DECEMBER 31, 1941				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF TANK COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSE1624N30EPHILLIPS				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESWSE 30E PHILLIPS 24N 16 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 24N 30E PHILLIPS NESWSE 16 THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22417-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538				
Priority Date:	DECEMBER 31, 1954				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNESW1124N29EPHILLIPS				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	PIT				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWNESW 29E PHILLIPS 24N 11 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 **SWNESW** 24N 29E PHILLIPS 11 THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Version:       2 - REEXAMINED Status:       ACTIVE         Owners:       VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538         Priority Date:       DECEMBER 31, 1905         Type of Historical Right:       FILED         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       TANK COULEE         Source Type:       SURFACE WATER	Water Right Number:	40E 22418-00 STATEMENT OF CLAIM				
Owners:       VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538         Priority Date:       DECEMBER 31, 1905         Type of Historical Right:       FILED         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       TANK COULEE		Version: 2 REEXAMINED				
22787 MIDALE RD MALTA, MT 59538Priority Date:DECEMBER 31, 1905Type of Historical Right:FILEDPurpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.Source Name:TANK COULEE		Status: ACTIVE				
Type of Historical Right: FILEDPurpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.Source Name:TANK COULEE	Owners:	22787 MIDALE RD				
Purpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.Source Name:TANK COULEE	<b>Priority Date:</b>	DECEMBER 31, 1905				
*Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       TANK COULEE	Type of Historical Right	: FILED				
*Volume:       ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         Source Name:       TANK COULEE	Purpose(use):	STOCK				
STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER         ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING         CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER         SOURCE.         Source Name:	*Flow Rate:	ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM				
	*Volume:	STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER				
Source Type: SURFACE WATER	Source Name:	TANK COULEE				
	Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:						
IDGovt LotQtr SecSecTwpRgeCounty1NWNENW2124N30EPHILLIPS	<u>ID</u> 1					
*Period of Diversion: MAY 1 TO NOVEMBER 30 Diversion Means: DAM						

**Diversion Means:** DAM

*Reservoir: ON	ISTREAM Re	STREAM Reservoir Name: TANK RESERVOIR SECOND				
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENW	<u>Sec</u> 21	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Diversion to l	Reservoir: DIV	ERSION # 1				
Dam Height:	11	.00 FEET				
Depth:	8	.00 FEET				
Surface Area	: 23	.27 ACRES	3			
Capacity:	74	.46 ACRE-	FEET			
	THE CAPACIT BEEN ESTIMA	-		MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	MAY 1 TO NO	EMBER 30	1			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SW	16	24N	30E	PHILLIPS

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND POINT OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 22418-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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Water Right Number:	r Right Number: 40E 22419-00 STATEMENT OF CLAIM							
	Version:	2 RE	EXAMIN	IED				
		Status:	AC	CTIVE				
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538							
	MARTIN S ***DECEAS PO BOX 7 MALTA, M	SED*** 70	СК					
Priority Date:	DECEMBE	R 31, 19	956					
Type of Historical Right:	USE							
Purpose(use):	DOMESTIC	C						
Flow Rate:	7.00 GPM							
Volume:	1.50 AC-FT							
Households:	1							
Source Name:	GROUND	NATER						
Source Type:	GROUNDWATER							
Point of Diversion and N	Ieans of Div	ersion:						
<u>ID</u> 1	Govt Lot		<u>Qtr Sec</u> SENW	<u>Sec</u> 33	<u>Twp</u> 23N		<u>County</u> PHILLIPS	
Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	WELL							
Period of Use:	JANUARY	1 TO DE	ECEMBE	ER 31				
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>(</u>	<u> Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>	
1		SE	SENW	33	23N	29E	PHILLIPS	

OCTOBER 7, 2020 40E 22419-00 Page 2 of 2

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	Right Number: 40E 22420-00 STATEMENT OF CLAIM								
	Version: 2 REEXAMINED								
	Status: ACTIVE								
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538								
Priority Date:	DECEMBER 31, 1920								
Type of Historical Right	: USE								
Purpose(use):	DOMESTIC								
Flow Rate:	15.00 GPM								
Volume:	1.50 AC-FT								
Households:	1								
Source Name:	GROUNDWATER								
Source Type:	GROUNDWATER								
Point of Diversion and M	Aeans of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSE3024N29EPHILLIPS								
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31 <b>Diversion Means:</b> WELL									
Period of Use:	JANUARY 1 TO DECEMBER 31								
Place of Use:									
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>								
1	SWNWSE 30 24N 29E PHILLIPS								

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 22421-00 STATEMENT OF CLAIM								
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538							
Priority Date:	DECEMBER 31, 1954							
Type of Historical Right	USE							
Purpose(use):	DOMESTIC							
Flow Rate:	10.00 GPM							
Volume:	1.50 AC-FT							
Households:	1							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNESW1424N29EPHILLIPS							
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31 <b>Diversion Means:</b> WELL								
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>							
1	SWNESW 14 24N 29E PHILLIPS							

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

ater Right Number: 40E 22422-00 STATEMENT OF CLAIM									
	Version: 2 REEXAMINED								
	Status: ACTIVE								
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538								
Priority Date:	DECEMBER 31, 1949								
Type of Historical Right	USE								
Purpose(use):	DOMESTIC								
Flow Rate:	12.00 GPM								
Volume:	1.50 AC-FT								
Households:	1								
Source Name:	GROUNDWATER								
Source Type:	GROUNDWATER								
Point of Diversion and Means of Diversion:									
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNE1424N29EPHILLIPS								
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31 <b>Diversion Means:</b> WELL									
Period of Use:	JANUARY 1 TO DECEMBER 31								
Place of Use:									
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>								
1	SESWNE 14 24N 29E PHILLIPS								

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 22771-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners:** 

SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214

DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use):STOCKFlow Rate:Volume:Source Name:UNNAMED TRIBUTARY OF TIMBER CREEKPoint of Diversion and Means of Diversion:Period of Use:Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 05/27/86.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22772-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE			
Owners:	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214			
	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214			
Priority Date:	DECEMBER 31, 1962			
Type of Historical Right	t: FILED			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF TIMBER CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
	Govt LotQtr SecSecTwpRgeCountyNESWNW1415N45EPRAIRIEn: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			

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\*Reservoir: ONSTREAM

		<u>Govt Lot</u> N	<u>Qtr Sec</u> ESWNW	<u>Sec</u> 14	<u>Twp</u> 15N		<u>County</u> PRAIRIE
	Diversion to R	eservoir: DIVE	RSION # 1				
	Dam Height:	12.0	0 FEET				
	Depth:	9.0	0 FEET				
	Surface Area:	10.0	0 ACRES	3			
	Capacity:	36.0	0 ACRE-	FEET			
		THE CAPACITY BEEN ESTIMAT			MAXIMI	JM DE	PTH, AND SURFACE AREA HAVE
Period o	of Use:	JANUARY 1 TO	DECEMBI	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			S2NW	14	15N	45E	PRAIRIE

#### **Remarks:**

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

22772-00 22784-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 22772-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22773-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214
	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1948
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF TIMBER CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       NWSESE     14     15N     45E     PRAIRIE       n:     JANUARY 1 TO DECEMBER 31     DAM
<b>Diversion Means:</b>	DAM

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*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESE	<u>Sec</u> 14	<u>Twp</u> 15N		<u>County</u> PRAIRIE
Diversion to Ro Dam Height: Depth:	-	0IVERSION # 1 12.00 FEET 9.00 FEET				
Surface Area:		0.84 ACRES	-			
Capacity:		3.02 ACRE-	FEET			
		CITY, DAM HEI MATED BY DN		MAXIMU	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		NWSESE	14	15N	45E	PRAIRIE

#### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 22773-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22775-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214						
	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214						
<b>Priority Date:</b>	DECEMBER 31, 1956						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
Flow Rate:	10.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County						
-	NWNWSE 25 15N 45E PRAIRIE						
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31						

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NWNWSE	25	15N	45E PRAIRIE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22776-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214
	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1956
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	SENWSW 19 15N 46E PRAIRIE
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SENWSW	19	15N	46E PRAIRIE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22777-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214
	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214
Priority Date:	OCTOBER 23, 1965
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	NENWSW 14 15N 45E PRAIRIE I: JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NENWSW	14	15N	45E PRAIRIE

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22780-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214
	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1960
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	TIMBER CREEK, MIDDLE FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1 *Period of Diversior Diversion Means:	Govt LotQtr SecSecTwpRgeCountyNENENE3015N46EPRAIRIEa: JANUARY 1 TO DECEMBER 31DAM

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\*Reservoir: ONSTREAM

		Govt Lot	<u>Qtr Sec</u> NENENE	<u>Sec</u> 30	<u>Twp</u> 15N	<u>Rge</u> 46E	<u>County</u> PRAIRIE
	Diversion to Re	eservoir: DIV	ERSION # 1				
	Dam Height:	13	.00 FEET				
	Depth:	10	.00 FEET				
	Surface Area:	11	.60 ACRES	3			
	Capacity:	46	.40 ACRE-	FEET			
		THE CAPACIT BEEN ESTIMA	,	,	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period o	f Use:	JANUARY 1 TO	D DECEMB	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			NENENE	30	15N	46E	PRAIRIE
2			W2NW	29	15N	46E	PRAIRIE

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

22780-00 22788-00

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 22780-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22781-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214
	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214
Priority Date:	APRIL 4, 1964
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	TIMBER CREEK, EAST BRANCH
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1 *Period of Diversior Diversion Means:	Govt LotQtr SecSecTwpRgeCountySENENE2015N46EPRAIRIEa: JANUARY 1 TO DECEMBER 31DAM

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\*Reservoir: ONSTREAM

	Govt Lot	<u>Qtr Sec</u> SENENE	<u>Sec</u> 20	<u>Twp</u> 15N		<u>County</u> PRAIRIE
Diversion to R Dam Height: Depth: Surface Area: Capacity:	9. 6. 2.	ERSION # 1 00 FEET 00 FEET 99 ACRES 18 ACRE-	6			
	BEEN ESTIMAT	ED BY DN	IRC.	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use: Place of Use:	JANUARY 1 TO	DECEMBI	ER 31			
ID <u>Acres</u> 1 2	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENE NESENE	<u>Sec</u> 20 20	<u>Тwp</u> 15N 15N	46E	<u>County</u> PRAIRIE PRAIRIE

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

22781-00 22787-00

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 22781-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22783-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214
	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1960
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF ASH CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> S2NENE 6 14N 46E PRAIRIE
-	S2NENE 6 14N 46E PRAIRIE a: JANUARY 1 TO DECEMBER 31 DAM

OCTOBER 7, 2020 40E 22783-00 Page 2 of 2

Reservoir	: ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> S2NENE	<u>Sec</u> 6	<u>Twp</u> 14N		<u>County</u> PRAIRIE
Divers	ion to Reservoir:	DIVERSION # 1				
Period of Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>A</u>	cres <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1		E2NE	6	14N	46E	PRAIRIE

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

CLAIM WAS IMPROPERLY DESIGNATED TO BASIN 40D AND WAS INCLUDED IN THE TEMPORARY PRELIMINARY DECREE ISSUED 09/28/1984 . CLAIM WAS NOT INCLUDED IN THE BASIN 40E TEMPORARY PRELIMINARY DECREE ISSUED 03/07/1985.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

THE CLAIMED SOURCE MAY BE QUESTIONABLE. BASED ON AVAILABLE DATA, THE SOURCE MAY BE SURFACE WATER FROM UNNAMED TRIBUTARY OF SOUTH FORK TIMBER CREEK.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22784-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214
	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214
Priority Date:	DECEMBER 31, 1962
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	428.00 AC-FT
Climatic Areas	: 1 - HIGH
Maximum Acres:	107.00
Source Name:	UNNAMED TRIBUTARY OF TIMBER CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNW1415N45EPRAIRIE
*Period of Diversion Diversion Means:	: APRIL 1 TO OCTOBER 31 DAM

**OCTOBER 7, 2020** 40E 22784-00 Page 2 of 3

> \*Reservoir: ONSTREAM

		Govt Lot	<u>Qtr Sec</u> NESWNW	<u>Sec</u> 14	<u>Twp</u> 15N	<u>Rge</u> 45E	<u>County</u> PRAIRIE
	Diversion to R		ERSION # 1	l			
	Dam Height: Depth:		.00 FEET .00 FEET				
	Surface Area:		.00 ACRES	3			
	Capacity:	36	00 ACRE-	FEET			
		THE CAPACIT	,	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of	f Use:	APRIL 1 TO O	CTOBER 31				
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	15.00		NWNW	14	15N	45E	PRAIRIE
2	52.00		SE	10	15N	45E	PRAIRIE
3	30.00		SW	10	15N	45E	PRAIRIE
4	10.00		SWNW	10	15N	45E	PRAIRIE
Total:	107.00						

#### **Remarks:**

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

22772-00 22784-00

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 11.89 TIMES THE CAPACITY OF THE RESERVOIR. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 2278	5-00	STATEN	IENT C	OF CLAI	М	
	Version:	2 RI	EEXAMI	NED			
		Status	s: A	CTIVE			
Owners:	DOUGLAS HC 77 BO BROCKW	X A31					
	SHELLY S 102 TIMBE BROCKW	R CRE	EK RD				
Priority Date:	DECEMBE	R 31, 1	962				
Type of Historical Right	: USE						
Purpose(use):	IRRIGATIO	ON					
Irrigation Type:	WATER S	PREAD	ING				
*Flow Rate:	A SPECIF						CREED BECAUSE THIS USE ADING.
Volume:	157.00 AC	-FT					
Climatic Area	: 1 - HIGH						
Maximum Acres:	78.50						
*Source Name:	TIMBER C	REEK,	SOUTH	FORK			
Source Type:	SURI	FACE V	VATER				
Point of Diversion and M	<b>Means of Div</b>	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	SW	<u>Qtr Sec</u> SWNW	<u>Sec</u> 30	<u>Twp</u> 15N		<u>County</u> PRAIRIE
Period of Diversion				1			
<b>Diversion Means:</b>	DIVERSIC	ON DAM	1				
Period of Use:	APRIL 1 T	о осто	OBER 31				

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	4.00		SWNW	30	15N	46E	PRAIRIE
2	74.50		N2	25	15N	45E	PRAIRIE
Total:	78.50						

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE DIVERSION DAM CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22786-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214
	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214
Priority Date:	AUGUST 27, 1965
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	272.00 AC-FT
Climatic Area	: 1 - HIGH
*Maximum Acres:	110.05
*Source Name:	UNNAMED TRIBUTARY OF TIMBER CREEK, EAST BRANCH
Source Type:	SURFACE WATER
*Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESE2015N46EPRAIRIE
*Period of Diversion Diversion Means:	: APRIL 1 TO OCTOBER 31 DAM

OCTOBER 7, 2020 40E 22786-00 Page 2 of 3

\*Reservoir: ONSTREAM

	<u>Govt Lot</u> N	Qtr SecSecENESE20	<u>Тwp</u> 15N	<u>Rge</u> <u>County</u> 46E PRAIRIE	
Diversion to Re	eservoir: DIVER	SION # 1			
Dam Height:	8.00	FEET			
Depth:	5.00	FEET			
Surface Area:	4.65	ACRES			
Capacity:	9.30	ACRE-FEET	-		
	THE CAPACITY, BEEN ESTIMATE		MAXIMU	M DEPTH, AND SUR	FACE AREA HAVE

**Period of Use:** 

**APRIL 1 TO OCTOBER 31** 

#### \*Place of Use:

ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	3.80		SWNENE	20	15N	46E	PRAIRIE
2	16.80		NWNE	20	15N	46E	PRAIRIE
3	8.80		NENW	20	15N	46E	PRAIRIE
4	11.80		NWNW	20	15N	46E	PRAIRIE
5	11.25		NENE	19	15N	46E	PRAIRIE
6	5.00		NWNE	19	15N	46E	PRAIRIE
7	0.60		NENW	19	15N	46E	PRAIRIE
8	11.00		NWSE	18	15N	46E	PRAIRIE
9	8.80		SWSE	18	15N	46E	PRAIRIE
10	21.00		SESW	18	15N	46E	PRAIRIE
11	11.20		SWSW	18	15N	46E	PRAIRIE
Total:	110.05						

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

22786-00 22787-00

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

POINT OF DIVERSION, RESERVOIR RECORD, AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 29.25 TIMES THE CAPACITY OF THE RESERVOIR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 22787-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214
	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214
Priority Date:	APRIL 4, 1964
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	272.00 AC-FT
Climatic Area	: 1 - HIGH
*Maximum Acres:	110.05
*Source Name:	TIMBER CREEK, EAST BRANCH
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENENE2015N46EPRAIRIE
*Period of Diversion Diversion Means:	: APRIL 1 TO OCTOBER 31 DAM

OCTOBER 7, 2020 40E 22787-00 Page 2 of 3

\*Reservoir: ONSTREAM

	<u>Govt Lot</u> S	Qtr SecSecENENE20		<u>Rge</u> <u>County</u> 46E PRAIRIE	
Diversion to R	eservoir: DIVER	SION # 1			
Dam Height:	9.00	FEET			
Depth:	6.00	FEET			
Surface Area:	2.99	ACRES			
Capacity:	7.18	ACRE-FEET			
	THE CAPACITY, BEEN ESTIMATE		MAXIMUN	M DEPTH, AND SURFACE	AREA HAVE

**Period of Use:** 

**APRIL 1 TO OCTOBER 31** 

#### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	3.80		SWNENE	20	15N	46E	PRAIRIE
2	16.80		NWNE	20	15N	46E	PRAIRIE
3	8.80		NENW	20	15N	46E	PRAIRIE
4	11.80		NWNW	20	15N	46E	PRAIRIE
5	11.25		NENE	19	15N	46E	PRAIRIE
6	5.00		NWNE	19	15N	46E	PRAIRIE
7	0.60		NENW	19	15N	46E	PRAIRIE
8	11.00		NWSE	18	15N	46E	PRAIRIE
9	8.80		SWSE	18	15N	46E	PRAIRIE
10	21.00		SESW	18	15N	46E	PRAIRIE
11	11.20		SWSW	18	15N	46E	PRAIRIE
Total:	110.05						

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

22786-00 22787-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

22781-00 22787-00

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM. OCTOBER 7, 2020 40E 22787-00 Page 3 of 3

RESERVOIR RECORD AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 37.88 TIMES THE CAPACITY OF THE RESERVOIR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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### **IMPORTANT NOTICE**

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Water Right Number:	40E 22788-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	SHELLY S CAHILL 102 TIMBER CREEK RD BROCKWAY, MT 59214				
	DOUGLAS A CAHILL HC 77 BOX A31 BROCKWAY, MT 59214				
Priority Date:	DECEMBER 31, 1960				
Type of Historical Right	FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.				
Volume:	224.00 AC-FT				
Climatic Area	: 1 - HIGH				
Maximum Acres:	56.00				
*Source Name:	TIMBER CREEK, MIDDLE FORK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE3015N46EPRAIRIE				
*Period of Diversion Diversion Means:	: JULY 1 TO SEPTEMBER 1 DAM				

**OCTOBER 7, 2020** 40E 22788-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NENENE	<u>Sec</u> 30	<u>Twp</u> 15N	<u>Rge</u> 46E	<u>County</u> PRAIRIE
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	1: 1( 1 <sup>2</sup> 4( THE CAPACI	-	S FEET GHT,		UM DE	PTH, AND SURFACE AREA HAVE
		BEEN ESTIM					
Period o	f Use:	JULY 1 TO SE	PTEMBER 1				
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	1.25		NENENE	30	15N	46E	PRAIRIE
2	13.75		SE	19	15N	46E	PRAIRIE
3	4.00		NESW	19	15N	46E	PRAIRIE
4	11.00		S2NW	19	15N	46E	PRAIRIE
5	18.00		NE	24	15N	45E	PRAIRIE
6	8.00		NENW	24	15N	45E	PRAIRIE

#### Remarks:

Total:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

22780-00 22788-00

56.00

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM. THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 4.83 TIMES THE CAPACITY OF THE RESERVOIR.  A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24412-00 STATEMENT OF CLAIM						
	Version:	2 R	EEXAM	IINED			
		Statu	s: /	ACTIVE			
Owners:	PERRI A JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506						
	LEE JACC 21436 DRY MALTA, M	FOR					
Priority Date:	JANUARY	3, 196	1				
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	8.00 GPM						
Volume:	2.05 AC-F1	Г					
Households:	2						
Maximum Acres:	0.50						
Source Name:	GROUND	VATEF	र				
Source Type:	GRO	JNDW	ATER				
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>	NV	<u>Qtr Sec</u> VSWNE		<u>Twp</u> 24N		<u>County</u> PHILLIPS
Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>							
Period of Use:	JANUARY	1 TO E	DECEM	BER 31			

#### Place of Use:

ĪD	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1	0.50		NWSWNE	12	24N	28E PHILLIPS
Total:	0.50					

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

24412-00 24418-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	<b>40E 24414-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	PERRI A JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506				
	LEE JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506				
<b>Priority Date:</b>	DECEMBER 31, 1942				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
1	NWSWSE 12 24N 28E PHILLIPS				
	n: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 24414-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSWSE 24N 28E PHILLIPS 12 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 E2SESW 12 24N 28E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24415-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LEE JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506
	PERRI A JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506
<b>Priority Date:</b>	DECEMBER 31, 1934
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and 1	Means of Diversion:
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NENWSW 12 24N 28E PHILLIPS
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM
Diversion inicalis:	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 24415-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENWSW 24N 28E PHILLIPS 12 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWNWSW 12 24N 28E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24416-00STATEMENT OF CLAIMVersion:2 REEXAMINEDStatus:ACTIVE
Owners:	PERRI A JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506
	LEE JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506
Priority Date:	AUGUST 31, 1925
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	SWNWNE 12 24N 28E PHILLIPS I: JANUARY 1 TO DECEMBER 31 DAM

OCTOBER 7, 2020 40E 24416-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Rge County Sec Twp SWNWNE 24N 28E PHILLIPS 12 **DIVERSION #1 Diversion to Reservoir:** 10.00 FEET Dam Height: 7.00 FEET Depth: Surface Area: 4.07 ACRES Capacity: 11.40 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31** Period of Use: Place of Use: ID **Govt Lot** Qtr Sec Twp **Rge** County Acres Sec 1 SENWNE 12 24N 28E PHILLIPS 2 NENWNE 12 24N 28E PHILLIPS

# Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 24416-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24418-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	LEE JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506
	PERRI A JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506
<b>Priority Date:</b>	JANUARY 3, 1961
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	8.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
-	NWSWNE 12 24N 28E PHILLIPS
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWSWNE	12	24N	28E PHILLIPS

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

24412-00 24418-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 2443	5-00	STATEN		OF CLAI	М	
	Version:	2 R	EEXAMI	NED			
		Statu	s: A	CTIVE			
Owners:	461 BOXC	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604					
	DANA G P 461 BOXC BRUSETT	AR RD	)	4			
Priority Date:	JANUARY	31, 19	58				
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC	0					
Flow Rate:	7.00 GPM						
Volume:	1.50 AC-F	1.50 AC-FT					
Households:	1						
Source Name:	GROUND	NATEF	२				
Source Type:	GROUNDWATER						
*Point of Diversion and 1	Means of Div	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	SE	<u>Qtr Sec</u> ENWSW	<u>Sec</u> 9	<u>Тwp</u> 19N		<u>County</u> GARFIELD
Period of Diversior	: JANUARY	1 TO I	DECEME	3ER 31			
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY	1 TO [	DECEMB	ER 31			
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot		<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1			NWSW	9	19N	33E	GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24436-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
Priority Date:	DECEMBER 31, 1964
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SQUAW CREEK, DRY FORK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NWNWSW 33 19N 33E GARFIELD
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 24436-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWSW 33E GARFIELD 19N 33 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 N2NWSW 33 33E GARFIELD 19N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24437-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
Priority Date:	DECEMBER 31, 1966
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WOLF CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1 *Period of Diversion Diversion Means:	Govt LotQtr SecSecTwpRgeCountySWNESW919N33EGARFIELDI: JANUARY 1 TO DECEMBER 31DAM

*Reservoir: (	ONSTREAM	STREAM Reservoir Name: HOME DAM				
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESW	<u>Sec</u> 9	<u>Twp</u> 19N		<u>County</u> GARFIELD
Diversion to	o Reservoir:	DIVERSION # 1				
Dam Heigh	t:	23.00 FEET				
Depth:		21.00 FEET				
Surface Ar	ea:	3.05 ACRES	5			
Capacity:		25.62 ACRE-	FEET			
	SEE THE R RESERVO		ORKS	HEET I	N THE	CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SWNESW	9	19N	33E	GARFIELD

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 24437-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24438-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
<b>Priority Date:</b>	DECEMBER 31, 1953
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE2420N32EGARFIELD
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 24438-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWNE 20N 32E GARFIELD 24 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO OCTOBER 1 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 24 20N 32E GARFIELD E2NWNE 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24439-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
Priority Date:	DECEMBER 31, 1951
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1 *Period of Diversion Diversion Means:	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       NWNESE     4     19N     33E     GARFIELD       n:     APRIL 1 TO NOVEMBER 1     DAM
Diversion means.	

*Reservoir: ONST	REAM Reser	voir Nam	e: JIN	I REED	DAM	
9	<u>Govt Lot</u> N	<u>Qtr Sec</u> WNESE	<u>Sec</u> 4	<u>Twp</u> 19N		<u>County</u> GARFIELD
Diversion to Rese Dam Height: Depth: Surface Area: Capacity:	8.00 5.00 6.27	RSION # 1 FEET FEET ACRES ACRES	8			
Т		DAM HEI	GHT,	ΜΑΧΙΜ	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use: A	PRIL 1 TO NOV	EMBER 1				
Place of Use: <u>ID</u> <u>Acres</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESE	<u>Sec</u> 4	<u>Тwp</u> 19N		<u>County</u> GARFIELD

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 24439-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24440-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
Priority Date:	AUGUST 19, 1961
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	7.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County
•	SWNWNE 34 20N 33E GARFIELD
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<u>Rge</u> <u>County</u>
1			S2NWNE	34	20N	33E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E       24441-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE			
Owners:	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604			
	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604			
<b>Priority Date:</b>	AUGUST 13, 1947			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u>	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County			
1 *Doried of Diversion	SENWNE 33 20N 33E GARFIELD I: JANUARY 1 TO DECEMBER 31			
Diversion Means:	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 24441-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWNE 20N 33E GARFIELD 33 **DIVERSION #1 Diversion to Reservoir: APRIL 1 TO OCTOBER 1 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 33 20N NE 33E GARFIELD 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24442-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
Priority Date:	DECEMBER 31, 1961
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF SQUAW CREEK, DRY FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSW3419N33EGARFIELD
*Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DAM
Diversion means:	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 24442-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NWSWSW	<u>Sec</u> 34	<u>Twp</u> 19N		<u>County</u> GARFIELD
Diversio	n to Reservoir:	DIVERSION # 1				
Period of Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		N2SWSW	34	19N	33E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24443-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
Priority Date:	DECEMBER 31, 1951
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NESW 30 20N 33E GARFIELD
*Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DAM
Diversion means:	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 24443-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM				
	Govt Lot	<u>Qtr Sec</u> NESW	<u>Sec</u> 30	<u>Twp</u> 20N	Rge County 33E GARFIELD
Diversion	to Reservoir: DIVE	RSION # 1			
Period of Use:	JUNE 20 TO SE	PTEMBER	20		
Place of Use:					
<u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	<u>Twp</u>	<u>Rge</u> <u>County</u>
1			30	20N	33E GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE DAM CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24444-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	TIMOTHY A PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
	DANA G PHIPPS 461 BOXCAR RD BRUSETT, MT 59318 9604
<b>Priority Date:</b>	DECEMBER 31, 1949
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE2720N33EGARFIELD
	I: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 24444-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NESESE 20N 33E GARFIELD 27 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 33E GARFIELD NWSWSW 26 20N 2 NESESE 27 20N 33E GARFIELD ..... ......

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24853-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	APRIL 15, 1918
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	NWNWSE 36 20N 32E GARFIELD n: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NWNWSE	36	20N	32E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24854-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601			
Priority Date:	APRIL 15, 1918			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF INDIAN CREEK			
Source Type:	GROUNDWATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENE3620N32EGARFIELD			
	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	FLOWING			
Period of Use:	JANUARY 1 TO DECEMBER 31			

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SWNENE	36	20N	32E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24855-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601				
<b>Priority Date:</b>	OCTOBER 1, 1935				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SQUAW CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Vleans of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSE 16 19N 33E GARFIELD				
	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 24855-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWSWSE 33E GARFIELD 19N 16 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 33E GARFIELD SWSWSE 16 19N 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF **AVAILABILITY."**

Water Right Number:	40E 24856-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	OCTOBER 1, 1959
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SQUAW CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County
-	SESWSE 16 19N 33E GARFIELD
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM

Diversion Means: DAM \*Reservoir: ONSTREAM

*Reservoir: ON	STREAM				
	<u>Govt Lot</u> S		<u>Sec</u> <u>Twp</u> 16 19N	Rge <u>County</u> 33E GARFIELD	
Diversion to R	eservoir: DIVER	SION # 1			
Dam Height:	10.00	) FEET			
Depth:	7.00	) FEET			
Surface Area:	1.33	ACRES			
Capacity:	3.72	ACRE-FE	EET		
	THE CAPACITY, BEEN ESTIMATE		,	JM DEPTH, AND SURFAC	E AREA HAVE
Period of Use:	JANUARY 1 TO [	DECEMBER	R 31		
Place of Use:					
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec <u>Twp</u>	<u>Rge</u> <u>County</u>	
1		SWSE	16 19N	33E GARFIELD	

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 24856-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 24858-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601					
<b>Priority Date:</b>	JULY 1, 1971					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF LOST CREEK, NORTH FORK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County SWNENW 36 21N 31E GARFIELD					
•	a: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

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*Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 36	<u>Twp</u> 21N		<u>County</u> GARFIELD
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	1	VERSION # 1 0.00 FEET 7.00 FEET 1.33 ACRES 0.83 ACRE-	6			
	THE CAPACI BEEN ESTIM	,	,	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Тwp</u>	<u>Rge</u>	<u>County</u>
1		SENENW	36	21N	31E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 24858-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 24859-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
Priority Date:	OCTOBER 1, 1958
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF LOST CREEK, NORTH FORK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNE3621N31EGARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
Diversion Means.	DAM

**Diversion Means:** DAM

OCTOBER 7, 2020 40E 24859-00 Page 2 of 3

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NESWNE	<u>Sec</u> 36	<u>Twp</u> 21N		<u>County</u> GARFIELD
Diversion to Re	eservoir: D	IVERSION # 1				
Dam Height:		7.00 FEET				
Depth:		4.00 FEET				
Surface Area:		0.52 ACRES	3			
Capacity:		0.83 ACRE-	FEET			
		ITY, DAM HEI 1ATED BY DN	'	MAXIMU	JM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NESWNE	36	21N	31E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 24859-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24860-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601					
<b>Priority Date:</b>	OCTOBER 1, 1970					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF LOST CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
ID 4	Govt Lot Qtr Sec Sec Twp Rge County					
) *D	SWSWSW 36 21N 31E GARFIELD					
*Period of Diversion Diversion Means:	LE JANUARY 1 TO DECEMBER 31 DAM					
Diversion means:						

*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESESE		<u>Twp</u> 21N		<u>County</u> GARFIELD
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	eservoir: D	IVERSION # 9.00 FEET 6.00 FEET 1.53 ACRE 3.67 ACRE	S			
	THE CAPAC BEEN ESTIN		,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEME	BER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SWSWSW	36	21N	31E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 24860-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

#### **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF **AVAILABILITY."**

Water Right Number:	40E 24861-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
Priority Date:	OCTOBER 1, 1945
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SQUAW CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County SESESW 36 20N 31E GARFIELD
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM

**Diversion Means:** DAM OCTOBER 7, 2020 40E 24861-00 Page 2 of 3

\*Reservoir: ONSTREAM

*Reservoir: ONC						
	Govt Lot	<u>Qtr Sec</u> SESESW	<u>Sec</u> 36	<u>Twp</u> 20N		<u>County</u> GARFIELD
Diversion to Re	eservoir: DI	VERSION # 1				
Dam Height:		8.00 FEET				
Depth:		5.00 FEET				
Surface Area:		2.09 ACRES	3			
Capacity:		4.18 ACRE-	FEET			
	THE CAPACI BEEN ESTIM	,	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		SESESW	36	20N	31E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 24861-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24865-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	OCTOBER 1, 1932
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SNAP CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENENW 16 21N 42E GARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 24865-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENENW 42E GARFIELD 21N 16 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 21N NENW 16 42E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24866-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	APRIL 15, 1916
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CUT COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
$\underline{ID}_{4}$	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSE 16 24N 41E GARFIELD
Pariod of Diversion	NWNWSE 16 24N 41E GARFIELD n: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 24866-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			NWNWSE	16	24N	41E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24875-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	OCTOBER 1, 1971
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF DEVILS CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENE1621N37EGARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 24875-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESENE 21N 37E GARFIELD 16 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 S2SENE 21N 32E GARFIELD 16 THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24876-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	OCTOBER 1, 1945
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF DEVILS CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESE1621N32EGARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 24876-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSESE 32E GARFIELD 21N 16 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 21N 32E GARFIELD NWSESE 16 THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24877-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	APRIL 15, 1917
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF SNOW CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNE1621N34EGARFIELD
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 24877-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SESWNE	16	21N	34E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24881-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
Priority Date:	APRIL 15, 1910
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF BIG COULEE CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Aeans of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWNE 16 21N 33E GARFIELD
-	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 24881-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NESWNE	16	21N	33E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24882-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MONTANA, STATE BOARD OF LAND COMMISS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601	SIONERS			
<b>Priority Date:</b>	APRIL 15, 1910				
Type of Historical Right	USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECH CONSISTS OF STOCK DRINKING DIRECTLY FF DITCH SYSTEM. THE FLOW RATE IS LIMITED HISTORICALLY NECESSARY TO SUSTAIN THIS	ROM THE SOURCE, OR FROM A TO THE MINIMUM AMOUNT			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WAT STOCK WATERING PURPOSES AT THE RATE ANIMAL UNIT. ANIMAL UNITS SHALL BE BASEI CAPACITY AND HISTORICAL USE OF THE ARE SOURCE.	OF 30 GALLONS PER DAY PER D ON REASONABLE CARRYING			
Source Name:	SPRING, UNNAMED TRIBUTARY OF BIG COUL	LEE CREEK			
Source Type:	GROUNDWATER				
Point of Diversion and I	leans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCSWSESE1621N33EG	<u>ounty</u> ARFIELD			
Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	FLOWING				
Period of Use:	JANUARY 1 TO DECEMBER 31				

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#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SWSESE	16	21N	33E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24886-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	APRIL 15, 1916
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF LONE TREE CREEK
Source Type:	GROUNDWATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County NWSESW 36 22N 41E GARFIELD
-	INVISESIV SO 22N 4TE GARFIELD
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			NWSESW	36	22N	41E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24887-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	APRIL 15, 1910
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF WIDOW CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE3622N35EGARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SWSENE	36	22N	35E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 24888-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601					
<b>Priority Date:</b>	OCTOBER 1, 1946					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County SWSWSW 36 22N 35E GARFIELD					
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means:	DAM					

OCTOBER 7, 2020 40E 24888-00 Page 2 of 3

*Reservoir: ON	STREAM					
	Govt Lot	<u>Qtr Sec</u> SWSWSW	<u>Sec</u> 36	<u>Twp</u> 22N	<u>Rge</u> 35E	<u>County</u> GARFIELD
Diversion to R Dam Height: Depth: Surface Area: Capacity:	-	DIVERSION # 1 10.00 FEET 7.00 FEET 2.65 ACRES 7.42 ACRE-	6			
		CITY, DAM HEI MATED BY DN	,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use: <u>ID</u> <u>Acres</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWSW	<u>Sec</u> 36	<u>Twp</u> 22N		<u>County</u> GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 24888-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 24894-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JONES, BURL A FAMILY LTD PARTNERSHIP 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328				
Priority Date:	OCTOBER 1, 1935				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF HAY COULEE				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENW1620N32EGARFIELD				

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM OCTOBER 7, 2020 40E 24894-00 Page 2 of 3

*Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESENE	<u>Sec</u> 16	<u>Twp</u> 20N		<u>County</u> GARFIELD
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir: D	IVERSION # 1 9.00 FEET 6.00 FEET 1.53 ACRES 3.67 ACRE-	6			
		ITY, DAM HEI 1ATED BY DN	'	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County
1		SWSWNE	16	20N	32E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 24894-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

#### **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF **AVAILABILITY."**

Water Right Number:	40E 24898-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601					
<b>Priority Date:</b>	OCTOBER 1, 1968					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF TIMBER CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County NESENE 36 18N 43E GARFIELD					
-	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					

**Diversion Means:** DAM OCTOBER 7, 2020 40E 24898-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

		<u>Govt Lot</u>	<u>Qtr Sec</u> NESENE	<u>Sec</u> 36	<u>Twp</u> 18N		<u>County</u> GARFIELD
	Diversion to Re	eservoir: DIV	ERSION # 1	l			
	Dam Height:	14	.00 FEET				
	Depth:	11	.00 FEET				
	Surface Area:	72	.25 ACRES	5			
	Capacity:	16	.42 ACRE-	FEET			
		THE CAPACIT BEEN ESTIMA		,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period o	f Use:	JANUARY 1 T	D DECEMBI	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			N2SENE	36	18N	43E	GARFIELD
2			SWNE	36	18N	43E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 24898-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	<b>40E 24900-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED				
Owners:	Status: ACTIVE MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601				
Priority Date:	JULY 1, 1960				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	9.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWSE1617N44EMCCONE				
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use: <u>ID Acres</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWSE 16 17N 44E MCCONE				

OCTOBER 7, 2020 40E 24900-00 Page 2 of 2

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 25893-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601				
<b>Priority Date:</b>	OCTOBER 1, 1962				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SQUAW CREEK, DRY FORK				
Source Type:	SURFACE WATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWSW3619N32EGARFIELD				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
Divorsion Moons					

Diversion Means: DAM

OCTOBER 7, 2020 40E 25893-00 Page 2 of 3

\*Reservoir:

**ONSTREAM** 

		<u>Govt Lot</u> S	<u>Qtr Sec</u> WNWSW	<u>Sec</u> 36	<u>Twp</u> 19N		<u>County</u> GARFIELD
	Diversion to R	eservoir: DIVE	ERSION # 1	1			
	Dam Height:	11.	00 FEET				
	Depth:	8.	00 FEET				
	Surface Area:	2.	74 ACRES	S			
	Capacity:	8.	77 ACRE-	FEET			
		THE CAPACITY BEEN ESTIMA	,	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period o	of Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			NWSW	36	19N	32E	GARFIELD
2			SWSW	36	19N	32E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 25893-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 25895-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601				
Priority Date:	OCTOBER 1, 1965				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF DEVILS CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Means of Diversion:				
ID 1 *Period of Diversion	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNE 36 21N 32E GARFIELD : JANUARY 1 TO DECEMBER 31				
Diversion Means:	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 25895-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWNE 32E GARFIELD 36 21N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 36 21N NWNWNE 32E GARFIELD 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 25896-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601				
<b>Priority Date:</b>	OCTOBER 1, 1938				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF DEVILS CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWSW3621N32EGARFIELD				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

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> **ONSTREAM** \*Reservoir: **Govt Lot** Otr Sec Sec Twp **Rge** County NENWSW 32E GARFIELD 21N 36 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 S2NW 32E GARFIELD 36 21N 2 N2SW 36 21N 32E GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 28915-00 STATEMENT OF CLAIM						
	Version: 2	REEXAMI	NED				
	S	status: A	CTIVE				
Owners:	2750 FERN E	JAMES L HOFFMANN 2750 FERN DR GREAT FALLS, MT 59404 3638					
	2750 FERN [	KAREN HOFFMANN 2750 FERN DR GREAT FALLS, MT 59404 3638					
<b>Priority Date:</b>	SEPTEMBER	R 1, 1970					
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	18.00 GPM						
Volume:	1.50 AC-FT						
Households:	2						
*Source Name:	MISSOURI R	MISSOURI RIVER (FORT PECK LAKE)					
Source Type:	SURFACE WATER						
Point of Diversion and I	Means of Divers	sion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NESENW	<u>Sec</u> <u>Twp</u> 19 24N	Rge County 40E VALLEY			
Period of Diversion	: JANUARY 1	TO DECEMB	ER 31				
<b>Diversion Means:</b>	PUMP						
Period of Use:	JANUARY 1	TO DECEMB	ER 31				
Place of Use:							
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec Twp	<u>Rge</u> <u>County</u>			
1		NESENW	19 24N	40E VALLEY			

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 8.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Nu	mber:	40E 28921-00 STATEMENT OF CLAIM						
		Version:	2 F	REEXAMI	NED			
			Statu	ıs: A	CTIVE			
Owners:		CHERYL L FORD PO BOX 747 GLASGOW, MT 59230 0747						
<b>Priority Date:</b>		DECEMBER 31, 1970						
Type of Historic	al Right:	USE						
Purpose(use):		DOMESTIC	2					
Flow Rate:		15.00 GPM						
Volume:		1.50 AC-FT	Г					
House	holds:	1						
Maximum Acre	s:	0.50						
*Source Name:		MISSOURI RIVER (FORT PECK LAKE)						
Source Type	:	SURF	ACE	WATER				
Point of Diversi	on and N	leans of Div	ersion	:				
<u>ID</u> 1		<u>Govt Lot</u>		<u>Qtr Sec</u> SENE	<u>Sec</u> 26	<u>Twp</u> 26N		<u>County</u> VALLEY
		: MAY 1 TO	NOVE	EMBER 1				
Diversion N	<b>Means:</b>	PUMP						
Period of Use:		MAY 1 TO	NOVE	MBER 1				
Place of Use:								
<u>ID</u> <u>A</u>	cres	<u>Govt Lot</u>		<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	0.50			SENE	26	26N	40E	VALLEY
Total:	0.50							

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STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 308.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 28926-00 STATEMENT OF CLAIM						
	Version:	2 REEXAMIN	IED				
		Status: A	CTIVE				
Owners:	RICHARD G NELSON II 57348 CLAIBORNE ST SLIDELL, LA 70460						
Priority Date:	JUNE 19, 1	971					
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	30.00 GPM						
Volume:	1.50 AC-FT						
Households:	2						
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)						
Source Type:	SURFACE WATER						
Point of Diversion and N	Aeans of Dive	rsion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENE	<u>Sec</u> 24	<u>Twp</u> 24N		<u>County</u> VALLEY	
Period of Diversion		SEPTEMBER	15				
<b>Diversion Means:</b>	PUMP						
Period of Use:	JUNE 5 TO	SEPTEMBER	15				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1		NENENE	24	24N	39E	VALLEY	

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 36.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 28927-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	GLORIA K SURFACE 12088 LAKE VIEW DR REPUBLICAN CITY, NE 68971				
	ELIZABETH JORSTAD 500 3RD AVE N DALLAS, WI 54733 9683				
	JOHN JORSTAD 500 3RD AVE N DALLAS, WI 54733 9683				
	BILL W SURFACE 12088 LAKE VIEW DR REPUBLICAN CITY, NE 68971				
Priority Date:	DECEMBER 31, 1966				
Type of Historical Right	USE				
Purpose(use):	DOMESTIC				
Flow Rate:	30.00 GPM				
Volume:	1.50 AC-FT				
Households:	1				
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)				
Source Type:	SURFACE WATER				
Point of Diversion and I	leans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNE2424N39EVALLEY				
Period of Diversion	: MAY 1 TO NOVEMBER 30				
<b>Diversion Means:</b>	PUMP				

OCTOBER 7, 2020 40E 28927-00 Page 2 of 2

Period of Use: MAY 1 TO NOVEMBER 30

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWNENE	24	24N	39E VALLEY

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 27 AND 28.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 28929-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BOBETTE S KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147
	JAMES E KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147
Priority Date:	AUGUST 1, 1956
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HUMPHREY COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
ID	Govt Lot Qtr Sec Sec Twp Rge County
1 *D·LCD···	SWNESE 28 25N 42E MCCONE
*Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 28929-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWNESE 42E MCCONE 25N 28 **DIVERSION #1 Diversion to Reservoir:** MAY 1 TO OCTOBER 31 **Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 SE 28 25N 42E MCCONE 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 28930-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	BOBETTE S KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147
	JAMES E KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147
Priority Date:	DECEMBER 31, 1968
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County
1 *Danial of Dimension	SWNWNW 27 25N 42E MCCONE I: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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Reservoir	r: ONS	TREAM					
		Govt Lot	<u>Qtr Sec</u> SWNWNW	<u>Sec</u> 27	<u>Twp</u> 25N	RgeCounty42EMCCONE	
Divers	sion to Re	servoir: D	IVERSION # 1				
Period of Use:		MAY 1 TO N	OVEMBER 1				
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County	
1			NW	27	25N	42E MCCONE	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 28931-00 STATEMENT OF CLAIM					
	Version:	2 REEX	AMINED			
		Status:	ACTIVE			
Owners:	MARK R DULANEY PO BOX 328 GLASGOW, MT 59230					
	PO BOX 3	DEBRA J DULANEY PO BOX 328 GLASGOW, MT 59230				
	DIANE C PETERSON 35 HEATHER LN GLASGOW, MT 59230 2003					
	JOHN E PETERSON 35 HEATHER LN GLASGOW, MT 59230 2003					
Priority Date:	DECEMBER 31, 1971					
Type of Historical Right	: USE					
Purpose(use):	DOMESTI	C				
Flow Rate:	30.00 GPN	1				
Volume:	2.00 AC-F	Т				
Households:	2					
Maximum Acres:	1.00					
*Source Name: Source Type:	MISSOURI RIVER (FORT PECK LAKE) SURFACE WATER					

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Point of Diversion and Means of Diversion:						
$\frac{\mathrm{ID}}{\mathrm{I}}$	Govt Lot Qtr Sec Sec Tr					
1		NENWNE	24	24N		
Period of Diversion	: JUNE 1 TO S	SEPTEMBER	30			
<b>Diversion Means:</b>	PUMP					
Period of Use:	JUNE 1 TO S	EPTEMBER	30			
Place of Use:						

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1	0.50		NWNENE	24	24N	39E	VALLEY
2	0.50		NENENE	24	24N	39E	VALLEY
Total:	1.00						

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

<u>Rge</u> <u>County</u> 39E VALLEY

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 29 AND 30.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 29960-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	APRIL 15, 1971
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SAND ARROYO CREEK, WEST FORK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESW1624N43EMCCONE
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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Reservoir	: ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> NENESW	<u>Sec</u> 16	<u>Twp</u> 24N	RgeCounty43EMCCONE	
Divers	ion to Reservoir:	DIVERSION # 1				
Period of Use:	JANUARY	1 TO DECEMBI	ER 31			
Place of Use:						
<u>ID</u> <u>A</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		NENESW	16	24N	43E MCCONE	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

MEANS OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 29961-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	APRIL 15, 1969
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF ROCK CREEK, NORTH FORK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSW3624N43EMCCONE
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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Reservoi	r: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NESWSW	<u>Sec</u> 36	<u>Twp</u> 24N	<u>Rge</u> 43E	County MCCONE
Diver	sion to Re	eservoir: D	IVERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			NESWSW	36	24N	43E	MCCONE

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 30014-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601			
<b>Priority Date:</b>	APRIL 15, 1956			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF CURRY COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and N	Aleans of Diversion:			
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNESE 16 19N 31E GARFIELD			
	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

OCTOBER 7, 2020 40E 30014-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNESE 31E GARFIELD 19N 16 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWNESE 31E GARFIELD 16 19N 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40E 30020-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
Status: ACTIVE							
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601						
<b>Priority Date:</b>	APRIL 15, 1956						
Type of Historical Right: USE							
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF SANDBURN COULEE						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNE3620N30EGARFIELD						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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*Reservoir:	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SWNWNE	<u>Sec</u> 36	<u>Twp</u> 20N	<u>Rge</u> <u>County</u> 30E GARFIELD	
Diversion to Reservoir: DIVERSION # 1						
Period of Use:	JANUARY	1 TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Ac</u>	res <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		NWNWNE	36	20N	30E GARFIELD	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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Water Right Number:	40E 30280-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARGARET (PEGGY) A BERGSAGEL 1332 SWEDE SQ W MALTA, MT 59538
	ERIK_ENGEBRETSON PO BOX 702 MALTA, MT 59538 0702
	SUSAN L ARNOTT-SNYDER PO BOX 12 PENDROY, MT 59467
Priority Date:	JUNE 30, 1918
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF SMITH CREEK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:						
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>				County
1		SWNWSW	4	23N	32E	PHILLIPS
*Period of Diversion:	JANUARY 1	TO DECEMB	ER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIOD CLAIM.	O OF DIVERS	ION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	TREAM					
	Govt Lot	<u>Qtr Sec</u> SWNWSW	<u>Sec</u> 4	<u>Twp</u> 23N		<u>County</u> PHILLIPS
<b>Diversion to Re</b>	servoir: D	IVERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		SWNWSW	4	23N	32E	PHILLIPS

#### **Remarks:**

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SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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Water Right Number:	40E 30283-00 STATEMENT OF CLAIM			
	Version: 4 REEXAMINED			
	Status: ACTIVE			
Owners:	JAMES C STEELE 24844 MIDALE RD MALTA, MT 59538			
	SHELEE R STEELE 24844 MIDALE RD MALTA, MT 59538			
<b>Priority Date:</b>	MAY 17, 1930			
Type of Historical Right	: FILED			
Purpose(use):	DOMESTIC			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.			
Volume:	3.00 AC-FT			
Maximum Acres:	1.50			
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and 1	Aeans of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW1624N29EPHILLIPS			
*Period of Diversion Diversion Means:	: MARCH 1 TO DECEMBER 1 DAM			
Reservoir: ON	STREAM			
	Govt LotQtr SecSecTwpRgeCountySESWNW1624N29EPHILLIPS			
Diversion to R	eservoir: DIVERSION # 1			

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Period of Use: MARCH 1 TO DECEMBER 1

\*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1	1.50		SESWNW	16	24N	29E PHILLIPS
Total:	1.50					

#### **Remarks:**

THE PLACE OF USE WAS AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30284-00 STATEMENT OF CLAIM						
	Version:	2 RE	EXAMI	NED			
		Status	: A	CTIVE			
Owners:	JAMES C STEELE 24844 MIDALE RD MALTA, MT 59538						
	SHELEE R 24844 MID MALTA, M <sup>-</sup>	ALE RC	)				
Priority Date:	OCTOBER	23, 195	58				
Type of Historical Right	USE						
Purpose(use):	DOMESTIC	2					
Flow Rate:	8.00 GPM						
Volume:	3.00 AC-FT	Г					
Households:	2						
Maximum Acres:	1.50						
Source Name:	GROUND	VATER					
Source Type:	GRO	JNDWA	TER				
Point of Diversion and M	<b>Jeans of Div</b>	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>		<u>Qtr Sec</u> SWNW	<u>Sec</u> 16	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Period of Diversion		1 TO D	ECEMB	BER 31			
	WELL						
Period of Use:	JANUARY	1 TO D	ECEMBI	ER 31			

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	1.50		SESWNW	16	24N	29E PHILLIPS
Total:	1.50					

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

30284-00 30291-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 30285-00 ST	ATEMENT OF CL	AIM				
	Version: 2 REE	XAMINED					
	Status:	ACTIVE					
Owners:	VESETH & VESETH 22787 MIDALE RD MALTA, MT 59538						
Priority Date:	JULY 31, 1958						
Type of Historical Righ	: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	6.00 GPM						
Volume:	4.00 AC-FT						
Households:	1						
Maximum Acres:	1.50						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
*Point of Diversion and	Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> Qt NWN	t <u>r Sec</u> <u>Sec</u> <u>Twp</u> WNE 23 23N					
	: JANUARY 1 TO DE	CEMBER 31					
Diversion Means:	WELL						
Period of Use:	JANUARY 1 TO DEC	EMBER 31					
Place of Use:							
<u>ID</u> <u>Acres</u>		t <u>r Sec Sec Twp</u>					
1 1.50	W2N	WNE 23 23N	29E PHILLIPS				
Total: 1.50							

**Remarks:** 

OCTOBER 7, 2020 40E 30285-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

30285-00 30308-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30286	-00 S	STATEN	IENT C	OF CLAI	М	
	Version:	3 PC	OST DE	CREE			
		Status	: A	CTIVE			
Owners:	JAMES C STEELE 24844 MIDALE RD MALTA, MT 59538						
	SHELEE R 24844 MID/ MALTA, MT	ALE RE	0				
Priority Date:	MAY 17, 19	30					
Type of Historical Right:	FILED						
Purpose(use):	IRRIGATIO	N					
Irrigation Type:	FLOOD						
Flow Rate:	2.60 CFS						
Volume:	171.50 AC-	FT					
Climatic Area:	1 - HIGH						
Maximum Acres:	68.60						
Source Name:	SECOND C	REEK					
Source Type:	SURF	ACE W	/ATER				
Point of Diversion and M	leans of Dive	rsion:					
<u>ID</u> 1	<u>Govt Lot</u>		<u>Qtr Sec</u> SESE	8	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Period of Diversion: Diversion Means:	JANUARY DIVERSIO	-	-	3ER 31			
2	DIVERSIO		NWNW	16	24N	29E	PHILLIPS
Period of Diversion: Diversion Means:	••••••	1 TO D	ECEME				•

OCTOBER 7, 2020 40E 30286-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	68.60		NW	16	24N	29E	PHILLIPS
Total:	68.60						

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

30286-00 30287-00

SPLIT CLAIM NO. 30146970 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND MEANS OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30287-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	SHELEE R STEELE 24844 MIDALE RD MALTA, MT 59538			
	JAMES C STEELE 24844 MIDALE RD MALTA, MT 59538			
Priority Date:	DECEMBER 31, 1920			
Type of Historical Right:	USE			
Purpose(use):	IRRIGATION			
Irrigation Type:	WATER SPREADING			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.			
Volume:	69.00 AC-FT			
Climatic Area:	1 - HIGH			
Maximum Acres:	30.00			
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and N	leans of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESW924N29EPHILLIPS			
<b>Period of Diversion</b>	JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			

OCTOBER 7, 2020 40E 30287-00 Page 2 of 3

\*Reservoir: ONSTREAM

		<u>Govt Lot</u>	-	<u>Qtr Sec</u> SESW	<u>Sec</u> 9	<u>Twp</u> 24N	<u>Rge</u> 29E	<u>County</u> PHILLIPS
	Diversion to R	eservoir: D	IVERS	SION # 1				
	Dam Height:		11.00	FEET				
	Depth:		8.00	FEET				
	Surface Area:		1.46	ACRES	6			
	Capacity:		11.68	ACRE-	FEET			
Period o	of Use:	JANUARY 1	TO DI	ECEMBE	ER 31			
Place of	Use:							
ID	Acres	Govt Lot	9	Qtr Sec	Sec	Twp	Rge	<u>County</u>
1	30.00			NW	16	24N	29E	PHILLIPS

#### Remarks:

Total:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

30286-00 30287-00

30.00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

MEANS OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 30287-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30288-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749				
Priority Date:	DECEMBER 31, 1950				
Type of Historical Right	: USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.				
Volume:	40.50 AC-FT				
Climatic Areas	: 1 - HIGH				
Maximum Acres:	9.00				
Source Name:	FOURCHETTE CREEK, NORTH FORK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Aeans of Diversion:				
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESW1023N29EPHILLIPS				
	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				

**OCTOBER 7, 2020** 40E 30288-00 Page 2 of 3

> \*Reservoir: ONSTREAM

		<u>Govt Lot</u>	<u>Qtr Sec</u> SESESW	<u>Sec</u> 10	<u>Twp</u> 23N	<u>Rge</u> 29E	<u>County</u> PHILLIPS
	Diversion to R		VERSION # 1				
	Dam Height:	1	3.00 FEET				
	Depth:	1	0.00 FEET				
	Surface Area:	2	1.63 ACRES	3			
	Capacity:	8	6.52 ACRE-	FEET			
		THE CAPACI BEEN ESTIM		,	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of	f Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	3.40		NENENW	15	23N	29E	PHILLIPS
2	5.60		SESESW	10	23N	29E	PHILLIPS
Total:	9.00						

#### Remarks:

> THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

30288-00 30298-00

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM. THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

OCTOBER 7, 2020 40E 30288-00 Page 3 of 3

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30289-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538				
Priority Date:	MAY 23, 1934				
Type of Historical Right:	FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	WATER SPREADING				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.				
Volume:	104.65 AC-FT				
Climatic Area:	1 - HIGH				
Maximum Acres:	45.50				
Source Name:	FOURCHETTE CREEK, NORTH FORK				
Source Type:	SURFACE WATER				
Point of Diversion and N	Ieans of Diversion:				
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County				
•	SWNWNE 23 23N 29E PHILLIPS				
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIKE				
	JANUARY 1 TO DECEMBER 31				
Period of Use:	JANUART TTO DECEMBER 31				

OCTOBER 7, 2020 40E 30289-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	21.30		NE	23	23N	29E PHILLIPS
2	24.20		SE	23	23N	29E PHILLIPS
Total:	45.50					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 30290-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749
Priority Date:	JULY 12, 1946
Type of Historical Right:	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	68.80 AC-FT
Climatic Area:	1 - HIGH
Maximum Acres:	34.40
Source Name:	THIRD CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Ieans of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County
•	SENENE 33 24N 29E PHILLIPS
Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIKE
Period of Use:	JANUARY 1 TO DECEMBER 31
I CHOU OF USC.	

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	30.80		NENE	33	24N	29E PHILLIPS
2	3.60		NWNW	34	24N	29E PHILLIPS
Total:	34.40					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 30291-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	JAMES C STEELE 24844 MIDALE RD MALTA, MT 59538
	SHELEE R STEELE 24844 MIDALE RD MALTA, MT 59538
<b>Priority Date:</b>	OCTOBER 23, 1958
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	8.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County SESWNW 16 24N 29E PHILLIPS
•	SESWNW 16 24N 29E PHILLIPS n: JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SESWNW	16	24N	29E PHILLIPS

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

30284-00 30291-00

THE PLACE OF USE WAS AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30292-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	JAMES C STEELE 24844 MIDALE RD MALTA, MT 59538
	SHELEE R STEELE 24844 MIDALE RD MALTA, MT 59538
Priority Date:	MAY 17, 1930
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> SESWNW 16 24N 29E PHILLIPS
-	DAM

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\*Reservoir:

**ONSTREAM** 

10		0 11 (E/ UI					
		<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNW	<u>Sec</u> 16	<u>Twp</u> 24N	<u>Rge</u> 29E	<u>County</u> PHILLIPS
	Diversion to Re	eservoir: D	IVERSION # 1	l			
	Dam Height:		9.00 FEET				
	Depth:		6.00 FEET				
	Surface Area:		3.85 ACRES	5			
	Capacity:		9.24 ACRE-	FEET			
			ITY, DAM HEI 1ATED BY DN	-	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period o	f Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			SESWNW	16	24N	29E	PHILLIPS

#### **Remarks:**

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 30292-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30293-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	JAMES C STEELE 24844 MIDALE RD MALTA, MT 59538
	SHELEE R STEELE 24844 MIDALE RD MALTA, MT 59538
Priority Date:	DECEMBER 31, 1961
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1 *Period of Diversior	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESENW 16 24N 29E PHILLIPS a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	PIT
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESENW 29E PHILLIPS 24N 16 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 24N 29E PHILLIPS SESENW 16 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30294-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749
Priority Date:	SEPTEMBER 30, 1971
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
*Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNENE1724N29EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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Reservo	ir: ONS	STREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENE	<u>Sec</u> 17	<u>Twp</u> 24N	Rge County 29E PHILLIPS	
Dive	rsion to Re	eservoir: D	IVERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			NENE	17	24N	29E PHILLIPS	

### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 30295-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: BLUNT RANCHES INC PO BOX 945 MALTA, MT 59538

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF SECOND CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 10/03/88.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30296-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749
Priority Date:	DECEMBER 31, 1924
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SECOND CREEK
Source Type:	SURFACE WATER
Point of Diversion and Means of Diversion:	
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNW1724N29EPHILLIPS
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NENWNW 29E PHILLIPS 24N 17 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 17 24N 29E PHILLIPS N2NWNW THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 40E 30297-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: BLUNT RANCHES INC PO BOX 945 MALTA, MT 59538

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF SECOND CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/27/85.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 30298-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749	
Priority Date:	DECEMBER 31, 1950	
Type of Historical Right	: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
Source Name:	FOURCHETTE CREEK, NORTH FORK	
Source Type:	SURFACE WATER	
Point of Diversion and Means of Diversion:		
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESW1023N29EPHILLIPS	
*Period of Diversion: JANUARY 1 TO DECEMBER 31		

**Diversion Means:** DAM

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\*Reservoir:

**ONSTREAM** 

**Govt Lot** Otr Sec Rge County Sec Twp 29E PHILLIPS SESESW 23N 10 **DIVERSION #1 Diversion to Reservoir:** 13.00 FEET Dam Height: 10.00 FEET Depth: Surface Area: 21.63 ACRES **Capacity:** 86.52 ACRE-FEET THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot** Qtr Sec **Rge** County Acres Sec <u>Twp</u> 1 SW 10 23N 29E PHILLIPS

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

30288-00 30298-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 30298-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30299-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749						
Priority Date:	DECEMBER 31, 1930						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK, NORTH FORK						
Source Type:	SURFACE WATER						
Point of Diversion and M	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSESW1423N29EPHILLIPS						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

OCTOBER 7, 2020 40E 30299-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSESW 23N 29E PHILLIPS 14 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres **Govt Lot** Qtr Sec Sec Twp **Rge** County 1 NWSESW 14 23N 29E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30300-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749						
Priority Date:	DECEMBER 31, 1928						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK, NORTH FORK						
Source Type:	SURFACE WATER						
Point of Diversion and N	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESENE2323N29EPHILLIPS						
*Period of Diversion	*Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESENE 23N 29E PHILLIPS 23 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 23 23N 29E PHILLIPS SESENE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30301-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749						
Priority Date:	MAY 23, 1934						
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK, NORTH FORK						
Source Type:	SURFACE WATER						
Point of Diversion and N	Vleans of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSW1423N29EPHILLIPS						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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I	Reservoir:	ONSTREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSW	<u>Sec</u> 14	<u>Twp</u> 23N	<u>Rge</u> <u>County</u> 29E PHILLIPS	
	Diversion	n to Reservoir:	DIVERSION # 1	I			
Period	of Use:	JANUARY	1 TO DECEMBI	ER 31			
Place of	of Use:						
<u>ID</u>	Acr	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			NWSWSW	14	23N	29E PHILLIPS	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 40E 31476-00, 40E 30301-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 30302-00 STATEMENT OF CLAIM						
	Version: 3 REEXAMINED						
	Status: ACTIVE						
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538						
<b>Priority Date:</b>	SEPTEMBER 16, 1957						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
Flow Rate:	5.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESENE1523N29EPHILLIPS						
	n: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge</u> <u>County</u>						
1	NESENE 15 23N 29E PHILLIPS						

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 30303-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	LEE JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506						
Priority Date:	DECEMBER 31, 1954						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and N	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNW2523N28EPHILLIPS						
*Period of Diversion: MARCH 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWNW 23N 28E PHILLIPS 25 **Diversion to Reservoir: DIVERSION #1** MARCH 1 TO DECEMBER 31 **Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 25 23N NWNW 28E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30304-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	LEE JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506						
Priority Date:	DECEMBER 31, 1960						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and M	Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSW1323N28EPHILLIPS						
*Period of Diversion	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	PIT						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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Reservoir	: ONS	TREAM					
		<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSW	<u>Sec</u> 13	<u>Twp</u> 23N	<u>Rge</u> <u>County</u> 28E PHILLIPS	
Divers	ion to Res	ervoir: l	DIVERSION # 1				
Period of Use:		JANUARY <sup>·</sup>	1 TO DECEMBI	ER 31			
Place of Use:							
<u>ID</u> <u>A</u>	cres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County	
1			SWSW	13	23N	28E PHILLIPS	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

MEANS OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 30305-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749						
Priority Date:	DECEMBER 31, 1961						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF THIRD CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and M	Aeans of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESW2724N29EPHILLIPS						
*Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESESW 29E PHILLIPS 27 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 E2SESW 27 24N 29E PHILLIPS THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 30306-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749						
Priority Date:	DECEMBER 31, 1963						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF THIRD CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and N	Means of Diversion:						
<b>ID</b> 1	Govt LotQtr SecSecTwpRgeCountyNESESE2824N29EPHILLIPS						
*Period of Diversion	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESESE 29E PHILLIPS 28 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NESESE 28 24N 29E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 30307-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749					
Priority Date:	JULY 12, 1946					
Type of Historical Right	:: FILED					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF THIRD CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWNW 34 24N 29E PHILLIPS					
*Period of Diversion: JANUARY 1 TO DECEMBER 31						

Diversion Means: DAM

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*Reservoir: ON	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWNW	<u>Sec</u> 34	<u>Twp</u> 24N	<u>Rge</u> 29E	<u>County</u> PHILLIPS
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir: [	DIVERSION # 1 11.00 FEET 8.00 FEET 3.71 ACRES 11.87 ACRE-	6			
Cupucity (			GHT,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		W2NWNW	34	24N	29E	PHILLIPS

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 30307-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 30308-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538			
<b>Priority Date:</b>	JULY 31, 1958			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
Flow Rate:	6.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
*Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNE 23 23N 29E PHILLIPS			
	INVINVINE 23 23N 29E PHILLIPS			
Diversion Means:	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use:				
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>			
1	W2NWNE 23 23N 29E PHILLIPS			

**Remarks:** 

OCTOBER 7, 2020 40E 30308-00

Page 2 of 2

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

30285-00 30308-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 31406-00 STATEMENT OF CLAIM
	Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	SEVEN BLACKFOOT CO LLC PO BOX 50790 BILLINGS, MT 59105
Priority Date:	JULY 8, 1953
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SNOW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NENWSE 25 21N 34E GARFIELD
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
*Reservoir: ON	STREAM
	Govt LotQtr SecSecTwpRgeCountyNENWSE2521N34EGARFIELD
Diversion to R	eservoir: DIVERSION # 1

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Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NENWSE	25	21N	34E	GARFIELD

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 2/26/2018: POINT OF DIVERSION, PLACE OF USE, AND RESERVOIR RECORD.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 31407-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	SEVEN BLACKFOOT CO LLC PO BOX 50790 BILLINGS, MT 59105			
Priority Date:	AUGUST 4, 1957			
Type of Historical Right	: FILED			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF SNOW CREEK, SOUTH FORK			
Source Type:	SURFACE WATER			
Point of Diversion and N	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENESE3621N34EGARFIELD			
	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.			

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Reservoir	ONSTRE	EAM					
	<u>Go</u>	ovt Lot	<u>Qtr Sec</u> SENESE	<u>Sec</u> 36	<u>Twp</u> 21N		<u>County</u> GARFIELD
Divers	ion to Reserv	oir: DIV	ERSION # 1				
Period of Use:	JAN	IUARY 1 TO	D DECEMBE	ER 31			
Place of Use:							
<u>ID</u> <u>A</u>	<u>cres</u> <u>G</u>	ovt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			S2NESE	36	21N	34E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 31458-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
*Owners:	USA (DEPT OF INTERIOR BUREAU OF LAND MGMT) 5001 SOUTHGATE DR BILLINGS, MT 59101 4669
Priority Date:	DECEMBER 31, 1958
Type of Historical Right:	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF LONE TREE CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNE921N41EGARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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*Reservoir	: ONSTREAM	1				
	<u>Govt I</u>	Lot <u>Qtr Sec</u> NWNWNE	<u>Sec</u> 9	<u>Twp</u> 21N	Rge County 41E GARFIELD	
Divers	sion to Reservoir:	DIVERSION # 7	1			
Period of Use:	JANUA	RY 1 TO DECEMB	ER 31			
Place of Use:						
<u>ID</u>	Acres <u>Govt 1</u>	Lot <u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		NWNWNE	9	21N	41E GARFIELD	
Pomarke						

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TIMELY FILED OBJECTION OF THE UNITED STATES OF AMERICA WAS AMENDED BY CONSENT OF THE PARTIES IN THIS MATTER TO INCLUDE SOURCE BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 31471-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	R K STROH INC 15984 160TH AVE NE THIEF RIVER FALLS, MN 56701			
<b>Priority Date:</b>	DECEMBER 31, 1900			
Type of Historical Right	: FILED			
Purpose(use):	STOCK			
Flow Rate:	1.50 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SPRING, UNNAMED TRIBUTARY OF HELL CREEK			
Source Type:	GROUNDWATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENW2621N36EGARFIELD			
	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DEVELOPED SPRING			
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use:				
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>			
1	NWSENW 26 21N 36E GARFIELD			

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 31472-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	R K STROH INC 15984 160TH AVE NE THIEF RIVER FALLS, MN 56701			
<b>Priority Date:</b>	DECEMBER 31, 1955			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
Flow Rate:	10.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENW3321N36EGARFIELD			
	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use:				
ID <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>			
1	NWSENW 33 21N 36E GARFIELD			

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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### OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 31473-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	R K STROH INC 15984 160TH AVE NE THIEF RIVER FALLS, MN 56701		
Priority Date:	DECEMBER 31, 1959		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	UNNAMED TRIBUTARY OF HELL CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
ID 1	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SESENE     22     21N     36E     GARFIELD		

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

	*Reservoir:	ONSTREAM	TREAM Reservoir Name: BRAD'S RESERVOIR				
		Govt Lot	<u>Qtr Sec</u> SESENE		<u>Twp</u> 21N		<u>County</u> GARFIELD
	Dam Heig Depth: Surface A	rea:	DIVERSION # 10.00 FEET 7.00 FEET 5.41 ACRE	S			
Perio	Capacity: od of Use:	THE CAPA BEEN EST	15.15 ACRE CITY, DAM HE IMATED BY DI 1 TO DECEMB	IGHT, NRC.	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Place <u>ID</u> 1	e of Use: <u>Acr</u> e	es <u>Govt Lot</u>	<u>Qtr Sec</u> E2SENE	<u>Sec</u> 22	<u>Twp</u> 21N		<u>County</u> GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 31473-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 31474-00 STATEMENT OF CLAIM		
	Version: 2 REEXAMINED		
	Status: ACTIVE		
Owners:	R K STROH INC 15984 160TH AVE NE THIEF RIVER FALLS, MN 56701		
Priority Date:	DECEMBER 31, 1959		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	UNNAMED TRIBUTARY OF HELL CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and	Means of Diversion:		
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWNW2721N36EGARFIELD		
	: JANUARY 1 TO DECEMBER 31		
<b>Diversion Means:</b>	DAM		
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.		

OCTOBER 7, 2020 40E 31474-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County NWSWNW 36E GARFIELD 27 21N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWSWNW 27 36E GARFIELD 21N THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 31475-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	R K STROH INC 15984 160TH AVE NE THIEF RIVER FALLS, MN 56701					
Priority Date:	DECEMBER 31, 1950					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF HELL CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
1 *Pariod of Diversion	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSENW 33 21N 36E GARFIELD					

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM

*Reservoir: ON	STREAM	TREAM Reservoir Name: GOOSE RESERVOIR						
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSENW	<u>Sec</u> 33	<u>Twp</u> 21N		<u>County</u> GARFIELD		
Diversion to R Dam Height:	eservoir: [	DIVERSION # 1 13.00 FEET	1					
Depth: Surface Area: Capacity:		10.00 FEET 4.58 ACRES 18.32 ACRE-						
		CITY, DAM HEI MATED BY DN	,	MAXIMU	JM DE	PTH, AND SURFACE AREA HAVE		
Period of Use:	JANUARY 1	TO DECEMB	ER 31					
Place of Use:								
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1		NWSENW	33	21N	36E	GARFIELD		

#### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 31475-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 31476-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538						
	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749						
Priority Date:	MAY 29, 1934						
Type of Historical Right	: FILED						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.						
Volume:	27.20 AC-FT						
Climatic Area	: 1 - HIGH						
Maximum Acres:	70.00						
*Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK, NORTH FORK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWSW 14 23N 29E PHILLIPS						
*Period of Diversion	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						

**OCTOBER 7, 2020** 40E 31476-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSW	<u>Sec</u> 14	<u>Twp</u> 23N	<u>Rge</u> 29E	<u>County</u> PHILLIPS
	Diversion to Ro Dam Height: Depth: Surface Area: Capacity:		DIVERSION # 1 12.00 FEET 9.00 FEET 1.90 ACRES 6.84 ACRE-	S FEET			
			ACITY, DAM HEI TIMATED BY DN	'	MAXIM	UM DE	EPTH, AND SURFACE AREA HAVE
Period of	f Use:	JANUARY	1 TO DECEMBI	ER 31			
Place of	Use:						
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	47.00		W2	14	23N	29E	PHILLIPS
2	16.20		N2NENW	23	23N	29E	PHILLIPS
3	6.80		NWNWNE	23	23N	29E	PHILLIPS
Total:	70.00						

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

31477-00 31476-00

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 40E 31476-00, 40E 30301-00.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD AND SOURCE NAME WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION (PHILLIPS CO. BK 1 P 129) IS 5/23/1934.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 3.97 TIMES THE CAPACITY OF THE RESERVOIR. 

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> A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 31477-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	VESETH & VESETH LIVESTOCK CO 22787 MIDALE RD MALTA, MT 59538							
	NATURE CONSERVANCY (THE) 32 S EWING ST STE 215 HELENA, MT 59601 5749							
Priority Date:	MAY 23, 1934							
Type of Historical Right	: FILED							
Purpose(use):	IRRIGATION							
Irrigation Type:	WATER SPREADING							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.							
Volume:	140.00 AC-FT							
Climatic Area	: 1 - HIGH							
Maximum Acres:	70.00							
Source Name:	FOURCHETTE CREEK, NORTH FORK							
Source Type:	SURFACE WATER							
Point of Diversion and M	Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWNW1423N29EPHILLIPS							
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DIKE							
Period of Use:	JANUARY 1 TO DECEMBER 31							

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#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	47.00		W2	14	23N	29E	PHILLIPS
2	16.20		N2NENW	23	23N	29E	PHILLIPS
3	6.80		NWNWNE	23	23N	29E	PHILLIPS
Total:	70.00						

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

31476-00 31477-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE DIKE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 31865-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	SHIRLEY M HEITZ 133 TIMBER CREEK RD BROCKWAY, MT 59214							
	TED HEITZ 133 TIMBER CREEK RD BROCKWAY, MT 59214							
Priority Date:	DECEMBER 31, 1948							
Type of Historical Right	: USE							
Purpose(use):	IRRIGATION							
Irrigation Type:	WATER SPREADING							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.							
Volume:	97.50 AC-FT							
Climatic Areas	: 1 - HIGH							
Maximum Acres:	65.00							
Source Name:	TIMBER CREEK							
Source Type:	SURFACE WATER							
Point of Diversion and N	Aeans of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSE3016N45EPRAIRIE							
Period of Diversion Diversion Means:	: FEBRUARY 1 TO AUGUST 31 DIKE							

OCTOBER 7, 2020 40E 31865-00 Page 2 of 2

Poin	Point of Diversion and Means of Diversion:							
<u>ID</u> 2		Govt Lot	<u>Qtr Sec</u>	Sec	Twp		County	
2			NESESW	30	16N	45E	PRAIRIE	
	Period of Diversion:	FEBRUARY 1	TO AUGUS	T 31				
	<b>Diversion Means:</b>	DIKE						
3			W2NESW	30	16N	45E	PRAIRIE	
	Period of Diversion	FEBRUARY 1	TO AUGUS	T 31				
	<b>Diversion Means:</b>	DIKE						
4		3		30	16N	45E	PRAIRIE	
	Period of Diversion	FEBRUARY 1	TO AUGUS	T 31				
	<b>Diversion Means:</b>	DIKE						
Peri	od of Use:	FEBRUARY 1	TO AUGUST	Г 31				
Plac	e of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>	
1	20.00		SE	30	16N	45E	PRAIRIE	
2	20.00		W2SW	30	16N	45E	PRAIRIE	
3	10.00	2		30	16N	45E	PRAIRIE	
4	15.00	3		30	16N	45E	PRAIRIE	
Tot	al: 65.00							

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 32118-00 STATEMENT OF CLAIM	
	Version: 2 REEXAMINED	
	Status: ACTIVE	
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486	
Priority Date:	JULY 12, 1923	
Type of Historical Right	USE	
Purpose(use):	DOMESTIC	
Flow Rate:	5.00 GPM	
Volume:	1.50 AC-FT	
Households:	1	
Source Name:	SPRING, UNNAMED TRIBUTARY OF FORT PECK LAKE	
Source Type:	GROUNDWATER	
*Point of Diversion and M	Ieans of Diversion:	
$\frac{\text{ID}}{1}$	Govt Lot Qtr Sec Sec Twp Rge County	
1 Pariad of Diversion	2 NESWNW 7 23N 42E GARFIELD 3 JANUARY 1 TO DECEMBER 31	
Diversion Means:	SPRING BOX	
	THE MEANS OF DIVERSION IS A BUCKET OR OTHER CONTAINER	۲.
Period of Use:	JANUARY 1 TO DECEMBER 31	
Place of Use:		
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>	
1	2 NW 7 23N 42E GARFIELD	

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32144-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
<b>Priority Date:</b>	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAY COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	SWNWNE 21 20N 32E GARFIELD
*Period of Diversion Diversion Means:	LE JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SWNWNE 20N 32E GARFIELD 21 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 21 20N 32E GARFIELD SWNWNE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32145-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
<b>Priority Date:</b>	DECEMBER 31, 1919					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF HAY COULEE					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW2120N32EGARFIELD					
Period of Diversion	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			SESWNW	21	20N	32E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32146-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
<b>Priority Date:</b>	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSENE2120N32EGARFIELD
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 32146-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SWSENE 20N 32E GARFIELD 21 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 21 20N 32E GARFIELD SWSENE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32147-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
<b>Priority Date:</b>	DECEMBER 31, 1916					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF HAY COULEE					
Source Type:	GROUNDWATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNE1720N32EGARFIELD					
Period of Diversion	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NESWNE	17	20N	32E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32148-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
Priority Date:	DECEMBER 31, 1956
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAY COULEE
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
ID 1	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       SWNENE     17     20N     32E     GARFIELD
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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*Reservo	ir: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> SWNENE	<u>Sec</u> 17	<u>Twp</u> 20N		<u>County</u> GARFIELD
Dive	rsion to Re	eservoir: DIV	/ERSION # 1				
Period of Use:		JANUARY 1 T	O DECEMBE	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			SENENE	17	20N	32E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 32149-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
<b>Priority Date:</b>	DECEMBER 31, 1932
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	NWSENE 17 20N 32E GARFIELD
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			NWSENE	17	20N	32E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40E 32150-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
<b>Priority Date:</b>	DECEMBER 31, 1916
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF HAY COULEE
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
-	NESENW 17 20N 32E GARFIELD n: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NESENW	17	20N	32E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 32151-00 STATEMENT OF CLAIM Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
Priority Date:	DECEMBER 31, 1946
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	HAY COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u>	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County
1 *Dominal of Diversion	NENWSW 9 20N 32E GARFIELD I: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County **NENWSW** 32E GARFIELD 20N 9 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 9 20N 32E GARFIELD NENWSW THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 32152-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
Priority Date:	DECEMBER 31, 1960
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWSE1420N32EGARFIELD
Period of Diversior Diversion Means:	I: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SWSWSE	14	20N	32E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32153-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE						
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328						
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328						
<b>Priority Date:</b>	DECEMBER 31, 1936						
Type of Historical Right: USE							
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF HAY COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
ID	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge County</u>						
1 *D·LCD···	SENWSW 3 20N 32E GARFIELD						
*Period of Diversion Diversion Means:	*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM						
Diversion means.	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

OCTOBER 7, 2020 40E 32153-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** <u>Qtr Sec</u> <u>Sec</u> T<u>wp</u> **Rge** County SENWSW 32E GARFIELD 20N 3 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SW 3 20N 32E GARFIELD 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	Vater Right Number: 40E 32154-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328							
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328							
<b>Priority Date:</b>	DECEMBER 31, 1944							
Type of Historical Right: USE								
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	UNNAMED TRIBUTARY OF HAY COULEE							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>							
1	SESESE 9 20N 32E GARFIELD							
*Period of Diversion: JANUARY 1 TO DECEMBER 31								
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

OCTOBER 7, 2020 40E 32154-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SESESE 32E GARFIELD 20N 9 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 9 20N E2SESE 32E GARFIELD 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	: 40E 32155-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328						
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328						
<b>Priority Date:</b>	NOVEMBER 30, 1917						
Type of Historical Right: USE							
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	SPRING, UNNAMED TRIBUTARY OF HAY COULEE						
Source Type:	GROUNDWATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNW420N32EGARFIELD						
Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	FLOWING						
Period of Use:	JANUARY 1 TO DECEMBER 31						

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			NESWNW	4	20N	32E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32156-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
Priority Date:	DECEMBER 31, 1932
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAY COULEE
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>
1	1 NWNENE 4 20N 32E GARFIELD
*Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DAM
Diversion means.	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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*Reservoi	r: ONS	STREAM					
		<u>Govt Lot</u> 1	<u>Qtr Sec</u> NWNENE	<u>Sec</u> 4	<u>Twp</u> 20N	Rge County 32E GARFIELD	
Diver	sion to Re	servoir: D	IVERSION # 1				
Period of Use:		JANUARY 1	TO DECEMBE	R 31			
Place of Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1			NWNENE	4	20N	32E GARFIELD	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 32157-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328			
	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328			
Priority Date:	DECEMBER 31, 1960			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
Flow Rate:	10.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and I	Means of Diversion:			
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNE420N32EGARFIELD			
	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			

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#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge County
1			SESWNE	4	20N	32E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 32158-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
Priority Date:	DECEMBER 31, 1950
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	HAY COULEE
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWSE420N32EGARFIELD
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM
Diversion wicans:	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 32158-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County NENWSE 32E GARFIELD 20N 4 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 E2NWSE 20N 32E GARFIELD 4 Remarks: THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE AND RESERVOIR. 31302-00 32158-00

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME POINT OF DIVERSION. 31302-00 3165-00 32158-00

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 32159-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328			
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328			
Priority Date:	DECEMBER 31, 1934			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
Flow Rate:	10.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and	Means of Diversion:			
<u>ID</u> 1	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County			
-	SWSENE 4 20N 32E GARFIELD			
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			

#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge County
1			SWSENE	4	20N	32E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 32160-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
<b>Priority Date:</b>	DECEMBER 31, 1946
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAY COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u>	Govt Lot Qtr Sec Sec Twp Rge County
1 *Dowind of Diversion	NENESW 8 20N 32E GARFIELD I: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 32160-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NENESW 32E GARFIELD 20N 8 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 8 20N NESW 32E GARFIELD 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32161-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED Status: ACTIVE
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
Priority Date:	DECEMBER 31, 1946
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HAY COULEE
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
$\frac{\text{ID}}{1}$	Govt Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NWSWNE 8 20N 32E GARFIELD
*Period of Diversion	INVISIONE 8 2010 SZE GARFIELD
Diversion Means:	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NWSWNE 32E GARFIELD 20N 8 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 8 20N NWSWNE 32E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32162-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
Priority Date:	DECEMBER 31, 1957
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1 *Period of Diversion Diversion Means:	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       NENESE     15     20N     32E     GARFIELD       a: JANUARY 1 TO DECEMBER 31     DAM
Diversion means.	

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> **ONSTREAM** \*Reservoir:

		Govt Lot	<u>Qtr Sec</u> NENESE	<u>Sec</u> 15	<u>Twp</u> 20N		<u>County</u> GARFIELD
	Diversion to Re	eservoir: DIVE	RSION # 1	1			
	Dam Height:	11.0	DO FEET				
	Depth:	8.0	DO FEET				
	Surface Area:	1.8	37 ACRES	S			
	Capacity:	5.9	98 ACRE-	FEET			
		COUNTY.	, DAM HEI	GHT,			C 15 TWP 20N RGE 32E GARFIELD
Period o	f Use:	JANUARY 1 TO	DECEMB	ER 31			
Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			S2SENE	15	20N	32E	GARFIELD
2			NENESE	15	20N	32E	GARFIELD

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.** 

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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### **IMPORTANT NOTICE**

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Water Right Number:	40E 32163-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328			
	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328			
<b>Priority Date:</b>	DECEMBER 31, 1929			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
Flow Rate:	10.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and	Means of Diversion:			
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp Rge County			
-	NENWSW 15 20N 32E GARFIELD I: JANUARY 1 TO DECEMBER 31			
Diversion Means:	WELL			
Period of Use:	JANUARY 1 TO DECEMBER 31			

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			NENWSW	15	20N	32E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 32164-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE						
Owners:	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328						
	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328						
<b>Priority Date:</b>	DECEMBER 31, 1972						
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and I	Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESW1420N32EGARFIELD						
	a: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NESESW 32E GARFIELD 20N 14 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SW 20N 14 32E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	<b>40E 32165-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328						
	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328						
<b>Priority Date:</b>	DECEMBER 31, 1939						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF HAY COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and I	Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWSW1520N32EGARFIELD						
	: JANUARY 1 TO DECEMBER 31						
Diversion Means:	DAM THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NENWSW 20N 32E GARFIELD 15 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 15 20N 32E GARFIELD NENWSW THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 32166-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
<b>Priority Date:</b>	DECEMBER 31, 1919					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF HAY COULEE					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWNW1520N32EGARFIELD					
Period of Diversion	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>
1			SWSWNW	15	20N	32E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 32167-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328
<b>Priority Date:</b>	DECEMBER 31, 1948
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENENE2720N32EGARFIELD
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 32167-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County NENENE 20N 32E GARFIELD 27 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 27 20N NE 32E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 32168-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
Priority Date:	DECEMBER 31, 1942					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
$\frac{\text{ID}}{4}$	Govt Lot Qtr Sec Sec Twp Rge County					
*Period of Diversior Diversion Means:	NWSWSE 23 20N 32E GARFIELD I: JANUARY 1 TO DECEMBER 31 DAM					

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*Reservoir: ONS	STREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSE	<u>Sec</u> 23	<u>Twp</u> 20N	<u>Rge</u> 32E	<u>County</u> GARFIELD
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	eservoir: D	IVERSION # 2 9.00 FEET 6.00 FEET 0.85 ACRES 2.04 ACRES	5			
		ITY, DAM HEI IATED BY DN	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period of Use:	JANUARY 1	TO DECEMB	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1		SW	23	20N	32E	GARFIELD

#### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.**

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

POINT OF DIVERSION AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

OCTOBER 7, 2020 40E 32168-00 Page 3 of 3

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32169-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
<b>Priority Date:</b>	DECEMBER 31, 1919					
Type of Historical Right	it: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF INDIAN CREEK					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNWNE2720N32EGARFIELD					
Period of Diversion	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1			SWNWNE	27	20N	32E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32170-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
Priority Date:	DECEMBER 31, 1919					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF SPRING CREEK					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWNW2320N32EGARFIELD					
Period of Diversion	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge County
1			SWNW	23	20N	32E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

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Water Right Number:	40E 32171-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328				
	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328				
Priority Date:	DECEMBER 31, 1950				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	10.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County				
-	SWSWSE 14 20N 32E GARFIELD I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SWSWSE	14	20N	32E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32172-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE				
Owners:	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328				
	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328				
<b>Priority Date:</b>	DECEMBER 31, 1952				
Type of Historical Right: USE					
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSENW2420N32EGARFIELD				
	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 32172-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWSENW 32E GARFIELD 24 20N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 24 20N 32E GARFIELD NWSENW THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32173-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	BURL A JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
	EUNICE C JONES 1039 PRYOR CREEK RD HUNTLEY, MT 59037 9328					
<b>Priority Date:</b>	DECEMBER 17, 1916					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SPRING CREEK					
Source Type:	GROUNDWATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWSE1420N32EGARFIELD					
Period of Diversion	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	FLOWING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### Place of Use:

ID	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NESWSE	14	20N	32E GARFIELD

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 32174-0	O STATEN	IENT (	OF CLAI	М	
	Version: 2	REEXAMI	NED			
	S	tatus: A	CTIVE			
Owners:	MIKE PIERS 4246 BRUSE BRUSETT, M	TT RD	6			
<b>Priority Date:</b>	DECEMBER	31, 1936				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS C DITCH SYST	F STOCK DI EM. THE FL	RINKIN OW R	IG DIRE ATE IS L	CTLY	ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A ED TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCK WAT	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE				
*Source Name:	MISSOURI R	IVER (FORT	PECK	LAKE)		
Source Type:	SURFA	CE WATER				
Point of Diversion and N	Means of Divers	ion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u>		<u>Twp</u>		County
-			14	21N	31E	GARFIELD
Period of Diversion						
Diversion Means:	LIVESTOCK				24 5	
2 Period of Diversion			15 =R 31	21N	315	GARFIELD
Diversion Means:	LIVESTOCK			URCE		

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> **Point of Diversion and Means of Diversion:** Twp ID **Govt Lot Qtr Sec Rge** County Sec 3 SE 21 21N 31E GARFIELD Period of Diversion: AUGUST 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 22 31E GARFIELD 4 N2 21N Period of Diversion: AUGUST 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 5 W2 28 21N 31E GARFIELD Period of Diversion: AUGUST 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 31E GARFIELD 6 N2 32 21N Period of Diversion: AUGUST 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 NW 33 31E GARFIELD 21N Period of Diversion: AUGUST 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE AUGUST 1 TO DECEMBER 31 Period of Use:

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1				15	21N	31E GARFIELD
2				21	21N	31E GARFIELD
3				22	21N	31E GARFIELD
4				28	21N	31E GARFIELD
5				32	21N	31E GARFIELD
6				33	21N	31E GARFIELD
7				14	21N	31E GARFIELD

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 32200-00 STATEMENT OF CLAIM						
	Version:	2 REEXAMIN	IED				
		Status: A	CTIVE				
Owners:	JOHN R GR 4844 US HV	GREGORY FAMILY TRUST JOHN R GREGORY, ETAL TRUSTEES 4844 US HWY 3 BILLINGS, MT 59106 9505					
<b>Priority Date:</b>	DECEMBER	8 31, 1969					
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC						
Flow Rate:	10.00 GPM						
Volume:	2.00 AC-FT						
Households:	1						
Maximum Acres:	2.00						
*Source Name:	MISSOURI	RIVER (FORT	PECK	LAKE)			
Source Type:	SURFA	ACE WATER					
Point of Diversion and I	Means of Diver	rsion:					
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SWNENW	<u>Sec</u> 19	<u>Twp</u> 24N		<u>County</u> VALLEY	
<b>Period of Diversion</b>		OCTOBER 31					
<b>Diversion Means:</b>	PUMP						
Period of Use:	MAY 1 TO OCTOBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>	
1 2.00		SWNENW	19	24N	40E	VALLEY	
<b>Total:</b> 2.00							

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 11.

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

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## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 3221	1-00 STA	STATEMENT OF CLAIM				
	Version:	2 REEX	AMINED				
		Status:	ACTIVE	Ξ			
Owners:		ANTRELL T PECK HV V, MT 5923					
		R HLAVKA T PECK HV V, MT 5923					
Priority Date:	JUNE 30,	1970					
Type of Historical Right	: USE						
Purpose(use):	DOMESTI	С					
Flow Rate:	10.00 GPN	Л					
Volume:	1.50 AC-F	т					
Households:	2						
Maximum Acres:	0.25						
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)						
Source Type:	SURFACE WATER						
Point of Diversion and	Means of Div	version:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> SENV	$\frac{1}{24}$ Sec $\frac{Sec}{24}$	<u>Twp</u> 24N		<u>County</u> VALLE	
Period of Diversion: MARCH 15 TO NOVEMBER 15 Diversion Means: PUMP							
Period of Use:	MARCH 18	5 TO NOVE	MBER 15				

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	0.25		SWNENE	24	24N	39E VALLEY
Total:	0.25					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 21.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 34619-00 STATEMENT OF CLAIM							
	Version:	2 F	REEXAMII	NED				
		Statu	us: A	CTIVE				
Owners:	JEFFREY B HAYWARD 109 2ND ST SOUTH GLASGOW, MT 59230							
<b>Priority Date:</b>	DECEMBE	ER 31,	1960					
Type of Historical Right	: USE							
Purpose(use):	DOMESTI	С						
Flow Rate:	12.00 GPN	Л						
Volume:	2.90 AC-F	Т						
Households:	1	1						
Maximum Acres:	2.00							
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)							
Source Type:	SURFACE WATER							
*Point of Diversion and I	Means of Div	version	:					
<u>ID</u> 1	<u>Govt Lot</u>	1	<u>Qtr Sec</u> NESWSE	<u>Sec</u> 24	<u>Twp</u> 26N	<u>Rge</u> 40E	<u>County</u> VALLEY	
Period of Diversion		OCT(	OBER 1					
<b>Diversion Means:</b>	PUMP	o o <b>-</b> -						
Period of Use:	MAY 1 TO	OCIC	JBER 1					
Place of Use:								
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>		<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>	
1 2.00			SE	24	26N	40E	VALLEY	
<b>Total:</b> 2.00								

OCTOBER 7, 2020 40E 34619-00 Page 2 of 2

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 29.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME AND POINT OF DIVERSION WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 35094-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601					
<b>Priority Date:</b>	OCTOBER 1, 1958					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF GRAY HORSE CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSE1620N34EGARFIELD					
	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 35094-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWSE 20N 34E GARFIELD 16 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 20N S2NWSE 16 34E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

#### **OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE** DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF **AVAILABILITY."**

Water Right Number:	40E 35102-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601				
Priority Date:	OCTOBER 1, 1960				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County				
-	SWNESW 16 20N 33E GARFIELD				
	: JANUARY 1 TO DECEMBER 31				
Diversion Means:	DAM				

**Diversion Means:** DAM OCTOBER 7, 2020 40E 35102-00 Page 2 of 3

\*Reservoir

ONSTREAM

*K	eservoir: On						
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESW	<u>Sec</u> 16	<u>Twp</u> 20N		<u>County</u> GARFIELD
	Diversion to R	eservoir: DI	VERSION # 1	l			
	Dam Height:	1	0.00 FEET				
	Depth:		7.00 FEET				
	Surface Area:		3.21 ACRES	5			
	Capacity:		9.16 ACRE-	FEET			
		THE CAPACI BEEN ESTIM	,	,	MAXIM	UM DE	PTH, AND SURFACE AREA HAVE
Period o	f Use:	JANUARY 1	TO DECEMBI	ER 31			
Place of	Use:						
ID	Acres	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1			SWNESW	16	20N	33E	GARFIELD

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 35102-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 35103-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601					
<b>Priority Date:</b>	OCTOBER 1, 1949					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and N	Aeans of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESESE1620N33EGARFIELD					
	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 35103-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NESESE 20N 33E GARFIELD 16 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 20N NESESE 16 33E GARFIELD THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 35104-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MONTANA, STATE BOARD OF LAND COMMISSIONERS TRUST LAND MANAGEMENT DIVISION PO BOX 201601 HELENA, MT 59620 1601
<b>Priority Date:</b>	OCTOBER 1, 1949
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNE1620N33EGARFIELD
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 35104-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County NWNWNE 20N 33E GARFIELD 16 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 20N 33E GARFIELD NWNWNE 16 THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 36824-00	40E 36824-00 STATEMENT OF CLAIM				
	Version: 2 F	REEXAMINED				
	Statu	as: ACTIVE	Ē			
Owners:	WAYNE E JENN PO BOX 1625 BOZEMAN, MT 5					
Priority Date:	DECEMBER 31,	1960				
Type of Historical Righ	t: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	30.00 GPM					
Volume:	2.00 AC-FT					
Households:	5					
Maximum Acres:	1.60					
*Source Name:	MISSOURI RIVE	R (FORT PECK	( LAKE)			
Source Type:	SURFACE	WATER				
Point of Diversion and	Means of Diversion	:				
<u>ID</u> 1	<u>Govt Lot</u> S	Qtr SecSecENWSW25	<u>Twp</u> 26N	Rge 40ECounty VALLEY		
Period of Diversio	n: JANUARY 1 TO	DECEMBER 31	l			
<b>Diversion Means:</b>	PUMP					
Period of Use:	JANUARY 1 TO	DECEMBER 31				
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>		
1 1.60		NESW 25	26N	40E VALLEY		
<b>Total:</b> 1.60						

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 301.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 36857-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	MARY ANN HALL PO BOX 934 GLASGOW, MT 59230
	MARK T HALL PO BOX 934 GLASGOW, MT 59230
Priority Date:	DECEMBER 31, 1946
Type of Historical Right	: USE
Purpose(use):	DOMESTIC
Flow Rate:	10.00 GPM
Volume:	1.50 AC-FT
Households:	1
Maximum Acres:	0.50
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSE2426N40EVALLEY
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	PUMP
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	0.50		NWSWSE	24	26N	40E VALLEY
Total:	0.50					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 43.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 36969-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	BOBETTE S KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147						
	JAMES E KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147						
Priority Date:	JUNE 17, 1920						
Type of Historical Righ	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	UNNAMED TRIBUTARY OF BEAR CREEK						
Source Type:	SURFACE WATER						
	SPRING HYDROLOGICALLY RELATED TO SOURCE.						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
	NE 10 25N 42E MCCONE						
Period of Diversion: JANUARY 1 TO DECEMBER 31							

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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#### \*Point of Diversion and Means of Diversion:

ID	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge	<b>County</b>
<u>ID</u> 2		E2SE	10	25N	42E	MCCONE
Period of Diversion	I: JANUARY 1 TO	DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	RECT FRC	OM SC	URCE		
3		W2NW	11	25N	42E	MCCONE
Period of Diversion	I JANUARY 1 TO	DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	RECT FRC	DM SC	URCE		
4		NWSW	11	25N	42E	MCCONE
Period of Diversion	I JANUARY 1 TO	DECEMB	ER 31			
<b>Diversion Means:</b>	LIVESTOCK D	RECT FRC	DM SC	URCE		
Period of Use:	JANUARY 1 TC	DECEMB	ER 31			
*Place of Use:						
	C (T (	0, 0	a	<b>m</b>	ъ	<b>C</b> 1

<u>ID</u>	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	<u>County</u>
1			NE	10	25N	42E	MCCONE
2			E2SE	10	25N	42E	MCCONE
3			W2NW	11	25N	42E	MCCONE
4			NWSW	11	25N	42E	MCCONE

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TIMELY FILED OBJECTION OF UNITED STATES OF AMERICA WAS AMENDED BY CONSENT OF THE PARTIES IN THIS MATTER TO INCLUDE POINT OF DIVERSION AND PLACE OF USE BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 36969-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 36970-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE				
Owners:	BOBETTE S KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147				
	JAMES E KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147				
Priority Date:	DECEMBER 31, 1920				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF BEAR CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWSE2325N42EMCCONE				
	a: MAY 1 TO NOVEMBER 1				
<b>Diversion Means:</b>	FLOWING				
Period of Use:	MAY 1 TO NOVEMBER 1				

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWNWSE	23	25N	42E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	<b>40E 36971-00</b> STATEMENT OF CLAIM Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	BOBETTE S KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147
	JAMES E KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWNE2725N42EMCCONE
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWNE 42E MCCONE 27 25N **Diversion to Reservoir: DIVERSION #1** MAY 1 TO NOVEMBER 1 **Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 27 25N 42E MCCONE SENWNE THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 36972-00       STATEMENT OF CLAIM         Version:       2 REEXAMINED         Status:       ACTIVE				
Owners:	JAMES E KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147				
	BOBETTE S KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147				
Priority Date:	DECEMBER 31, 1920				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF BOBCAT CREEK				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENESW2925N42EMCCONE				
	a: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	FLOWING				
Period of Use:	JANUARY 1 TO DECEMBER 31				

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#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge County
1			NENESW	29	25N	42E MCCONE

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 36973-00 STATEMENT OF CLAIM Version: 3 REEXAMINED Status: ACTIVE						
Owners:	JAMES E KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147						
	BOBETTE S KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147						
Priority Date:	JUNE 17, 1920						
Type of Historical Right: USE							
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> 9 25N 42E MCCONE						
Period of Diversion: MAY 1 TO NOVEMBER 1							
Diversion Means: LIVESTOCK DIRECT FROM SOURCE							

**Point of Diversion and Means of Diversion:** 

**Govt Lot** ID Qtr Sec Twp Rge County Sec 2 5 25N 42E MCCONE Period of Diversion: MAY 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 3 25N 42E MCCONE N2 6 Period of Diversion: MAY 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 4 10 25N 42E MCCONE Period of Diversion: MAY 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 42E MCCONE 5 NE 8 25N Period of Diversion: MAY 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE N2 1 25N 41E GARFIELD 6 Period of Diversion: MAY 1 TO NOVEMBER 1 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 7 2 25N 41E GARFIELD Period of Diversion: MAY 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 41E GARFIELD 8 11 25N Period of Diversion: MAY 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 9 SW 12 25N 41E GARFIELD Period of Diversion: MAY 1 TO NOVEMBER 1 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 41E GARFIELD 10 W2 13 25N Period of Diversion: MAY 1 TO NOVEMBER 1 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** W2 24 25N 41E GARFIELD 11 Period of Diversion: MAY 1 TO NOVEMBER 1 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE MAY 1 TO NOVEMBER 1 Period of Use:

#### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1				9	25N	42E	MCCONE
2				5	25N	42E	MCCONE
3			N2	6	25N	42E	MCCONE
4				10	25N	42E	MCCONE
5			NE	8	25N	42E	MCCONE
6			N2	1	25N	41E	GARFIELD
7				2	25N	41E	GARFIELD
8				11	25N	41E	GARFIELD
9			SW	12	25N	41E	GARFIELD
10			W2	13	25N	41E	GARFIELD
11			W2	24	25N	41E	GARFIELD

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\*Place of Use:

# IDAcresGovt LotQtr SecSecTwpRgeCountyTHE PLACE OF USE CONSISTS OF FEDERAL PUBLIC LAND. THIS RIGHT IS<br/>APPURTENANT TO THE FOLLOWING PRIVATE LANDS: S2 SECTION 20,<br/>TOWNSHIP 25 NORTH, RANGE 42 EAST, MCCONE COUNTY, MONTANA.

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 36974-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	JAMES E KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147
	BOBETTE S KIRKLAND PO BOX 147 FORT PECK, MT 59223 0147
Priority Date:	DECEMBER 31, 1920
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF POLECAT COULEE
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESESW3325N42EMCCONE
	I: JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31

OCTOBER 7, 2020 40E 36974-00 Page 2 of 2

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESESW	33	25N	42E MCCONE

#### Remarks:

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THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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Water Right Number:	40E 37573-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230
Priority Date:	DECEMBER 31, 1941
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	1.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWSW 34 24N 35E VALLEY
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DEVELOPED SPRING

OCTOBER 7, 2020 40E 37573-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NWSWSW	34	24N	35E VALLEY

#### **Remarks:**

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 37574-00	STATEN	IENT (	OF CLAI	M		
	Version: 2 -	- REEXAMI	NED				
	St	atus: A	CTIVE				
Owners:	JULIE A BURH 41 PARK GRO NASHUA, MT	OVE DR					
<b>Priority Date:</b>	DECEMBER 3	1, 1940					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	2.50 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	SPRING, UNN	IAMED TRI	BUTAI	ry of e	BERRY	COULEE	
Source Type:	GROUNI	OWATER					
Point of Diversion and I	Means of Diversi	on:					
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NWSWNW	<u>Sec</u> 10	<u>Twp</u> 23N		<u>County</u> VALLEY	
Period of Diversion			ER 31				
<b>Diversion Means:</b>	DEVELOPED						
Period of Use:	JANUARY 1 T	O DECEMB	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County	
1		NWSWNW	10	23N	35E	VALLEY	

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 37575-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230
Priority Date:	DECEMBER 31, 1940
Type of Historical Right	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWSE422N35EVALLEY
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL

OCTOBER 7, 2020 40E 37575-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			SESWSE	4	22N	35E VALLEY

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

37575-00 37620-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 37578-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230
Priority Date:	DECEMBER 31, 1952
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF CARPENTER CREEK
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> NWSESW	<u>Sec</u> 5	<u>Twp</u> 23N		<u>County</u> VALLEY		
*Period of Diversion: Diversion Means:	JANUARY 1 T DAM	TO DECEMBI	ER 31					
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS		
Reservoir: ONS	TREAM							
	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESW	<u>Sec</u> 5	<u>Twp</u> 23N		<u>County</u> VALLEY		
<b>Diversion to Re</b>	servoir: DI	/ERSION # 1						
Period of Use:	JANUARY 1 T	O DECEMBE	ER 31					
Place of Use:								
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County		
1		NWSESW	5	23N	35E	VALLEY		
ISSUES TO REPOR	<b>Г ТО ТНЕ W</b>	ATER COU	RT.			GNIFICANT FACTS, DATA, OR		

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 37579-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
Priority Date:	DECEMBER 31, 1930
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF CARPENTER CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENE823N35EVALLEY
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 37579-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SWNENE 23N 35E VALLEY 8 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 8 23N 35E VALLEY SWNENE 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 37580-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
Priority Date:	DECEMBER 31, 1951
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF LENA COULEE
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County
•	NENWNW 17 23N 35E VALLEY n: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			NENWNW	17	23N	35E VALLEY

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 37581-00	STATEM	IENT (	OF CLA	M		
	Version: 2 -	- REEXAMI	NED				
	St	atus: A	CTIVE				
Owners:	JULIE A BURH 41 PARK GRC NASHUA, MT	VE DR					
<b>Priority Date:</b>	DECEMBER 3	1, 1967					
Type of Historical Right	: USE						
Purpose(use):	STOCK						
Flow Rate:	2.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	SPRING, UNNAMED TRIBUTARY OF WAGON COULEE						
Source Type:	GROUN	DWATER					
Point of Diversion and I	Means of Diversi	on:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWSE	<u>Sec</u> 34	<u>Twp</u> 23N		<u>County</u> VALLEY	
Period of Diversion	: JANUARY 1 T	O DECEMB	ER 31	-			
<b>Diversion Means:</b>	Diversion Means: DEVELOPED SPRING						
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County	
1	2	NE	3	22N	35E	VALLEY	

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 37582-0	0 STATEM	IENT (	OF CLA	M			
	Version: 2	REEXAMI	NED					
	S	tatus: A	CTIVE					
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248							
<b>Priority Date:</b>	OCTOBER 2,	1981						
Type of Historical Right	: USE							
Purpose(use):	STOCK							
Flow Rate:	2.00 GPM							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
*Source Name:	SPRING, UNNAMED TRIBUTARY OF WAGON COULEE							
Source Type:	GROUN	DWATER						
*Point of Diversion and I	Means of Divers	ion:						
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENWSE	<u>Sec</u> 29	<u>Twp</u> 23N		<u>County</u> VALLEY		
Period of Diversion			ER 31					
<b>Diversion Means:</b>	: DEVELOPED SPRING							
Period of Use:	JANUARY 1 TO DECEMBER 31							
*Place of Use:								
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County		
1		SENWSE	29	23N	35E	VALLEY		

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TIMELY FILED OBJECTION OF UNITED STATES OF AMERICA WAS AMENDED BY CONSENT IN THE PARTIES OF THIS MATTER TO INCLUDE POINT OF DIVERSION AND PLACE OF USE BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40E 37583-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230
	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
Priority Date:	DECEMBER 31, 1925
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK
Source Type:	GROUNDWATER

OCTOBER 7, 2020 40E 37583-00 Page 2 of 2

> Point of Diversion and Means of Diversion: ID Govt Lot Qtr Sec Sec Rge County Twp 1 SWNESE 33 24N 35E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SWNESE 33 24N 35E VALLEY

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37584-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
<b>Priority Date:</b>	DECEMBER 31, 1959
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WAGON COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	NWNWSE 32 23N 35E VALLEY
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM
Diversion withins:	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County NWNWSE 23N 35E VALLEY 32 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWNWSE 32 23N 35E VALLEY 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37585-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248						
<b>Priority Date:</b>	DECEMBER 31, 1941						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK						
Source Type:	GROUNDWATER						
Point of Diversion and I	Means of Diversion:						
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>						
•	NESENW 33 24N 35E VALLEY I: JANUARY 1 TO DECEMBER 31						
Diversion Means:	FLOWING						
Period of Use:	JANUARY 1 TO DECEMBER 31						

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<b>Rge County</b>
1			NESENW	33	24N	35E VALLEY

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37586-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248							
Priority Date:	DECEMBER 31, 1965							
Type of Historical Right	: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	WAGON COULEE							
Source Type:	SURFACE WATER							
Point of Diversion and	Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySESWNW2823N35EVALLEY							
	a: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	DAM							
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.							

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESWNW 23N 35E VALLEY 28 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 28 22N 35E VALLEY SESWNW 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37587-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE					
Owners:	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230					
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248					
Priority Date:	DECEMBER 31, 1961					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF WAGON COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
$\frac{\text{ID}}{4}$	Govt LotQtr SecSecTwpRgeCountyE2NWSE3223N35EVALLEY					
*Period of Diversion Diversion Means:	E2NWSE 32 23N 35E VALLEY a: JANUARY 1 TO DECEMBER 31 DAM					

*Reservoir: ON	STREAM Reservoir Name: WAGON PAINTER						
	Govt Lot	<u>Qtr Sec</u> E2NWSE	<u>Sec</u> 32	<u>Twp</u> 23N	<u>Rge</u> 35E	<u>County</u> VALLEY	
Diversion to R Dam Height: Depth:	g	ERSION # 1 .00 FEET .00 FEET	l				
Surface Area:	-	.82 ACRES	-				
Capacity:		,	GHT,	MAXIM	JM DE	PTH, AND SURFACE AREA HAVE	
Period of Use:	JANUARY 1 T	O DECEMB	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County	
1		NWSE	32	23N	35E	VALLEY	

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 37587-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37588-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
Priority Date:	DECEMBER 31, 1906
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF BERRY COULEE
Source Type:	GROUNDWATER
	ALSO KNOWN AS ALSO KNOWN AS BERRY SPRING

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\*Point of Diversion and Means of Diversion: <u>Twp</u> ID Govt Lot Qtr Sec **Rge** County Sec 1 NWNWSW 4 23N 35E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING THE MEANS OF DIVERSION APPEARS TO BE INCORRECT. THE MEANS OF DIVERSION APPEARS TO BE LIVESTOCK DRINKING DIRECT FROM SOURCE. Period of Use: **JANUARY 1 TO DECEMBER 31** \*Place of Use: ID **Govt Lot** Rge County Qtr Sec Twp Acres Sec 1 NWNWSW 4 23N 35E VALLEY

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TIMELY FILED OBJECTION OF UNITED STATES OF AMERICA WAS AMENDED BY CONSENT IN THE PARTIES OF THIS MATTER TO INCLUDE POINT OF DIVERSION AND PLACE OF USE BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 37589-	00 STATEMENT OF CLAIM
	Version:	2 REEXAMINED
		Status: ACTIVE
Owners:	ELK HEAVE PO BOX 728 GLASGOW,	3
<b>Priority Date:</b>	DECEMBER	31, 1906
Type of Historical Right	: USE	
Purpose(use):	STOCK	
*Flow Rate:	CONSISTS DITCH SYS	FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A TEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT LLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK WA	INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR TERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER IT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER
Source Name:	SPRING, PL	UM COULEE
Source Type:	GROU	NDWATER
	ALSO KNOV	VN AS SCHOOL SECTION SPRING
Point of Diversion and I	Means of Diver	sion:
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSESE 36 24N 33E PHILLIPS
		TO DECEMBER 10
<b>Diversion Means:</b>	FLOWING	
Period of Use:	JANUARY 1	TO DECEMBER 10

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			SWSESE	36	24N	33E PHILLIPS

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	<b>40E 37590-00</b> STATEMENT OF CLAIM Version: 3 REEXAMINED
	Status: ACTIVE
Owners:	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
<b>Priority Date:</b>	DECEMBER 31, 1962
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WAGON COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1 *Period of Diversion Diversion Means:	Govt Lot     Qtr Sec     Sec     Twp     Rge     County       8     NE     5     22N     35E     VALLEY       a: JANUARY 1 TO DECEMBER 31     DAM
Diversion weaks:	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 37590-00 Page 2 of 2

> **ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Otr Sec Sec Rge County NE 22N 35E VALLEY 5 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 8 NE 5 23N 35E VALLEY 2 9 5 35E VALLEY NE 22N

### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ON 7/7/2008 DNRC FILED A MEMO STATING THAT THE POINT OF DIVERSION, RESERVOIR, AND PLACE OF USE IS INCORRECT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 37591-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	ELK HEAVEN LLP PO BOX 728 GLASGOW, MT 59230
Priority Date:	DECEMBER 31, 1906
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF CASTLE COULEE
Source Type:	GROUNDWATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWSE 25 24N 33E PHILLIPS
-	: JANUARY 1 TO DECEMBER 31
Diversion Means:	FLOWING
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			SWNWSE	25	24N	33E PHILLIPS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37592-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	ELK HEAVEN LLP PO BOX 728 GLASGOW, MT 59230				
Priority Date:	DECEMBER 31, 1906				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, PLUM COULEE				
Source Type:	GROUNDWATER				
Point of Diversion and I	Means of Diversion:				
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNW 36 24N 33E PHILLIPS				
-	a: JANUARY 1 TO DECEMBER 10				
Diversion Means:	FLOWING				
Period of Use:	JANUARY 1 TO DECEMBER 10				

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b>Rge County</b>
1			SESWNW	36	24N	33E PHILLIPS

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 37593-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248				
	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230				
<b>Priority Date:</b>	DECEMBER 31, 1940				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
Flow Rate:	2.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF WAGON COULEE				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County				
-	7 NE 5 22N 35E VALLEY				
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DEVELOPED SPRING				
Period of Use:	JANUARY 1 TO DECEMBER 31				

Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		7	NE	5	22N	35E VALLEY

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 37594-00 STATEMENT OF CLAIM					
	Version:	2 REEXAM	INED			
		Status:	ACTIVE			
Owners:	JULIE A BL 41 PARK G NASHUA, M	ROVE DR				
Priority Date:	DECEMBE	R 31, 1958				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM	M RESERVOI	R. THE	FLOW	RATE	ECREED FOR THIS USE FROM THIS IS LIMITED TO THE MINIMUM USTAIN THIS PURPOSE.
*Volume:	STOCK WA	ATERING PUR NIT. ANIMAL U	POSES	S AT TH	E RAT E BAS	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	UNNAMED	TRIBUTARY	OF LE	NA COU	ILEE	
Source Type:	SURF	ACE WATER				
Point of Diversion and M	Aeans of Dive	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNWNE		<u>Twp</u> 23N		<u>County</u> VALLEY
*Period of Diversion	: JANUARY	1 TO DECEM	BER 31			
<b>Diversion Means:</b>	DAM					
	THE PERIC	OD OF DIVER	SION H	AS BEE	N ST	ANDARDIZED BY DNRC FOR THIS

OCTOBER 7, 2020 40E 37594-00 Page 2 of 2

<b>Reservoir:</b>	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SWNWNE	<u>Sec</u> 20	<u>Twp</u> 23N	Rge County 35E VALLEY	
Diversion	n to Reservoir: C	DIVERSION # 1				
Period of Use:	JANUARY 1	TO DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acr</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		SWNWNE	20	23N	35E VALLEY	

#### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE POINT OF DIVERSION APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE NENESW SEC 20 TWP 23N RGE 35E VALLEY COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 37595-00 STATEMENT OF CLAIM Version: 2 REEXAMINED Status: ACTIVE
Owners:	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
<b>Priority Date:</b>	DECEMBER 31, 1959
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF WAGON COULEE
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u>	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
1 *Danial of Dimension	NENESW 32 23N 35E VALLEY
*Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 37595-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County NENESW 23N 35E VALLEY 32 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NENESW 32 23N 35E VALLEY 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 37596-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230					
	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230					
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248					
Priority Date:	DECEMBER 31, 1951					
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK					
Source Type:	SURFACE WATER					

OCTOBER 7, 2020 40E 37596-00 Page 2 of 2

Point of Diversion and M ID 1 *Period of Diversion:	<u>Govt Lot</u>	<u>Qtr Sec</u> N2NWSE	32	<u>Twp</u> 24N		<u>County</u> VALLEY
<b>Diversion Means:</b>	DAM		_			
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> N2NWSE	<u>Sec</u> 32	<u>Twp</u> 24N		<u>County</u> VALLEY
Diversion to Re	eservoir: DIV	ERSION # 1				
Period of Use:	JANUARY 1 TO	O DECEMBE	ER 31			
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		N2NWSE	32	24N	35E	VALLEY
2		S2SWNE	32	24N	35E	VALLEY
3		SESENW	32	24N	35E	VALLEY
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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Water Right Number:	40E 37597-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
Priority Date:	DECEMBER 31, 1946
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF CARPENTER CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 9 23N 35E VALLEY
-	: JANUARY 1 TO DECEMBER 31 DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

OCTOBER 7, 2020 40E 37597-00 Page 2 of 2

> **ONSTREAM Reservoir:** Qtr Sec Sec T<u>wp</u> **Govt Lot Rge** County NWNWSW 23N 35E VALLEY 9 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Govt Lot Rge** County Acres Qtr Sec Sec Twp 1 35E VALLEY N2NWSW 9 23N 2 S2SWNW 9 23N 35E VALLEY ..... ......

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 37598-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248					
	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230					
	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230					
Priority Date:	DECEMBER 31, 1952					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF PLUM CREEK					
Source Type:	SURFACE WATER					

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Point of Diversion and Means of Diversion:							
<u>ID</u> 1		Govt Lot	<u>Qtr Sec</u> SESESE	<u>Sec</u> 33	<u>Twp</u> 24N		<u>County</u> VALLEY
*Period of Diversion: Diversion Means:		: JANUARY 1 TO DAM	D DECEMB	ER 31			
		THE PERIOD ( CLAIM.	OF DIVERS	ION H	AS BEE	EN STA	ANDARDIZED BY DNRC FOR THIS
Reservo	ir: ONS	STREAM					
		Govt Lot	<u>Qtr Sec</u> SESESE	<u>Sec</u> 33	<u>Twp</u> 24N		<u>County</u> VALLEY
Dive	rsion to Re	eservoir: DIVE	ERSION # 1				
Period of Use:	:	JANUARY 1 TO	DECEMBI	ER 31			
Place of Use:							
ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			SESESE	33	24N	35E	VALLEY
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.							

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 37599-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248					
Priority Date:	DECEMBER 31, 1946					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF CARPENTER CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWSW923N35EVALLEY					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 37599-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County **NENWSW** 23N 35E VALLEY 9 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 9 23N 35E VALLEY NENWSW 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37600-00	STAT	FEMENT OF CLAIM
	Version: 2 -	REEXA	AMINED
	Sta	tus:	ACTIVE
Owners:	JULIE A BURK 41 PARK GRO NASHUA, MT (	VE DR	
	KEITH D BURH PO BOX 749 GLASGOW, M		
	CASEY J BUR 356 3RD AVE GLASGOW, M	N	
Priority Date:	DECEMBER 3	1, 1940	
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	CONSISTS OF DITCH SYSTE	STOCK M. THE	ATE HAS NOT BEEN DECREED BECAUSE THIS USE ( DRINKING DIRECTLY FROM THE SOURCE, OR FROM A FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT (SSARY TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK WATE ANIMAL UNIT.	RING PI ANIMAI	S THE AMOUNT OF WATER CONSUMPTIVELY USED FOR URPOSES AT THE RATE OF 30 GALLONS PER DAY PER L UNITS SHALL BE BASED ON REASONABLE CARRYING ORICAL USE OF THE AREA SERVICED BY THIS WATER
Source Name: Source Type:	SPRING, UNN GROUNE		TRIBUTARY OF WAGON COULEE

OCTOBER 7, 2020 40E 37600-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID Govt Lot Qtr Sec **Rge** County Sec 1 10 NE 3 22N 35E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Govt Lot Qtr Sec Sec Twp **Rge** County Acres 1 10 NE 3 22N 35E VALLEY

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 37601-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248					
<b>Priority Date:</b>	DECEMBER 31, 1951					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF LENA COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNW723N35EVALLEY					
*Period of Diversion	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.					

OCTOBER 7, 2020 40E 37601-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County NWNWNW 23N 35E VALLEY **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 NWNWNW 7 23N 35E VALLEY THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 37602-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248				
Priority Date:	DECEMBER 31, 1920				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF CARPENTER CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Means of Diversion:				
<b>ID</b> 1	Govt LotQtr SecSecTwpRgeCountySWNESE823N35EVALLEY				
*Period of Diversion	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.				

OCTOBER 7, 2020 40E 37602-00 Page 2 of 2

**ONSTREAM Reservoir: Govt Lot** T<u>wp</u> Qtr Sec Sec **Rge** County SWNESE 23N 35E VALLEY 8 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 8 23N 35E VALLEY SWNESE 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37603-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230				
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248				
	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230				
<b>Priority Date:</b>	DECEMBER 31, 1940				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	SPRING, UNNAMED TRIBUTARY OF BERRY COULEE				
Source Type:	GROUNDWATER				
	ALSO KNOWN AS ALSO KNOWN AS BERRY SPRING				

OCTOBER 7, 2020 40E 37603-00 Page 2 of 2

\*Point of Diversion and Means of Diversion: <u>Twp</u> ID Govt Lot Qtr Sec **Rge** County Sec 1 S2NWSW 4 23N 35E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING THE MEANS OF DIVERSION APPEARS TO BE INCORRECT. THE MEANS OF DIVERSION APPEARS TO BE LIVESTOCK DRINKING FROM SOURCE. Period of Use: **JANUARY 1 TO DECEMBER 31** \*Place of Use: ID **Govt Lot** Rge County Qtr Sec Twp Acres Sec 1 S2NWSW 4 23N 35E VALLEY

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TIMELY FILED OBJECTION OF UNITED STATES OF AMERICA WAS AMENDED BY AMENDED BY CONSENT OF THE PARTIES IN THIS MATTER TO INCLUDE POINT OF DIVERSION AND PLACE OF USE. BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 37604-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230				
	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230				
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248				
Priority Date:	DECEMBER 31, 1951				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF PLUM CREEK				
Source Type:	GROUNDWATER				

OCTOBER 7, 2020 40E 37604-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID Govt Lot Qtr Sec Rge County Sec 1 NENWNW 4 23N 35E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 NENWNW 23N 35E VALLEY 4

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 37605-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	\$	tatus: ACTIV	E			
Owners:	JULIE A BUR 41 PARK GR NASHUA, M	OVE DR				
Priority Date:	DECEMBER	31, 1940				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS ( DITCH SYST	F STOCK DRINKI	NG DIRECTLY RATE IS LIMITE	CREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A D TO THE MINIMUM AMOUNT HIS PURPOSE.		
*Volume:	STOCK WAT	ERING PURPOSE	S AT THE RAT SHALL BE BAS	ATER CONSUMPTIVELY USED FOR E OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER		
Source Name:	SPRING, UNNAMED TRIBUTARY OF LENA COULEE					
Source Type:	GROUNDWATER					
	ALSO KNOWN AS ROBINSON SPRING					
Point of Diversion and I	Means of Diver	ion:				
ID 1	Govt Lot	<u>Qtr Sec</u> <u>Sec</u> NWSWSW 6		<u>County</u> VALLEY		
Period of Diversior				VALLEY		
Diversion Means:	FLOWING	I O DECEMBER 3	I			
Period of Use:	JANUARY 1	TO DECEMBER 3	1			

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#### Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	<b>Rge County</b>
1			NWSWSW	6	23N	35E VALLEY

#### **Remarks:**

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COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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Water Right Number:	40E 37606-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230				
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248				
	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230				
Priority Date:	DECEMBER 31, 1940				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	SPRING, UNNAMED TRIBUTARY OF FORT PECK LAKE				
Source Type:	GROUNDWATER				

OCTOBER 7, 2020 40E 37606-00 Page 2 of 2

> Point of Diversion and Means of Diversion: <u>Twp</u> ID Govt Lot Qtr Sec Rge County Sec 1 SWSWSE 4 22N 35E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** FLOWING **JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp Rge County 1 SWSWSE 22N 35E VALLEY 4

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

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#### **IMPORTANT NOTICE**

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Water Right Number:	40E 37607-00 STATEMENT OF CLAIM				
	Version: 2 REEXAMINED				
	Status: ACTIVE				
Owners:	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230				
	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230				
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248				
Priority Date:	DECEMBER 31, 1945				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)				
Source Type:	SURFACE WATER				

OCTOBER 7, 2020 40E 37607-00 Page 2 of 2

Point of Diversion and Means of Diversion:						
$\frac{\text{ID}}{4}$	Govt Lot	<u>Qtr Sec</u>				County
<sup>1</sup> *Period of Diversion:	JANUARY 1 TO	SWSWSE D DECEMB	4 ER 31	22N	35E	VALLEY
<b>Diversion Means:</b>	DAM					
	THE PERIOD ( CLAIM.	OF DIVERS	ION H	AS BEE	N STA	ANDARDIZED BY DNRC FOR THIS
Reservoir: ONS	STREAM					
	Govt Lot	<u>Qtr Sec</u> SWSWSE	<u>Sec</u> 4	<u>Twp</u> 22N		<u>County</u> VALLEY
Diversion to Re	servoir: DIVI	ERSION # 1				
Period of Use:	Period of Use: JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SWSE	4	22N	35E	VALLEY

#### **Remarks:**

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37608-00 STATEMENT OF CLAIM			
	Version: 2 REEXAMINED			
	Status: ACTIVE			
Owners:	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230			
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248			
	CASEY J BURKE 356 3RD AVE N GLASGOW, MT 59230			
<b>Priority Date:</b>	DECEMBER 31, 1945			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER (FORT PECK LAKE)			
Source Type:	SURFACE WATER			

OCTOBER 7, 2020 40E 37608-00 Page 2 of 2

*Point of Diversion and Means of Diversion:								
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>		Twp	Rge C			
1 *Period of Diversion Diversion Means:	: JANUARY 1 T DAM	NWSWSE O DECEMB	4 ER 31	22N	35E V	ALLEY		
	THE PERIOD CLAIM.	OF DIVERS	ION H	AS BEE	N STAN	NDARDIZED BY DNRC FOR THIS		
*Reservoir: ONS	STREAM							
	Govt Lot	<u>Qtr Sec</u> NWSWSE	<u>Sec</u> 4	<u>Twp</u> 22N	$\frac{\text{Rge}}{35\text{E}} \frac{\text{C}}{\text{V}}$	<u>County</u> /ALLEY		
<b>Diversion to Reservoir:</b> DIVERSION # 1								
Period of Use:	JANUARY 1 T	O DECEMB	ER 31					
Place of Use: ID Acres	Govt Lot	Qtr Sec	Sec	Тwp	<u>Rge</u> C	County		
<u>nores</u> 1	Gott Lot	SWSE	4	22N		ALLEY		

**Remarks:** 

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION, SOURCE NAME, AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37609-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	KEITH D BURKE PO BOX 749 GLASGOW, MT 59230					
	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248					
Priority Date:	DECEMBER 31, 1940					
Type of Historical Right	USE					
Purpose(use):	STOCK					
Flow Rate:	1.50 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	SPRING, UNNAMED TRIBUTARY OF IRISHMAN COULEE					
Source Type:	GROUNDWATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> 1	Govt Lot Qtr Sec Sec Twp Rge County					
•	NWNWNW 10 22N 35E VALLEY : JANUARY 1 TO DECEMBER 31					
Diversion Means:	DEVELOPED SPRING					
Period of Use:	JANUARY 1 TO DECEMBER 31					

### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1			NWNWNW	10	22N	35E VALLEY

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37613-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
*Priority Date:	DECEMBER 31, 1972
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF TIMBER CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWSWSE625N34EVALLEY
*Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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*Reservoir:	ONSTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWSE	<u>Sec</u> 6	<u>Twp</u> 25N	<u>Rge</u> <u>County</u> 34E VALLEY	
Diversi	on to Reservoir:	DIVERSION # 1				
Period of Use:	JANUARY	1 TO DECEMB	ER 31			
*Place of Use:						
<u>ID</u> <u>A</u>	cres <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		SWSWSE	6	25N	34E VALLEY	

### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

CLAIM WAS IMPROPERLY DESIGNATED TO BASIN 40M . CLAIM WAS NOT INCLUDED IN THE BASIN 40E TEMPORARY PRELIMINARY DECREE ISSUED 03/07/1985.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

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Water Right Number:	40E 37614-	00 STATEN	/ENT C	OF CLAI	Μ	
	Version:	3 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	JULIE A BUI 41 PARK GF NASHUA, M	ROVE DR				
Priority Date:	DECEMBER	31, 1934				
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STOCK D FEM. THE FL	RINKIN .OW R/	IG DIRE ATE IS L		ECREED BECAUSE THIS USE FROM THE SOURCE, OR FROM A ED TO THE MINIMUM AMOUNT HIS PURPOSE.
*Volume:	STOCK WA	TERING PUR IT. ANIMAL U	POSES NITS S	S AT TH HALL B	E RAT	ATER CONSUMPTIVELY USED FOR TE OF 30 GALLONS PER DAY PER SED ON REASONABLE CARRYING REA SERVICED BY THIS WATER
Source Name:	MISSOURI I	RIVER (FORT	PECK	LAKE)		
Source Type:	SURFA	CE WATER				
*Point of Diversion and M	leans of Diver	sion:				
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u>		Twp		County
			6	22N	35E	VALLEY
Period of Diversion Diversion Means:		I DECEME DIRECT FR				
2	LIVESTOUR		01vi 30 7	22N	35E	VALLEY
Period of Diversion	• JANUARY 1			2211	55E	
Diversion Means:		DIRECT FR		URCE		

OCTOBER 7, 2020 40E 37614-00 Page 2 of 4

\*Point of Diversion and Means of Diversion: T<u>wp</u> ID **Govt Lot Otr Sec** <u>County</u> Sec Rge 3 8 22N 35E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 9 22N 35E VALLEY 4 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 5 22N 35E VALLEY 11 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 6 13 22N 35E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 35E VALLEY 14 22N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 35E VALLEY 8 15 22N Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 9 4 22N 36E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 10 5 22N 36E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 11 NE 8 22N 36E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** NW 8 22N 36E VALLEY 12 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 13 N2SE 8 22N 36E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SW 36E VALLEY 14 8 22N Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** N2S2 22N 36E VALLEY 15 9 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 16 N2 9 22N 36E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 17 N2SW 1 22N 34E VALLEY Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

OCTOBER 7, 2020 40E 37614-00 Page 3 of 4

#### \*Point of Diversion and Means of Diversion:

$\frac{\mathrm{ID}}{\mathrm{10}}$	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>		
18		NW	1	22N	34E VALLEY		
Period of Diversion	: JANUARY 1 TO	DECEMBI	ER 31				
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRC	M SC	URCE			
19		SE	1	22N	34E VALLEY		
Period of Diversion	: JANUARY 1 TO	DECEMBI	ER 31				
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRC	M SC	URCE			
20		NE	1	22N	34E VALLEY		
Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	LIVESTOCK D	IRECT FRC	OM SC	URCE			
Period of Use:	JANUARY 1 TC	DECEMBE	ER 31				

### \*Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1				6	22N	35E VALLEY
2				7	22N	35E VALLEY
3				8	22N	35E VALLEY
4				9	22N	35E VALLEY
5				11	22N	35E VALLEY
6				13	22N	35E VALLEY
7				14	22N	35E VALLEY
8				15	22N	35E VALLEY
9				4	22N	36E VALLEY
10				5	22N	36E VALLEY
11			NE	8	22N	36E VALLEY
12			NW	8	22N	36E VALLEY
13			N2SE	8	22N	36E VALLEY
14			SW	8	22N	36E VALLEY
15			N2S2	9	22N	36E VALLEY
16			N2	9	22N	36E VALLEY
17			N2SW	1	22N	34E VALLEY
18			NW	1	22N	34E VALLEY
19			SE	1	22N	34E VALLEY
20			NE	1	22N	34E VALLEY

## **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE IMPLIED CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 40E 30046562, 40E 30046563, 40E 30046564, 40E 30046565 AND 40E30046566.

THE PLACE OF USE CONSISTS OF FEDERAL PUBLIC LANDS. THE WATER RIGHT IS APPURTENANT TO THE FOLLOWING PRIVATE LANDS: S2SW OF SEC 3, S2SE SEC 4, N2NE SEC 9, AND N2NW SEC 10, T22N, R35E, VALLEY COUNTY.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37620	-00	STATE	MENT C	F CLAI	N	
	Version:	2 RI	EEXAM	INED			
		Status	: /	ACTIVE			
Owners:	JULIE A BL 41 PARK G NASHUA, M	ROVE					
	KEITH D BI PO BOX 74 GLASGOW	19	9230				
	CASEY J B 356 3RD A' GLASGOW	VE N	9230				
Priority Date:	DECEMBE	R 31, 1	940				
Type of Historical Right	USE						
Purpose(use):	DOMESTIC	)					
Flow Rate:	10.00 GPM						
Volume:	2.50 AC-FT	-					
Households:	2						
Maximum Acres:	0.50						
Source Name:	GROUNDV	VATER					
Source Type:	GROL	JNDW	ATER				
Point of Diversion and N	Aeans of Dive	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	SV	<u>Qtr Sec</u> /SWSE		<u>Twp</u> 22N		<u>County</u> VALLEY
Period of Diversion		1 TO E	DECEM	BER 31			
	WELL						
Period of Use:	JANUARY	1 TO D	ECEME	3ER 31			

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1	0.50		SWSWSE	4	22N	35E VALLEY
Total:	0.50					

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

37575-00 37620-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

## \*\*\*\* THIS IS AN INTERBASIN TRANSFER CLAIM \*\*\*\*

THIS APPROPRIATION OF WATER TAKES WATER FROM THE MISSOURI RIVER, BETWEEN MUSSELSHELL RIVER AND FORT PECK DAM DRAINAGE (BASIN 40E) AND USES IT IN THE MISSOURI RIVER, BETWEEN MUSSELSHELL RIVER AND FORT PECK DAM DRAINAGE (BASIN 40E) AND THE BEAVER CREEK, TRIBUTARY TO MILK RIVER DRAINAGE (BASIN 40M). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37622-00 STATEMENT OF CLAIM
	Version: 4 REEXAMINED
	Status: ACTIVE
Owners:	JULIE A BURKE 41 PARK GROVE DR NASHUA, MT 59248
Priority Date:	JULY 30, 1959
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
*Volume:	1,328.00 AC-FT
Climatic Area	2 - MODERATELY HIGH
*Maximum Acres:	664.00
Source Name:	TIMBER CREEK
Source Type:	SURFACE WATER
Source Name:	UNNAMED TRIBUTARY OF TIMBER CREEK
Source Type:	SURFACE WATER
	THE SOURCE INCLUDES UNNAMED TRIBUTARIES OF TIMBER CREEK.

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\*Point of Diversion and Means of Diversion:

<u>ID</u> 1	Govt Lot			<u>Twp</u> 25N	<u>Rge</u> 34E				
Source Name:	UNNAMED T	SENESE 5 25N 34E VALLEY UNNAMED TRIBUTARY OF TIMBER CREEK							
Period of Diversio									
<b>Diversion Means:</b>	DIVERSION	DAM							
2		NWNENW	8	25N	34E	VALLEY			
Source Name:	TIMBER CRE	EK							
Period of Diversio	n: JANUARY 1	TO DECEMB	ER 31						
<b>Diversion Means:</b>	DIKE								
3		NWNWSW	4	25N	34E	VALLEY			
Source Name:	UNNAMED T	RIBUTARY C	F TIM	IBER CI	REEK				
Period of Diversio	n: JANUARY 1	TO DECEMB	ER 31						
<b>Diversion Means:</b>	DITCH								
4		NESESW	5	25N	34E	VALLEY			
Source Name:	TIMBER CRE	EK							
Period of Diversio	n: JANUARY 1	TO DECEMB	ER 31						
<b>Diversion Means:</b>	DIKE								
Period of Use:	of Use: JANUARY 1 TO DECEMBER 31								

### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	120.00		SW	5	25N	34E VALLEY
2	290.00		E2	6	25N	34E VALLEY
3	40.00		E2NW	6	25N	34E VALLEY
4	120.00		NE	7	25N	34E VALLEY
5	94.00		W2NW	8	25N	34E VALLEY
Total:	664.00					

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM APPEARS TO BE CLAIMING TWO SEPARATE SOURCES OF WATER. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	Water Right Number: 40E 37628-00 STATEMENT OF CLAIM						
	Version:	2 REEXAMI	NED				
		Status: A	CTIVE				
Owners:	DDM LLC PO BOX 71 GLASGOW	l /, MT 59230 007	71				
Priority Date:	DECEMBE	R 31, 1971					
Type of Historical Right	: USE						
Purpose(use):	DOMESTIC	)					
Flow Rate:	20.00 GPM	I					
Volume:	1.50 AC-FT	Г					
Households:	1						
Maximum Acres:	0.50						
*Source Name:	MISSOURI	RIVER (FORT	PECK	LAKE)			
Source Type:	SURF	ACE WATER					
Point of Diversion and I	Means of Dive	ersion:					
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSESW	<u>Sec</u> 24	<u>Twp</u> 26N		<u>County</u> VALLEY	
Period of Diversion Diversion Means:	: JANUARY PUMP	1 TO DECEMB	ER 31				
Period of Use:	JANUARY	1 TO DECEMBI	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>	
1 0.50		NESWSW	24	26N	40E	VALLEY	
<b>Total:</b> 0.50							

**Remarks:** 

OCTOBER 7, 2020 40E 37628-00 Page 2 of 2

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 107.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37629-00 STATEMENT OF CLAIM					
	Version: 2 REEXAMINED					
	Status: ACTIVE					
Owners:	ALLAN W RORVIK 57 TIERRA VISTA WAY SAN RAFAEL, CA 94901 1668					
	MARGARET_RORVIK 57 TIERRA VISTA WAY SAN RAFAEL, CA 94901 1668					
Priority Date:	DECEMBER 31, 1971					
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	20.00 GPM					
Volume:	1.50 AC-FT					
Households:	1					
Maximum Acres:	0.50					
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)					
Source Type:	SURFACE WATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNENWNE2424N39EVALLEY					
	: APRIL 1 TO NOVEMBER 30					
<b>Diversion Means:</b>	PUMP					
Period of Use:	APRIL 1 TO NOVEMBER 30					

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	0.50		SWNENE	24	24N	39E VALLEY
Total:	0.50					

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 23.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right	Number:	40E 37632-00 STATEMENT OF CLAIM						
		Version:	2 R	EEXAMI	NED			
			Statu	s: A	CTIVE			
Owners:		DON C LEKVOLD 424 PARK ST BOX 690 SCOBEY, MT 59263						
Priority Dat	e:	DECEMBE	DECEMBER 31, 1968					
Type of Hist	orical Right	: USE						
Purpose(use	):	DOMESTI	С					
Flow Rate:		20.00 GPN	Л					
Volume:		2.00 AC-F	Т					
Но	ouseholds:	2						
Maximum A	cres:	5.00						
*Source Nam	e:	MISSOUR	I RIVEI	R (FORT	PECK	LAKE)		
Source Type: SURFACE WATER								
Point of Div	ersion and l	Means of Div	ersion:					
<u>ID</u> 1		Govt Lot		Qtr Sec	Sec	Twp	<u>Rge</u>	<b>County</b>
•	f D'					24N	40E	VALLEY
Period	of Diversion on Means:	: JANUARY PUMP				24N	40E	VALLEY
Period	on Means:		′ 1 TO I	DECEME	SER 31	24N	40E	VALLEY
Period Diversi	on Means: e:	PUMP	′ 1 TO I	DECEME	SER 31	24N	40E	VALLEY
Period Diversi Period of Us	on Means: e:	PUMP	′ 1 TO I	DECEME	SER 31	24N		VALLEY <u>County</u>
Period Diversio Period of Us Place of Use	on Means: e: :	PUMP JANUARY	1 TO I	DECEME	ER 31	24N	Rge	
Period Diversion Period of Use <u>ID</u>	on Means: e: : <u>Acres</u>	PUMP JANUARY	1 TO I 1 TO [ S	DECEMB	ER 31 ER 31 <u>Sec</u> 19	24N <u>Twp</u>	<u>Rge</u> 40E	County

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 15.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 37634-00 STATEMENT OF CLAIM					
	Version:	2 REEXAMI	NED			
		Status: A	CTIVE			
Owners:	COGHLAN, ANNE REVOCABLE LIVING TRUST ANNE E COGHLAN, TRUSTEE 83A DAVIS LAKE RD WINTHROP, WA 98862 9733					
Priority Date:	APRIL 15,	1970				
Type of Historical Right	USE					
Purpose(use):	DOMESTIC	C				
Flow Rate:	20.00 GPN	1				
Volume:	1.50 AC-FT					
Households:	1					
Maximum Acres:	0.37					
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)					
Source Type:	SURF	ACE WATER				
Point of Diversion and M	Aeans of Div	ersion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SENENE	<u>Sec</u> 24	<u>Twp</u> 24N		<u>County</u> VALLEY
Period of Diversion	: APRIL 15	TO OCTOBER	15			
<b>Diversion Means:</b>	PUMP					
Period of Use:	APRIL 15 TO OCTOBER 15					
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1 0.37		NENENE	24	24N	39E	VALLEY
<b>Total:</b> 0.37						

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 33.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Y

Water Right Number:	40E 37644-	00 STATEMENT OF CLAIM				
	Version:	2 REEXAMINED				
		Status: ACTIVE				
Owners:	GORDON L BELL PO BOX 303 FORT PECK, MT 59223					
	AMY BELL PO BOX 30 FORT PEC	3 <, MT 59223				
Priority Date:	DECEMBER	र 31, 1958				
Type of Historical Right	: USE					
Purpose(use):	DOMESTIC					
Flow Rate:	20.00 GPM					
Volume:	1.50 AC-FT					
Households:	1					
Maximum Acres:	0.50					
*Source Name:	MISSOURI	RIVER (FORT PECK LAKE)				
Source Type:	SURF	ACE WATER				
Point of Diversion and I	Means of Dive	rsion:				
<u>ID</u> 1	<u>Govt Lot</u>	Qtr SecSecTwpRgeCountySENENE2526N40EVALLE				
Period of Diversion Diversion Means:		1 TO DECEMBER 31				
Period of Use:	JANUARY 1	TO DECEMBER 31				

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	0.50		SENENE	24	26N	41E VALLEY
Total:	0.50					

### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

G THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 3.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 38476-00 STATEMENT OF CLAIM					
	Version:	2 REEXAM	INED			
		Status: A	ACTIVE			
Owners:	MARY KAERCHER PO BOX 47 FORT PECK, MT 59223					
Priority Date:	AUGUST 31	, 1968				
Type of Historical Right	USE					
Purpose(use):	DOMESTIC					
Flow Rate:	10.00 GPM					
Volume:	1.50 AC-FT					
Households:	1					
Maximum Acres:	0.25					
Source Name:	MISSOURI RIVER					
Source Type:	SURF	ACE WATER				
Point of Diversion and M	leans of Dive	rsion:				
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSWNW		<u>Twp</u> 26N		<u>County</u> VALLEY
Period of Diversion		OCTOBER 1				
<b>Diversion Means:</b>	PUMP					
Period of Use:	APRIL 1 TO	OCTOBER 1				
Place of Use:						
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
1 0.25		NWSWNW	25	26N	40E	VALLEY
<b>Total:</b> 0.25						

OCTOBER 7, 2020 40E 38476-00 Page 2 of 2

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 306B.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Version:       2 - REEXAMINED Status:       ACTIVE         Status:       ACTIVE         Owners:       CRAIG SHAWVER 4823 BRUSETT RD BRUSETT, MT 59318 9633         Priority Date:       DECEMBER 31, 1949         Priority Date:       DECEMBER 31, 1949         Type of Historical Right:       USE         Purpose(use):       IRRIGATION         WATER SPREADING       WATER SPREADING         *Flow Rate:       ASPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.         Yolume:       257.32 AC-FT         Climatic Area:       1 - HIGH         Maximum Acrese:       1 - 11.88         Source Name:       INDIAN CREEK         Source Type:       SURFACE WATER         Point of Diversion attributers of Diversion       SURFACE WATER         Priod of Diversion       JANUARY 1 TO DECEMBER 31 Diversion Means:       JANUARY 1 TO DECEMBER 31         Period of Uses:       JANUARY 1 TO DECEMBER 31       SURFACE WATER 31	Water Right Number:	40E 38775-00 STATEMENT OF CLAIM
Owners:CRAIG SHAWVER 4823 BRUSETT RD BRUSETT, MT 59318 9633Prionity Date:DECEMBER 31, 1949Type of Historical Rige:USEType of Historical Rige:WATER SPREADINGIrrigation TypeIRRIGATION WATER SPREADINGYoune:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.Youne:257.32 AC-FTClimatic Area:111.88Source Name:NDIAN CREEK SURFACE WATERPoint of Diversion andQrr See NEYoung 4Priod of DiversionANUARY 1 TO DECEMBER 31 DiversionDiversion Mean:JANUARY 1 TO DECEMBER 31 DIVE		Version: 2 REEXAMINED
4823 BRUSETT RD BRUSETT, MT 59318 9633         Priority Date:       DECEMBER 31, 1949         Type of Historical Right:       USE         Purpose(use):       IRRIGATION         Irrigation Type:       WATER SPREADING         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.         Volume:       257.32 AC-FT         Climatic Area:       1 - HIGH         Maximum Acres:       111.88         Source Name:       INDIAN CREEK         Source Type:       SURFACE WATER         Point of Diversion and Junces of Diversion:       SURFACE WATER         ID       Govt Lot       Qtr Sec Sec Twp Reg County NE 4 19N 32E GARFIELD         Period of Diversion:       JANUARY 1 TO DECEMBER 31 Diversion Means:		Status: ACTIVE
Type of Historical Right: USE         Purpose(use):       IRRIGATION         Irrigation Type:       WATER SPREADING         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.         Volume:       257.32 AC-FT         Climatic Area:       1 - HIGH         Maximum Acres:       111.88         Source Name:       INDIAN CREEK         Source Type:       SURFACE WATER         Point of Diversion and Wearson Diversion:         ID       Govt Lot       Qtr Sec       Sec       Twp       Rge       County         1       Eriod of Diversion:       JANUARY 1 TO DECEMBER 31       Diversion High       Diversion High	Owners:	4823 BRUSETT RD
Purpose(use):       IRRIGATION         Irrigation Type:       WATER SPREADING         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.         Volume:       257.32 AC-FT         Climatic Area:       1 - HIGH         Maximum Acres:       111.88         Source Name:       INDIAN CREEK         source Type:       SURFACE WATER         Point of Diversion and Wears of Diversion:         ID       Govt Lot       Qtr Sec       Sec       Twp       Rge       County         1       Period of Diversion:       JANUARY 1 TO DECEMBER 31       DIKE       Source Means:       DIKE	Priority Date:	DECEMBER 31, 1949
Inrigation Type:WATER SPREADING*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.Volume:257.32 AC-FTClimatic Area:1 - HIGHMaximum Acres:111.88Source Name:INDIAN CREEK SURFACE WATERPoint of Diversion and Weans of Diversion:Qtr SecSecTwpID 1Govt Lot NEQtr SecSec 4TwpRge 32ECounty GARFIELDPeriod of Diversion:JANUARY 1 TO DECEMBER 31 Diversion Means:DIKECountyCounty	Type of Historical Right:	USE
*Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.         Volume:       257.32 AC-FT         Climatic Area:       1 - HIGH         Maximum Acres:       111.88         Source Name:       INDIAN CREEK         Source Type:       SURFACE WATER         Point of Diversion and Water of Diversion:       SURFACE WATER         D       Govt Lot       Qtr Sec       Sec       Twp       Rge       County         1       Reriod of Diversion:       JANUARY 1 TO DECEMBER 31       Diversion Means:       DIKE	Purpose(use):	IRRIGATION
CONSISTS OF DIRECT FLOW WATER SPREADING.         Volume:       257.32 AC-FT         Climatic Area: 1 - HIGH         Maximum Acres:       111.88         Source Name:       INDIAN CREEK         Source Type:       SURFACE WATER         Point of Diversion and Means of Diversion:         ID       Govt Lot         Qtr Sec       Sec         Twp       Rge         County         1       NE         Period of Diversion:       JANUARY 1 TO DECEMBER 31         Diversion Means:       DIKE	Irrigation Type:	WATER SPREADING
Climatic Area: 1 - HIGHMaximum Acres:111.88Source Name:INDIAN CREEKSource Type:SURFACE WATERPoint of Diversion and Means of Diversion: $\underline{ID}$ Govt Lot1Qtr Sec2Sec1County1Govt LotVRgeCounty1Diversion:JANUARY 1 TO DECEMBER 31Diversion Means:DIKE	*Flow Rate:	
Maximum Acres:111.88Source Name:INDIAN CREEKSource Type:SURFACE WATERPoint of Diversion and Means of Diversion:SurfaceIDGovt Lot1Qtr Sec241032ECountyGARFIELDPeriod of Diversion:JANUARY 1 TO DECEMBER 31Diversion Means:DIKE	Volume:	257.32 AC-FT
Source Name:       INDIAN CREEK         Source Type:       SURFACE WATER         Point of Diversion and Means of Diversion:       Image: Superiod of Diversion:         ID       Govt Lot       Otr Sec       Sec         ID       Image: Superiod of Diversion:       NE       4         Period of Diversion:       JANUARY 1 TO DECEMBER 31       Diversion Means:       DIKE	Climatic Area:	1 - HIGH
Source Type:     SURFACE WATER       Point of Diversion and Means of Diversion:     Image: County of Diversion:       Image: Diversion:     Govt Lot     Otr Sec Sec View       Image: New Year     NE     4       Image: Period of Diversion:     JANUARY 1 TO DECEMBER 31       Diversion Means:     DIKE	Maximum Acres:	111.88
Point of Diversion and Means of Diversion:       ID     Govt Lot     Qtr Sec     Sec     Twp     Rge     County       1     NE     4     19N     32E     GARFIELD       Period of Diversion:     JANUARY 1 TO DECEMBER 31       Diversion Means:     DIKE	Source Name:	INDIAN CREEK
IDGovt LotQtr SecSecTwpRgeCounty1NE419N32EGARFIELDPeriod of Diversion: JANUARY 1 TO DECEMBER 31Diversion Means:DIKE	Source Type:	SURFACE WATER
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DIKE	Point of Diversion and N	Ieans of Diversion:
Diversion Means: DIKE	<u>ID</u> 1	
	Period of Diversion	: JANUARY 1 TO DECEMBER 31
Period of Use: JANUARY 1 TO DECEMBER 31	<b>Diversion Means:</b>	DIKE
	Period of Use:	JANUARY 1 TO DECEMBER 31

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## Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	41.25		N2	3	19N	32E	GARFIELD
2	70.63		N2	4	19N	32E	GARFIELD
Total:	111.88						

## **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

IMPLIED CLAIM NO. 40E 210774-00 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 38776-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CRAIG SHAWVER 4823 BRUSETT RD BRUSETT, MT 59318 9633
Priority Date:	DECEMBER 31, 1949
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF SQUAW CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> 1	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County
·	3 NW 6 19N 32E GARFIELD I: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

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*Reservo	ir: ONS	STREAM						
		<u>Govt Lot</u>		<u>Qtr Sec</u> NW	<u>Sec</u> 6	<u>Twp</u> 19N	<u>Rge</u> 32E	<u>County</u> GARFIELD
Dive	rsion to R	eservoir:	DIVER	SION # 1				
Dam	Height:		29.80	FEET				
Dept	h:		26.80	FEET				
Surf	ace Area:		2.59	ACRES	6			
Capa	acity:		27.77	ACRE-	FEET			
		SEE THE I RESERVC			ORKS	HEET I	N THE	CLAIM FILE FOR ADDITIONAL
Period of Use:		JANUARY	1 TO D	ECEMBE	ER 31			
Place of Use:								
ID	Acres	Govt Lot		<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		3		NW	6	19N	32E	GARFIELD

### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 38776-00 Page 3 of 3

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 38777-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	CRAIG SHAWVER 4823 BRUSETT RD
	BRUSETT, MT 59318 9633
	TAMERA S SHAWVER 4823 BRUSETT RD BRUSETT, MT 59318 9633
Priority Date:	DECEMBER 31, 1951
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF INDIAN CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
$\frac{\text{ID}}{1}$	Govt Lot Qtr Sec Sec Twp Rge County SWSENW 32 20N 33E GARFIELD
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM

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*Reservoir: ONS	STREAM							
	Govt Lot	<u>Qtr Sec</u> SWSENW	<u>Sec</u> 32	<u>Twp</u> 20N	<u>Rge</u> 33E	<u>County</u> GARFIELD		
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	29. 26. 2.	ERSION # 1 80 FEET 80 FEET 59 ACRES 77 ACRE-	6					
SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.								
Period of Use:	JANUARY 1 TO	DECEMBI	ER 31					
Place of Use: <u>ID</u> <u>Acres</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NW	<u>Sec</u> 32	<u>Twp</u> 20N		<u>County</u> GARFIELD		

### **Remarks:**

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 38777-00 Page 3 of 3

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 38932-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
		Status:	ACTIVE				
Owners:	DOLORES JACOBS PO BOX 533 MALTA, MT 59538 0533						
Priority Date:	JUNE 30, 1973						
Type of Historical Right: USE							
Purpose(use):	IRRIGATION						
Irrigation Type:	WATER SPREADING						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.						
Volume:	9.00 AC-FT						
Climatic Area: 1 - HIGH							
Maximum Acres:	6.00						
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK						
Source Type:	SURF	FACE WATE	ĒR				
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr</u> SENE		<u>Twp</u> 24N		<u>County</u> PHILLIPS	
Period of Diversion			EMBER 31				
Diversion Means:	DIVERSIC						
Period of Use:	JANUARY	1 TO DECE	MBER 31				

## Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	5.00		NESWNW	25	24N	28E PHILLIPS
2	1.00		NWSENW	25	24N	28E PHILLIPS
Total:	6.00					

## **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	umber: 40E 38933-00 STATEMENT OF CLAIM						
	Version: 3 REEXAMINED						
	Status: ACTIVE						
Owners:	DOLORES JACOBS PO BOX 533 MALTA, MT 59538 0533						
Priority Date:	DECEMBER 31, 1917						
Type of Historical Right: USE							
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNE2624N28EPHILLIPS						
Period of Diversion: JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	ns: LIVESTOCK DIRECT FROM SOURCE						
Dariad of Usa	IANUARY 1 TO DECEMBER 31						

Period of Use: JANUARY 1 TO DECEMBER 31

## Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1			NE	26	24N	28E PHILLIPS

## Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION, MEANS OF DIVERSION, AND RESERVOIR RECORD WERE MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 38934-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DOLORES JACOBS PO BOX 533 MALTA, MT 59538 0533
Priority Date:	JUNE 30, 1973
Type of Historical Right:	USE
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	12.00 AC-FT
Climatic Area:	: 1 - HIGH
Maximum Acres:	8.00
Source Name: Source Type:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK SURFACE WATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySWNENW2524N28EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31

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#### Place of Use:

ID	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County	
1	6.50		NWNW	25	24N	28E PHILLIPS	3
2	1.50		W2NENW	25	24N	28E PHILLIPS	3
Total:	8.00						

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 38935-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	DOLORES JACOBS PO BOX 533 MALTA, MT 59538 0533
Priority Date:	DECEMBER 31, 1972
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountySENWSW2524N28EPHILLIPS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	PIT
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SENWSW 28E PHILLIPS 25 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 SENWSW 25 24N 28E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 38937-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	FRANCIS V JACOBS 21436 DRY FORK RD MALTA, MT 59538 9506
	DOLORES JACOBS PO BOX 533 MALTA, MT 59538 0533
<b>Priority Date:</b>	DECEMBER 31, 1936
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF FOURCHETTE CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
ID	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	SESWSE 24 24N 28E PHILLIPS
	I: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

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**ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec Twp **Rge** County SESWSE 28E PHILLIPS 24 24N **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Acres Govt Lot Qtr Sec Sec Twp **Rge** County 1 S2S2SE 24 24N 28E PHILLIPS 

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 38938-00 STATEMENT OF CLAIM									
		2 REEXAMIN								
	3	Status: A	CTIVE							
Owners:	PO BOX 513	KIMBERLY J SINDELAR PO BOX 51389 BILLINGS, MT 59105								
Priority Date:	JUNE 11, 19	69								
Type of Historical Right	: USE									
Purpose(use):	DOMESTIC									
Flow Rate:	10.00 GPM									
Volume:	1.50 AC-FT									
Households:	1									
*Source Name:	MISSOURI F	RIVER (FORT	PECK	LAKE)						
Source Type:	SURFA	CE WATER								
Point of Diversion and N	Aeans of Diver	sion:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENE	<u>Sec</u> 24	<u>Twp</u> 24N		<u>County</u> VALLEY				
Period of Diversion	: MARCH 10	TO DECEMBE	R 1							
<b>Diversion Means:</b>	PUMP									
Period of Use:	MARCH 10	TO DECEMBE	R 1							
Place of Use:										
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>				
1		NWNENE	24	24N	39E	VALLEY				

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 26.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 38939-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	MICHELLE D ISLE PO BOX 1149 WOLF POINT, MT 59201 1149							
Priority Date:	AUGUST 1, 1970							
Type of Historical Right	USE							
Purpose(use):	DOMESTIC							
Flow Rate:	20.00 GPM							
Volume:	1.50 AC-FT							
Households:	1							
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)							
Source Type:	SURFACE WATER							
Point of Diversion and M	leans of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWSWSE2426N40EVALLEY							
Period of Diversion	JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b>	PUMP							
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>							
1	NESESW 24 26N 40E VALLEY							

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 39.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 38940-00 STATEMENT OF CLAIM									
	Version: 2 REEXAMINED									
	S	tatus: A	CTIVE							
Owners:	TODD_DULANEY 1306 1ST ST S GREAT FALLS, MT 59405									
	CONNIE DUI 1306 1ST ST GREAT FALL	S								
<b>Priority Date:</b>	SEPTEMBER	15, 1966								
Type of Historical Right	: USE									
Purpose(use):	DOMESTIC									
Flow Rate:	20.00 GPM									
Volume:	1.50 AC-FT									
Households:	2									
*Source Name:	MISSOURI R	IVER (FORT	PECK	LAKE)						
Source Type:	SURFAC	CE WATER								
Point of Diversion and I	Means of Divers	ion:								
<u>ID</u> 1	Govt Lot	<u>Qtr Sec</u> SENENW	<u>Sec</u> 19	<u>Twp</u> 24N	Rge County 40E VALLEY					
Period of Diversion: JANUARY 1 TO DECEMBER 31										
<b>Diversion Means:</b>	PUMP									
Period of Use:	JANUARY 1 1	O DECEMBI	ER 31							
Place of Use:										
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County					
1		NESENW	19	24N	40E VALLEY					

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 007.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 38941-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	KATHRYN E HUSTON PO BOX 393 JORDAN, MT 59337
	HUSTON FAMILY TRUST 4482 BRUSETT RD BRUSETT, MT 59318
	DAVE W HUSTON PO BOX 393 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1964
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF DEADMAN COULEE
Source Type:	SURFACE WATER

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Point of Diversion and Means of Diversion: Twp Rge County ID **Govt Lot** Qtr Sec Sec 1 SWNENW 30 21N 32E GARFIELD \*Period of Diversion: JANUARY 1 TO DECEMBER 31 DAM **Diversion Means:** THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM. **ONSTREAM Reservoir:** T<u>wp</u> **Govt Lot** Otr Sec Sec **Rge** County 21N SWNENW 32E GARFIELD 30 **Diversion to Reservoir: DIVERSION #1 JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID Govt Lot Qtr Sec Rge County Acres Sec Twp 1 SWNENW 30 21N 32E GARFIELD ..... THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR **ISSUES TO REPORT TO THE WATER COURT.** 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 38942-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HUSTON FAMILY TRUST 4482 BRUSETT RD BRUSETT, MT 59318
	DAVE W HUSTON PO BOX 393 JORDAN, MT 59337
	KATHRYN E HUSTON PO BOX 393 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1949
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF DEAD MAN CREEK
Source Type:	SURFACE WATER

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*Point of Diversion and Means of Diversion:							
<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp		County	
1		SWNE	25	21N	31E	GARFIELD	
*Period of Diversion Diversion Means:	DAM	DECEIVIB	ER 31				
	THE PERIOD O CLAIM.	F DIVERS	ION H	IAS BEE	N ST	ANDARDIZED BY DNRC FOR THIS	
*Reservoir: ON	STREAM						
	Govt Lot	<u>Qtr Sec</u> NWNE	<u>Sec</u> 25	<u>Twp</u> 21N	<u>Rge</u> 31E	<u>County</u> GARFIELD	
Diversion to R	eservoir: DIVE	RSION # 1	l				
Period of Use:	JANUARY 1 TO	DECEMBI	ER 31				
Place of Use:							
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1	١	W2SENE	25	21N	31E	GARFIELD	

#### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM DID NOT APPEAR ON THE BASIN OBJECTION LIST. THE SOURCE AND POINT OF DIVERSION OF THIS CLAIM WERE CHANGED BY ORDER OF THE WATER COURT DATED 05/11/89. BECAUSE NO NOTICE WAS GIVEN THAT CHANGES WOULD BE MADE TO THIS CLAIM, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE DAM CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." OCTOBER 7, 2020 40E 38942-00 Page 3 of 3

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

Water Right Number:	40E 38943-00 STATEMENT OF CLAIM
	Version: 2 REEXAMINED
	Status: ACTIVE
Owners:	HUSTON FAMILY TRUST 4482 BRUSETT RD BRUSETT, MT 59318
	KATHRYN E HUSTON PO BOX 393 JORDAN, MT 59337
	DAVE W HUSTON PO BOX 393 JORDAN, MT 59337
Priority Date:	DECEMBER 31, 1917
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF LOST CREEK, NORTH FORK
Source Type:	GROUNDWATER

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Point of Diversion and Means of Diversion:										
ID		Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>			
1			NENESE	30	21N	32E	GARFIELD			
Period o	Period of Diversion: JANUARY 1 TO DECEMBER 31									
Diversio	n Means:	LIVESTOCK D	IRECT FRC	M SO	URCE					
Period of Use: JANUARY 1 TO DECEMBER 31										
Place of Use:	Place of Use:									
<u>ID</u>	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>			
1			NENESE	30	21N	32E	GARFIELD			

#### Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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Water Right Number:	40E 38944-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	BO PIERSON 4482 BRUSETT RD BRUSETT, MT 59318 9634						
Priority Date:	DECEMBER 31, 1944						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF HAY COULEE						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNESWNE320N32EGARFIELD						
	: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM						
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.						

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> **ONSTREAM Reservoir: Govt Lot** Qtr Sec Sec T<u>wp</u> **Rge** County NESWNE 20N 32E GARFIELD 3 **DIVERSION #1 Diversion to Reservoir: JANUARY 1 TO DECEMBER 31 Period of Use:** Place of Use: ID **Rge** County Acres Govt Lot Qtr Sec Sec Twp 1 32E GARFIELD NESWNE 3 20N 3 2 NWSENE 20N 32E GARFIELD ..... ......

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 38945-00 STATEMENT OF CLAIM						
	Version: 2 REEXAMINED						
	Status: ACTIVE						
Owners:	D & J RANCH LLC 12702 BEACH RD CHESTERFIELD, VA 23838						
Priority Date:	DECEMBER 31, 1943						
Type of Historical Right: USE							
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u>	Govt Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County						
1 *Doriod of Dimorder	NWNWSE 11 20N 32E GARFIELD						

\*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM **OCTOBER 7, 2020** 40E 38945-00 Page 2 of 3

> **ONSTREAM** \*Reservoir:

		<u>Govt Lot</u>	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 11	<u>Twp</u> 20N	<u>Rge</u> 32E		
	Diversion to R	leservoir: D	IVERSION #	1				
	Dam Height: Depth:		9.25 FEET 11.00 FEET					
	Capacity:		2.89 ACRE	-FEET				
	Enlarged Cap	acity:	8.00 ACRE	-FEET				
THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.								
Period of Use: JANUAR		JANUARY 1	TO DECEMB	ER 31				
Place of	f Use:							
<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County	
1			NWNWSE	11	20N	32E	GARFIELD	
2			SWSWNE	11	20N	32E	GARFIELD	
3			E2SENW	11	20N	32E	GARFIELD	

#### **Remarks:**

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION **OF THIS WATER RIGHT CLAIM.** 

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

RESERVOIR RECORD WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE. COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

**COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS** PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE MONTANA WATER COURT OR BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE PREPARATION OF THIS PRELIMINARY DECREE. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 38946-00 STATEMENT OF CLAIM							
	Version:	2 REEXAM						
		Status:	ACTIVE					
Owners:	GREGORY B PEHLKE 49 LOMOND GLASGOW, MT 59230							
Priority Date:	MAY 1, 19	MAY 1, 1959						
Type of Historical Right: USE								
Purpose(use):	DOMESTI	С						
Flow Rate:	30.00 GPN	30.00 GPM						
Volume:	1.50 AC-F	Т						
Households:	2							
Maximum Acres:	0.25							
*Source Name:	MISSOURI RIVER (FORT PECK LAKE)							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESW		<u>Twp</u> 26N		<u>County</u> VALLEY		
Period of Diversion		NOVEMBER	30					
<b>Diversion Means:</b>	PUMP							
Period of Use:	MAY 1 TO NOVEMBER 30							
Place of Use:								
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1 0.25		NENWSW	25	26N	40E	VALLEY		
<b>Total:</b> 0.25								

**Remarks:** 

OCTOBER 7, 2020 40E 38946-00 Page 2 of 2

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IS FORT PECK RECREATIONAL AREA, CABIN SITE NO. 303.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

SOURCE NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

#### **IMPORTANT NOTICE**

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# OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	40E 38947-00	STATEM	ENT C	OF CLAI	М		
	Version: 2 REEXAMINED						
	Sta	atus: A	CTIVE				
Owners:	7-V RANCH LLC 424 BURMA RD BRUSETT, MT 59318 9630						
<b>Priority Date:</b>	DECEMBER 3	1, 1960					
Type of Historical Right	t: USE						
Purpose(use):	STOCK						
Flow Rate:	0.50 GPM	0.50 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> 1	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNW	<u>Sec</u> 23	<u>Twp</u> 20N		<u>County</u> GARFIELD	
Period of Diversion		O DECEMB	ER 31				
<b>Diversion Means:</b>	WELL						
Period of Use:	JANUARY 1 TO	O DECEMB	ER 31				
Place of Use:							
ID <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County	
1		NENWNW	23	20N	31E	GARFIELD	

**Remarks:** 

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC PREPARATION OF THIS PRELIMINARY DECREE AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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## OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number:	er: 40E 38948-00 STATEMENT OF CLAIM							
	Version: 2 REEXAMINED							
	Status: ACTIVE							
Owners:	7-V RANCH LLC 424 BURMA RD BRUSETT, MT 59318 9630							
Priority Date:	DECEMBER 31, 1960							
Type of Historical Right: USE								
Purpose(use):	DOMESTIC							
Flow Rate:	1.00 GPM							
Volume:	1.50 AC-FT							
Households:	1							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCountyNWNWNW3020N32EGARFIELD							
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31 <b>Diversion Means:</b> WELL								
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u> <u>Qtr Sec Sec Twp Rge County</u>							
1	NWNWNW 30 20N 32E GARFIELD							

#### **Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

### THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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