### **IMPORTANT NOTICE**

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

| Water Right Number:                     | 40EJ 6459                           | 4-00                    | STATEN           | IENT O            | F CLA             | IM                                |
|---|-------------------------------------|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                            | 1 OR                    | IGINAL I         | RIGHT             |                   |                                   |
|   |                                     | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | SEPTEMBE                            | ER 29, 1                | 966              |                   |                   |                                   |
| Type of Historical Right                | : FILED                             |                         |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                            |                         |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFIC                          |                         |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 0.70 AC-FT                          | •                       |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED                             | TRIBU                   | TARY O           | F HAY             | COUL              | EE                                |
| Source Type:                            | SURF                                | ACE WA                  | ATER             |                   |                   |                                   |
| *Point of Diversion and I               | Means of Dive                       | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt</u>                   |                                     | <u>Qtr Sec</u>          |                  | Twp               |                   | County                            |
| 1                                       |                                     |                         | 18               | 25N               | 22E               | BLAINE                            |
| Period of Diversion<br>Diversion Means: | PIT                                 | 1 TO DE                 | CEMBE            | :R 31             |                   |                                   |
|   |                                     |                         |                  |                   |                   |                                   |
|   | STREAM                              |                         |                  |                   |                   |                                   |
| <u>Govt I</u>                           | <u>Lot</u><br>SE                    | <u>Qtr Sec</u><br>ENESW | <u>Sec</u><br>18 | <u>Twp</u><br>25N | <u>Rge</u><br>22E | <u>County</u><br>BLAINE           |
| Diversion to R                          | eservoir:                           | DIVERS                  |                  |                   |                   |                                   |
| Dam Height:                             |                                     | 8.00                    |                  |                   |                   |                                   |
| Depth:                                  |                                     | 5.00                    |                  |                   |                   |                                   |
| Surface Area:                           |                                     |                         | ACRES            |                   |                   |                                   |
| Capacity:                               |                                     |                         | ACRE-F           |                   |                   |                                   |
|   | THE CAPA<br>DNRC.                   | CITY, D                 | AM HEIC          | βητ, αν           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 64594-00

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         |                | SENESW         | 18         | 25N | 22E BLAINE               |

#### 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.

64593-00 64594-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                                      | 40EJ 64595-00 STATEMENT OF CLAIM  |
|--|---|
|  | Version: 1 ORIGINAL RIGHT   |
|  | Status: ACTIVE  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | NOVEMBER 13, 1959   |
| Type of Historical Right                                 | : USE   |
| Purpose(use):  | STOCK   |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.30 AC-FT  |
| Source Name:   | UNNAMED TRIBUTARY OF SQUAW CREEK  |
| Source Type:   | SURFACE WATER   |
| *Point of Diversion and I                                | Means of Diversion:   |
| IDGovt I1Period of DiversionDiversion Means:             | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>SWSENE 31 25N 22E BLAINE<br>n: JANUARY 1 TO DECEMBER 31<br>DAM  |
|  |   |
|  | STREAM  |
| <u>Govt I</u>  | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENE 31 25N 22E BLAINE  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area: | 8.00 FEET<br>5.00 FEET<br>0.20 ACRES  |
| Capacity:  | 0.40 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 SWSENE 31 25N 22E BLAINE

#### **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.

64595-00 64596-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:                     | 40EJ 64596-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669          |
| <b>Priority Date:</b>                   | NOVEMBER 13, 1959   |
| Type of Historical Right                | USE   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                |
| Volume:                                 | 1.70 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF SQUAW CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Aeans of Diversion:   |
| ID Govt 1                               |   |
| 1                                       | SWSENE 31 25N 22E BLAINE  |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |   |
|   | STREAM  |
| <u>Govt I</u>                           | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENE 31 25N 22E BLAINE |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 8.00 FEET   |
| Depth:                                  | 5.00 FEET   |
| Surface Area:                           | 0.20 ACRES  |
| Capacity:                               | 0.40 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                             |

APRIL 25, 2014 40EJ 64596-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SWSENE         | 31         | 25N | 22E BLAINE               |

#### 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.

64595-00 64596-00

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BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:       | 40EJ 64597-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | JUNE 30, 1954   |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF COW CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariod of Diversion  | SWSWSW 1 26N 20E BLAINE<br>: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> Rge <u>County</u><br>SWSWSW 1 26N 20E BLAINE  |
| Diversion to R            |   |
| Dam Height:               | 10.00 FEET  |
| Depth:<br>Surface Area:   | 7.00 FEET<br>0.30 ACRES   |
| Capacity:                 | 0.84 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, 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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|-----|-----|--------------------------|
| 1  |                | SWSWSW         | 1   | 26N | 20E BLAINE               |

#### **Remarks:**

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64597-00 64598-00

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:       | 40EJ 64598-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| Priority Date:            | JUNE 30, 1954  |
| Type of Historical Right  | t: USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                   | 1.70 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF COW CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Means of Diversion:  |
| ID Govt 1                 |  |
| 1                         | SWSWSW 1 26N 20E BLAINE  |
| Diversion Means:          | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|                           |  |
|                           | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWSW 1 26N 20E BLAINE |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 10.00 FEET   |
| Depth:                    | 7.00 FEET  |
| Surface Area:             | 0.30 ACRES   |
| Capacity:                 | 0.84 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

APRIL 25, 2014

40EJ 64598-00 Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SWSWSW         | 1          | 26N | 20E BLAINE               |

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64597-00 64598-00

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| Water Right Number:       | 40EJ 64599-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | OCTOBER 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.   |
| Volume:                   | 0.79 AC-FT  |
| *Source Name:             | UNNAMED TRIBUTARY OF COW CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Portion of Divorgion | SESWNE 3 26N 20E BLAINE<br>: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | $ \begin{array}{c} \underline{\text{Otr Sec}} & \underline{\text{Sec}} & \underline{\text{Sec}} & \underline{\text{Twp}} & \underline{\text{Rge}} & \underline{\text{County}} \\ \\ \underline{\text{SESWNE}} & 3 & \underline{\text{26N}} & \underline{\text{20E}} & \underline{\text{BLAINE}} \end{array} $ |
| Diversion to R            |   |
| Dam Height:               | 8.00 FEET   |
| Depth:<br>Surface Area:   | 5.00 FEET<br>0.20 ACRES   |
| Capacity:                 | 0.40 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | SESWNE         | 3   | 26N | 20E BLAINE               |

#### **Remarks:**

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64599-00 64600-00

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:       | 40EJ 64600-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>     | OCTOBER 31, 1949   |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                   | 1.21 AC-FT   |
| *Source Name:             | UNNAMED TRIBUTARY OF COW CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1<br>Portion of Divorcion | SESWNE 3 26N 20E BLAINE<br>I: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM  |
| *Reservoir: ONS           | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNE <u>3</u> 26N 20E BLAINE |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 8.00 FEET  |
| Depth:                    | 5.00 FEET  |
| Surface Area:             | 0.20 ACRES   |
| Capacity:                 | 0.40 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

APRIL 25, 2014 40EJ 64600-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SESWNE         | 3          | 26N | 20E BLAINE               |

#### 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.

64599-00 64600-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 64601-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT   |  |  |  |
|--|---|--|--|--|
| 0  | Status: ACTIVE  |  |  |  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:   | JUNE 25, 1947   |  |  |  |
| Type of Historical Right   | :USE  |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:  | 0.79 AC-FT  |  |  |  |
| Source Name:   | UNNAMED TRIBUTARY OF ALS CREEK  |  |  |  |
| Source Type:   | SURFACE WATER   |  |  |  |
| *Point of Diversion and Means of Diversion:<br><u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>1 NENWNE 4 26N 20E BLAINE<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM<br>*Reservoir: ONSTREAM |   |  |  |  |
| *Reservoir: ONS<br>Govt I  | -   |  |  |  |
| 00001  | LotQtr SecSecTwpRgeCountyNENWNE426N20EBLAINE  |  |  |  |
| Diversion to Ro<br>Dam Height:<br>Depth:<br>Surface Area:  | 7.00 FEET<br>4.00 FEET<br>0.20 ACRES  |  |  |  |
| Capacity:  | 0.32 ACRE-FEET  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | NENWNE         | 4   | 26N | 20E BLAINE               |

#### 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.

64601-00 64602-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64602-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>     | JUNE 25, 1947  |
| Type of Historical Right  | :USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                   | 5.21 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF ALS CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| ID Govt 1                 | Lot <u>Qtr Sec Sec Twp Rge County</u>  |
| 1                         | NENWNE 4 26N 20E BLAINE  |
|                           | : JANUARY 1 TO DECEMBER 31   |
| <b>Diversion Means:</b>   | DAM  |
| *Reservoir: ONS           | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWNE 4 26N 20E BLAINE |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 7.00 FEET  |
| Depth:                    | 4.00 FEET  |
| Surface Area:             | 0.20 ACRES   |
| Capacity:                 | 0.32 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

APRIL 25, 2014 40EJ 64602-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | NENWNE         | 4          | 26N | 20E BLAINE               |

#### 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.

64601-00 64602-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64603-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | OCTOBER 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ALS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Dericil of Dimension | NWNWNE 8 26N 20E BLAINE<br>: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWNE 8 26N 20E BLAINE   |
| Diversion to R            |   |
| Dam Height:               | 6.00 FEET   |
| Depth:<br>Surface Area:   | 3.00 FEET<br>0.20 ACRES   |
| Capacity:                 | 0.24 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | NWNWNE         | 8   | 26N | 20E BLAINE               |

#### **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.

64603-00 64604-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64604-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669         |
| <b>Priority Date:</b>                   | OCTOBER 31, 1972   |
| Type of Historical Right                | USE  |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.               |
| Volume:                                 | 7.71 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF ALS CREEK   |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Aeans of Diversion:  |
| <u>ID</u> <u>Govt I</u>                 |  |
| 1                                       | NWNWNE 8 26N 20E BLAINE  |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |  |
|   | STREAM   |
| <u>Govt I</u>                           | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWNE 8 26N 20E BLAINE |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 6.00 FEET  |
| Depth:                                  | 3.00 FEET  |
| Surface Area:                           | 0.20 ACRES   |
| Capacity:                               | 0.24 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                            |

APRIL 25, 2014 40EJ 64604-00

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         |                | NWNWNE         | 8          | 26N | 20E BLAINE               |

#### 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.

64603-00 64604-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64605-00 STA   | TEMENT OF CLAIM  |
|---------------------------|---|--|
|                           | Version: 1 ORIGIN   | IAL RIGHT  |
|                           | Status:   | ACTIVE   |
| Owners:                   | USA (DEPT OF INTER<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4 |  |
| <b>Priority Date:</b>     | JUNE 2, 1967  |  |
| Type of Historical Right  | USE   |  |
| Purpose(use):             | WILDLIFE  |  |
| *Flow Rate:               | A SPECIFIC FLOW RA  | TE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>DIR.                     |
| Volume:                   | 2.21 AC-FT  |  |
| Source Name:              | UNNAMED TRIBUTAR  | RY OF ALS CREEK  |
| Source Type:              | SURFACE WATE  | R  |
| *Point of Diversion and I | leans of Diversion:   |  |
| <u>ID</u> <u>Govt l</u>   |   | ec Twp Rge County  |
| 1<br>Donied of Dimonsion  | SESENE<br>JANUARY 1 TO DECE                                     | 6 26N 20E BLAINE   |
| Diversion Means:          | DAM   | WIDEN 31   |
|                           | TREAM   |  |
| <u>Govt I</u>             | ot <u>Qtr Sec</u> SESENE  | $\frac{ec}{6} = \frac{Twp}{26N} = \frac{Rge}{20E} = \frac{County}{BLAINE}$ |
| Diversion to R            | servoir: DIVERSION  | # 1  |
| Dam Height:               | 8.00 FE   |  |
| Depth:                    | 5.00 FE   |  |
| Surface Area:             | 0.40 AC   |  |
| Capacity:                 | 0.80 AC   |  |
|                           | THE CAPACITY, DAM DNRC.   | HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY                            |

APRIL 25, 2014 40EJ 64605-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | <u>Acres</u> <u>Govt Lot</u> | Qtr Sec | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|---------|------------|-----|--------------------------|
| 1         |                              | SESENE  | 6          | 26N | 20E BLAINE               |

#### 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.

64605-00 64606-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64606-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| <b>Priority Date:</b>   | JUNE 2, 1967  |  |  |  |  |
| Type of Historical Right  | :USE  |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF ALS CREEK  |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |  |
| $\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$                      | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESENE 6 26N 20E BLAINE  |  |  |  |  |
| <b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31<br><b>Diversion Means:</b> DAM |   |  |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SESENE 6 26N 20E BLAINE   |  |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:                            | 8.00 FEET<br>5.00 FEET<br>0.40 ACRES  |  |  |  |  |
| Capacity:   | 0.80 ACRE-FEET  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | SESENE         | 6          | 26N | 20E BLAINE               |

#### **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.

64605-00 64606-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64607-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | JULY 13, 1942  |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 21.21 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ALS CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| $\frac{ID}{1}$ Govt       |  |
| -                         | SWNESE 7 26N 20E BLAINE<br>I: JANUARY 1 TO DECEMBER 31                                     |
| Diversion Means:          | DAM  |
| *Reservoir: ON            | STREAM Reservoir Name: FOUR O'CLOCK RESERVOIR  |
| <u>Govt 1</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESE 7 26N 20E BLAINE      |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 11.00 FEET   |
| Depth:                    | 8.00 FEET  |
| Surface Area:             | 2.00 ACRES   |
| Capacity:                 | 6.40 ACRE-FEET   |
|                           | THE RESERVOIR EXTENDS INTO THE NWNESE SEC 7 TWP 26N RGE 20E BLAINE COUNTY.                 |

THE CAPACITY, DAM HEIGHT, 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> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | NWNESE         | 7          | 26N | 20E BLAINE               |
| 2  |                | SWNESE         | 7          | 26N | 20E BLAINE               |

#### 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.

64607-00 64608-00

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

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64608-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | JULY 13, 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:   | 0.79 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF ALS CREEK  |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and   | Means of Diversion:   |
| $\underline{ID}_{1}$ <u>Govt</u>                                      | Lot <u>Qtr Sec Sec Twp Rge County</u><br>SWNESE 7 26N 20E BLAINE  |
| Period of Diversion   | SWINESE 7 201 20E BLAINE  |
| Diversion Means:  | DAM   |
| *Reservoir: ON  | STREAM Reservoir Name: FOUR O'CLOCK RESERVOIR   |
| <u>Govt 1</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESE 7 26N 20E BLAINE  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>11.00 FEET<br>8.00 FEET<br>2.00 ACRES<br>6.40 ACRE-FEET  |

THE RESERVOIR EXTENDS INTO THE NWNESE SEC 7 TWP 26N RGE 20E BLAINE COUNTY. THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | NWNESE         | 7   | 26N | 20E BLAINE               |
| 2         |                | SWNESE         | 7   | 26N | 20E BLAINE               |

#### 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.

64607-00 64608-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 64609-00 STATEMENT OF CLAIM  |  |  |  |
|--|---|--|--|--|
|  | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:   | SEPTEMBER 29, 1966  |  |  |  |
| Type of Historical Right   | : FILED   |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:  | 0.79 AC-FT  |  |  |  |
| Source Name:   | UNNAMED TRIBUTARY OF ALS CREEK  |  |  |  |
| Source Type:   | SURFACE WATER   |  |  |  |
| *Point of Diversion and Means of Diversion:<br><u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>1 NENWSE 8 26N 20E BLAINE<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
|  | STREAM  |  |  |  |
| <u>Govt I</u>  | LotQtr SecSecTwpRgeCountyNENWSE826N20EBLAINE  |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:  | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.60 ACRES<br>1.20 ACRE-FEET   |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | NENWSE         | 8   | 26N | 20E BLAINE               |

#### **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.

64609-00 64610-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                   | 40EJ 64610-00 STATEMENT OF CLAIM   |  |  |  |  |
|---------------------------------------|--|--|--|--|--|
|                                       | Version: 1 ORIGINAL RIGHT  |  |  |  |  |
|                                       | Status: ACTIVE   |  |  |  |  |
| Owners:                               | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |  |  |  |  |
| <b>Priority Date:</b>                 | SEPTEMBER 29, 1966   |  |  |  |  |
| Type of Historical Right              | t: FILED   |  |  |  |  |
| Purpose(use):                         | WILDLIFE   |  |  |  |  |
| *Flow Rate:                           | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |  |  |  |  |
| Volume:                               | 5.91 AC-FT   |  |  |  |  |
| Source Name:                          | UNNAMED TRIBUTARY OF ALS CREEK   |  |  |  |  |
| Source Type:                          | SURFACE WATER  |  |  |  |  |
| *Point of Diversion and I             | Means of Diversion:  |  |  |  |  |
| <u>ID</u> <u>Govt I</u>               |  |  |  |  |  |
| 1<br>Pariad of Divarsion              | NENWSE 8 26N 20E BLAINE<br>n: JANUARY 1 TO DECEMBER 31                                     |  |  |  |  |
| Diversion Means:                      | DAM  |  |  |  |  |
| *Reservoir: ON                        | STREAM   |  |  |  |  |
| <u>Govt I</u>                         | Lot Qtr Sec Sec Twp Rge County<br>NENWSE 8 26N 20E BLAINE                                  |  |  |  |  |
| Diversion to Reservoir: DIVERSION # 1 |  |  |  |  |  |
| Dam Height:                           | 8.00 FEET  |  |  |  |  |
| Depth:                                | 5.00 FEET  |  |  |  |  |
| Surface Area:                         |  |  |  |  |  |
| Capacity:                             | 1.20 ACRE-FEET   |  |  |  |  |
|                                       | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |  |  |  |  |

APRIL 25, 2014 40EJ 64610-00

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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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | NENWSE         | 8          | 26N | 20E BLAINE               |

#### 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.

64609-00 64610-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64611-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>   | SEPTEMBER 4, 1959  |
| Type of Historical Right  | : FILED  |
| Purpose(use):   | WILDLIFE   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:   | 2.21 AC-FT   |
| Source Name:  | UNNAMED TRIBUTARY OF ALS CREEK   |
| Source Type:  | SURFACE WATER  |
| *Point of Diversion and I   | Means of Diversion:  |
| <u>ID</u> <u>Govt l</u>   |  |
| 1   | NWSESE 11 26N 20E BLAINE   |
| Diversion Means:  | I: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   | STREAM   |
|   |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>NWSESE 11 26N 20E BLAINE            |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 10.00 FEET<br>7.00 FEET<br>1.10 ACRES<br>3.08 ACRE-FEET                                    |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

APRIL 25, 2014 40EJ 64611-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | Qtr Sec | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|---------|------------|-----|--------------------------|
| 1         |                | NWSESE  | 11         | 26N | 20E BLAINE               |

#### 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.

64611-00 64612-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64612-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | SEPTEMBER 4, 1959   |
| Type of Historical Right  | t: FILED  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ALS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Donied of Dimonsion  | NWSESE 11 26N 20E BLAINE<br>n: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESE 11 26N 20E BLAINE  |
| Diversion to R            |   |
| Dam Height:               | 10.00 FEET  |
| Depth:<br>Surface Area:   | 7.00 FEET<br>1.10 ACRES   |
| Capacity:                 | 3.08 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, 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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|-----|-----|--------------------------|
| 1  |                | NWSESE         | 11  | 26N | 20E BLAINE               |

#### **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.

64611-00 64612-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64613-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | JUNE 5, 1967  |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF DAVIDSON COULEE  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariod of Diversion  | NESESW 21 26N 20E BLAINE<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec Twp Rge County<br>NESESW 21 26N 20E BLAINE   |
| Diversion to R            |   |
| Dam Height:               | 12.00 FEET  |
| Depth:<br>Surface Area:   | 9.00 FEET<br>0.50 ACRES   |
| Capacity:                 | 1.80 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | NESESW         | 21         | 26N | 20E BLAINE               |

#### **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.

64613-00 64614-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64614                            | 4-00                   | STATEN           | IENT O            | F CLA             | IM                                 |
|---|---------------------------------------|------------------------|------------------|-------------------|-------------------|------------------------------------|
|   | Version:                              | 1 OR                   | IGINAL I         | RIGHT             |                   |                                    |
|   |                                       | Status:                | AC               | TIVE              |                   |                                    |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                         |
| <b>Priority Date:</b>                   | JUNE 5, 19                            | 67                     |                  |                   |                   |                                    |
| Type of Historical Right                | :USE                                  |                        |                  |                   |                   |                                    |
| Purpose(use):                           | WILDLIFE                              |                        |                  |                   |                   |                                    |
| *Flow Rate:                             | A SPECIFIC                            |                        |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                                 | 2.21 AC-FT                            |                        |                  |                   |                   |                                    |
| Source Name:                            | UNNAMED                               | TRIBU                  | TARY O           | F DAVI            | DSON              | I COULEE                           |
| Source Type:                            | SURF                                  | ACE W                  | ATER             |                   |                   |                                    |
| *Point of Diversion and I               | Means of Dive                         | ersion:                |                  |                   |                   |                                    |
| <u>ID</u> <u>Govt 1</u>                 |                                       | <u>Qtr Sec</u>         |                  | Twp               |                   | County                             |
| 1                                       |                                       |                        |                  | 26N               | 20E               | BLAINE                             |
| Period of Diversion<br>Diversion Means: |                                       | TIOD                   |                  | IR 31             |                   |                                    |
|   | STREAM                                |                        |                  |                   |                   |                                    |
|   |                                       | 04 6                   | C                | <b>T</b>          | D                 | Commentary (                       |
| <u>Govt I</u>                           | <u>Lot</u><br>NË                      | <u>Qtr Sec</u><br>SESW | <u>Sec</u><br>21 | <u>Twp</u><br>26N | <u>kge</u><br>20E | <u>County</u><br>BLAINE            |
| Diversion to R                          | eservoir: [                           | DIVERS                 | ION # 1          |                   |                   |                                    |
| Dam Height:                             |                                       | 12.00                  | FEET             |                   |                   |                                    |
| Depth:                                  |                                       | 9.00                   | FEET             |                   |                   |                                    |
| Surface Area:                           |                                       | 0.50                   | ACRES            |                   |                   |                                    |
| Capacity:                               |                                       | 1.80                   | ACRE-F           | FEET              |                   |                                    |
|   | THE CAPAC<br>DNRC.                    | CITY, D                | AM HEIC          | GHT, Al           | ND SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 64614-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | <u>Acres</u> Govt Lot | Qtr Sec | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|-----------|-----------------------|---------|------------|-----|--------------------------|
| 1         |                       | NESESW  | 21         | 26N | 20E BLAINE               |

### 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.

64613-00 64614-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64615-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | JUNE 3, 1969  |
| Type of Historical Right  | : FILED   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ALS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariad of Divarsion  | SWSWNE 22 26N 20E BLAINE<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWNE 22 26N 20E BLAINE  |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 12.00 FEET  |
| Depth:<br>Surface Area:   | 9.00 FEET<br>0.50 ACRES   |
| Capacity:                 | 1.80 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | SWSWNE         | 22         | 26N | 20E BLAINE               |

#### **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.

64615-00 64616-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64616-00 STATEMENT OF CLAIM  |                      |
|---|---|----------------------|
|   | Version: 1 ORIGINAL RIGHT   |                      |
|   | Status: ACTIVE  |                      |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669          |                      |
| <b>Priority Date:</b>                   | JUNE 3, 1969  |                      |
| Type of Historical Right                | FILED   |                      |
| Purpose(use):                           | WILDLIFE  |                      |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FO<br>ONSTREAM RESERVOIR.                                 | R THIS USE FROM THIS |
| Volume:                                 | 5.31 AC-FT  |                      |
| Source Name:                            | UNNAMED TRIBUTARY OF ALS CREEK  |                      |
| Source Type:                            | SURFACE WATER   |                      |
| *Point of Diversion and I               | eans of Diversion:  |                      |
| <u>ID</u> <u>Govt I</u>                 |   |                      |
| 1                                       | SWSWNE 22 26N 20E BLAINE  |                      |
| Period of Diversion<br>Diversion Means: | JANUARY 1 TO DECEMBER 31<br>DAM   |                      |
|   |   |                      |
| *Reservoir: ONS                         | TREAM   |                      |
| <u>Govt I</u>                           | <u>Ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWNE 22 26N 20E BLAINE |                      |
| Diversion to R                          | servoir: DIVERSION # 1  |                      |
| Dam Height:                             | 12.00 FEET  |                      |
| Depth:                                  | 9.00 FEET   |                      |
| Surface Area:                           | 0.50 ACRES  |                      |
| Capacity:                               | 1.80 ACRE-FEET  |                      |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HA<br>DNRC.  | VE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 64616-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SWSWNE         | 22         | 26N | 20E BLAINE               |

### 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.

64615-00 64616-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 6461                           | <b>7-00</b> S           | TATEM            | ENT O             | F CLA             | IM  |
|---|-------------------------------------|-------------------------|------------------|-------------------|-------------------|---|
|   | Version:                            | 1 ORI                   | GINAL F          | RIGHT             |                   |   |
|   |                                     | Status:                 | AC               | TIVE              |                   |   |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE                   | DR               | BUREA             | U OF              | LAND MGMT)  |
| Priority Date:                          | SEPTEMBE                            | ER 4, 195               | 59               |                   |                   |   |
| Type of Historical Right                | : FILED                             |                         |                  |                   |                   |   |
| Purpose(use):                           | STOCK                               |                         |                  |                   |                   |   |
| *Flow Rate:                             | ONSTREAM                            | <b>M RESEF</b>          | RVOIR.           | THE FI            | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-FT                          | -                       |                  |                   |                   |   |
| Source Name:                            | UNNAMED                             | TRIBUT                  |                  | F ALS (           | CREEI             | К   |
| Source Type:                            | SURF                                | ACE WA                  | TER              |                   |                   |   |
| *Point of Diversion and I               | Means of Dive                       | ersion:                 |                  |                   |                   |   |
| ID Govt I                               |                                     | <u>Qtr Sec</u><br>ENENW | <u>Sec</u><br>22 | <u>Twp</u><br>26N | -                 | County<br>BLAINE  |
| Period of Diversion<br>Diversion Means: | : JANUARY<br>DAM                    | 1 TO DE                 | CEMBE            | R 31              |                   |   |
| *Reservoir: ON                          | STREAM                              |                         |                  |                   |                   |   |
| <u>Govt I</u>                           |                                     | <u>Qtr Sec</u><br>NENW  | <u>Sec</u><br>22 | <u>Twp</u><br>26N | <u>Rge</u><br>20E | <u>County</u><br>BLAINE   |
| Diversion to R                          | eservoir:                           | DIVERSI                 |                  |                   |                   |   |
| Dam Height:                             |                                     | 8.00 F                  |                  |                   |                   |   |
| Depth:                                  |                                     | 5.00                    |                  |                   |                   |   |
| Surface Area:<br>Capacity:              |                                     |                         | ACRES<br>ACRE-F  | EET               |                   |   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | SENENW         | 22         | 26N | 20E BLAINE               |

#### **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.

64617-00 64618-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64618-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669                  |
| <b>Priority Date:</b>     | SEPTEMBER 4, 1959   |
| Type of Historical Right  | FILED   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                        |
| Volume:                   | 1.21 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ALS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Dericil of Direction | SENENW 22 26N 20E BLAINE<br>; JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENENW <u>22</u> 26N 20E BLAINE |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 8.00 FEET   |
| Depth:                    | 5.00 FEET   |
| Surface Area:             | 0.40 ACRES  |
| Capacity:                 | 0.80 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                                     |

APRIL 25, 2014 40EJ 64618-00

Page 2 of 2

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> <u>County</u> |
|----|-----------------------|----------------|------------|-----|--------------------------|
| 1  |                       | SENENW         | 22         | 26N | 20E BLAINE               |

### 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.

64617-00 64618-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64619                            | <b>9-00</b> S          | STATEN           | IENT O            | F CLA             | IM                                 |
|---|---------------------------------------|------------------------|------------------|-------------------|-------------------|------------------------------------|
|   | Version:                              | 1 ORI                  | GINAL I          | RIGHT             |                   |                                    |
|   |                                       | Status:                | AC               | TIVE              |                   |                                    |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, M | HGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                         |
| <b>Priority Date:</b>                   | APRIL 25, 1                           | 956                    |                  |                   |                   |                                    |
| Type of Historical Right                | :USE                                  |                        |                  |                   |                   |                                    |
| Purpose(use):                           | WILDLIFE                              |                        |                  |                   |                   |                                    |
| *Flow Rate:                             | A SPECIFIC                            |                        |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                                 | 2.21 AC-FT                            |                        |                  |                   |                   |                                    |
| *Source Name:                           | UNNAMED                               | TRIBU                  | TARY O           | F DAVI            | DSON              | I COULEE                           |
| Source Type:                            | SURF                                  | ACE WA                 | TER              |                   |                   |                                    |
| Point of Diversion and M                | Means of Dive                         | rsion:                 |                  |                   |                   |                                    |
| <u>ID</u> <u>Govt I</u>                 | Lot                                   | <u>Qtr Sec</u>         | Sec              | Twp               |                   | County                             |
| 1                                       |                                       | SESE                   | 23               | 26N               | 20E               | BLAINE                             |
| Period of Diversion<br>Diversion Means: | DAM                                   | TODE                   |                  | K 31              |                   |                                    |
|   | STREAM                                |                        |                  |                   |                   |                                    |
| <u>Govt I</u>                           | _                                     | <u>Qtr Sec</u><br>SESE | <u>Sec</u><br>23 | <u>Twp</u><br>26N | <u>Rge</u><br>20E | <u>County</u><br>BLAINE            |
| Diversion to R                          | eservoir: [                           | DIVERS                 | ON # 1           |                   |                   |                                    |
| Dam Height:                             |                                       | 10.00                  | FEET             |                   |                   |                                    |
| Depth:                                  |                                       | 7.00                   | FEET             |                   |                   |                                    |
| Surface Area:                           |                                       |                        | ACRES            |                   |                   |                                    |
| Capacity:                               |                                       | 0.70                   | ACRE-F           | EET               |                   |                                    |
|   | THE CAPAC<br>DNRC.                    | CITY, DA               | AM HEIC          | GHT, AN           | ID SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 64619-00

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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | SESE           | 23  | 26N | 20E BLAINE               |

### 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.

64619-00 64620-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64620-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | APRIL 25, 1956  |
| Type of Historical Right                | t: USE  |
| Purpose(use):                           | STOCK   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-FT  |
| *Source Name:                           | UNNAMED TRIBUTARY OF DAVIDSON COULEE  |
| Source Type:                            | SURFACE WATER   |
| Point of Diversion and I                | Means of Diversion:   |
| ID Govt 1                               |   |
| 1                                       | SESE 23 26N 20E BLAINE  |
| Diversion Means:                        | n: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | LotQtr SecSecTwpRgeCountySESE2326N20EBLAINE   |
| Diversion to R<br>Dam Height:<br>Depth: | eservoir: DIVERSION # 1<br>10.00 FEET<br>7.00 FEET  |
| Surface Area:<br>Capacity:              | 0.25 ACRES<br>0.70 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

### Place of Use:

| <u>ID</u> | Acres Govt Lot | <b>Qtr Sec</b> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | SESE           | 23  | 26N | 20E BLAINE               |

#### **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.

64619-00 64620-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64621-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>                   | JUNE 1, 1960  |
| Type of Historical Right                | : USE   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                                 | 3.78 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF ALS CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| ID Govt 1                               |   |
| 1                                       | SWNWNW 24 26N 20E BLAINE  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>PIT  |
|   |   |
|   | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWNW 24 26N 20E BLAINE |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 8.00 FEET   |
| Depth:                                  | 5.00 FEET   |
| Surface Area:                           | 0.10 ACRES  |
| Capacity:                               | 0.25 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014

40EJ 64621-00 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         |                | SWNWNW         | 24         | 26N | 20E BLAINE               |

### 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.

64621-00 64622-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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>40EJ 64622-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | JUNE 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF ALS CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>                 | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>SWNWNW 24 26N 20E BLAINE  |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>PIT   |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> Sec <u>Twp</u> Rge County<br>SWNWNW 24 26N 20E BLAINE  |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 8.00 FEET   |
| Depth:<br>Surface Area:                 | 5.00 FEET<br>0.10 ACRES   |
| Capacity:                               | 0.25 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. JANUARY 1 TO DECEMBER 31

Period of Use: JANUAR

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|------------|-----|--------------------------|
| 1         |                | SWNWNW         | 24         | 26N | 20E BLAINE               |

#### **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.

64621-00 64622-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64623-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
| 0                         |   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | AUGUST 16, 1965   |
| Type of Historical Right  | : FILED   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ALS COULEE   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| $\frac{ID}{1}$ Govt I     |   |
| •                         | SESWNE 24 26N 20E BLAINE<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNE 24 26N 20E BLAINE  |
| Diversion to R            |   |
| Dam Height:               | 8.00 FEET<br>5.00 FEET  |
| Depth:<br>Surface Area:   | 0.30 ACRES  |
| Capacity:                 | 0.60 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: . - .

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | SESWNE         | 24  | 26N | 20E BLAINE               |

#### 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.

64623-00 64624-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN **RESERVED AND FEDERAL RESERVED WATER RIGHTS.** 

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND **RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64624-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | AUGUST 16, 1965  |
| Type of Historical Right  | : FILED  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 2.21 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF ALS COULEE  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt</u>     |  |
| 1<br>Denied of Dimension  | SESWNE 24 26N 20E BLAINE<br>I: JANUARY 1 TO DECEMBER 31                                    |
| Diversion Means:          | DAM  |
| *Reservoir: ON            | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNE 24 26N 20E BLAINE     |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 8.00 FEET  |
| Depth:                    | 5.00 FEET  |
| Surface Area:             |  |
| Capacity:                 | 0.60 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

APRIL 25, 2014 40EJ 64624-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SESWNE         | 24         | 26N | 20E BLAINE               |

### 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.

64623-00 64624-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64625-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>                   | AUGUST 20, 1971   |
| Type of Historical Right                | : FILED   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                                 | 1.21 AC-FT  |
| *Source Name:                           | UNNAMED TRIBUTARY OF DAVIDSON COULEE  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>                 |   |
| 1                                       | NWNWSW 27 26N 20E BLAINE  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
|   | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSW 27 26N 20E BLAINE |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 8.00 FEET   |
| Depth:                                  | 5.00 FEET   |
| Surface Area:                           | 0.35 ACRES  |
| Capacity:                               | 0.70 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014 40EJ 64625-00

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         |                | NWNWSW         | 27         | 26N | 20E BLAINE               |

### 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.

64625-00 64626-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:      | 40EJ 64626-00 STATEMENT OF CLAIM  |
|--------------------------|---|
|                          | Version: 1 ORIGINAL RIGHT   |
|                          | Status: ACTIVE  |
| Owners:                  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>    | AUGUST 20, 1971   |
| Type of Historical Right | t: FILED  |
| Purpose(use):            | STOCK   |
| *Flow Rate:              | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                  | 0.79 AC-FT  |
| *Source Name:            | UNNAMED TRIBUTARY OF DAVIDSON COULEE  |
| Source Type:             | SURFACE WATER   |
|                          | LotQtr SecSecTwpRgeCountyNWNWSW2726N20EBLAINEn: JANUARY 1 TO DECEMBER 31  |
| <b>Diversion Means:</b>  | DAM   |
| *Reservoir: ON           | STREAM  |
| <u>Govt I</u>            | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSW 27 26N 20E BLAINE   |
| Diversion to R           |   |
| Dam Height:              | 8.00 FEET<br>5.00 FEET  |
| Depth:<br>Surface Area:  |   |
| Capacity:                | 0.70 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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         |                              | NWNWSW         | 27         | 26N        | 20E BLAINE               |

#### **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.

64625-00 64626-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64627-00 STATEMENT OF CLAIM  |  |
|---------------------------|---|--|
|                           | Version: 1 ORIGINAL RIGHT   |  |
|                           | Status: ACTIVE  |  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |
| <b>Priority Date:</b>     | JUNE 3, 1969  |  |
| 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:                   | 0.30 AC-FT  |  |
| *Source Name:             | UNNAMED TRIBUTARY OF DAVIDSON COULEE  |  |
| Source Type:              | SURFACE WATER   |  |
| *Point of Diversion and I | leans of Diversion:   |  |
| $\frac{ID}{1}$ Govt       |   |  |
| *Reservoir: ON            | STREAM  |  |
| <u>Govt I</u>             | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWNE <u>35</u> 26N 20E BLAINE   |  |
| Diversion to R            | servoir: DIVERSION # 1  |  |
| Dam Height:               | 7.00 FEET   |  |
| Depth:                    | 4.00 FEET   |  |
| Surface Area:             | 0.35 ACRES  |  |
| Capacity:                 | 0.56 ACRE-FEET  |  |

THE CAPACITY, DAM HEIGHT, 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> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | SENWNE         | 35         | 26N | 20E BLAINE               |

#### **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.

64627-00 64628-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64628-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | JUNE 3, 1969   |
| Type of Historical Right  | t: FILED   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 4.50 AC-FT   |
| *Source Name:             | UNNAMED TRIBUTARY OF DAVIDSON COULEE   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| $\frac{ID}{1}$ Govt 1     |  |
| -                         | SENWNE 35 26N 20E BLAINE   |
| Diversion Means:          | n: JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON            | STREAM   |
| <u>Govt I</u>             |  |
| Diversion to R            | Reservoir: DIVERSION # 1   |
| Dam Height:               | 7.00 FEET  |
| Depth:                    | 4.00 FEET  |
| Surface Area:             |  |
| Capacity:                 | 0.56 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

APRIL 25, 2014 40EJ 64628-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SENWNE         | 35         | 26N | 20E BLAINE               |

### 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.

64627-00 64628-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64629-00 S   | ATEMENT OF CLAIM              |                             |
|---------------------------|---|-------------------------------|-----------------------------|
|                           | Version: 1 ORIO   | INAL RIGHT                    |                             |
|                           | Status:   | ACTIVE                        |                             |
| Owners:                   | USA (DEPT OF INTE<br>5001 SOUTHGATE D<br>BILLINGS, MT 59101 |                               | GMT)                        |
| <b>Priority Date:</b>     | JUNE 9, 1944  |                               |                             |
| Type of Historical Right  | USE   |                               |                             |
| Purpose(use):             | WILDLIFE  |                               |                             |
| *Flow Rate:               | A SPECIFIC FLOW FOR STREAM RESER                            |                               | REED FOR THIS USE FROM THIS |
| Volume:                   | 7.21 AC-FT  |                               |                             |
| Source Name:              | UNNAMED TRIBUT  | ARY OF RIGHT COULEE           |                             |
| Source Type:              | SURFACE WA  | ER                            |                             |
| *Point of Diversion and I | Ieans of Diversion:   |                               |                             |
| <u>ID</u> <u>Govt l</u>   |   | <u>Sec Twp Rge County</u>     |                             |
| 1                         | SESWSW  | 35 26N 20E BLAINE             |                             |
| Diversion Means:          | : JANUARY 1 TO DEC<br>DAM                                   | EMBER 31                      |                             |
|                           | STREAM  |                               |                             |
|                           |   |                               |                             |
| <u>Govt I</u>             | ot Qtr Sec<br>SESWSW  | SecTwpRgeCounty3526N20EBLAINE |                             |
| Diversion to R            | servoir: DIVERSIC   | N # 1                         |                             |
| Dam Height:               | 9.00 F  |                               |                             |
| Depth:                    | 6.00 F  |                               |                             |
| Surface Area:             | 0.90 A  |                               |                             |
| Capacity:                 | 2.16 A  | CRE-FEET                      |                             |
|                           | THE CAPACITY, DAI<br>DNRC.                                  | /I HEIGHT, AND SURFACE /      | AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 64629-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SESWSW         | 35         | 26N | 20E BLAINE               |

### 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.

64629-00 64630-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64630-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>     | JUNE 9, 1944  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF RIGHT COULEE   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>   |   |
| 1<br>Donied of Dimonsion  | SESWSW 35 26N 20E BLAINE<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWSW 35 26N 20E BLAINE  |
| Diversion to R            |   |
| Dam Height:               | 9.00 FEET   |
| Depth:<br>Surface Area:   | 6.00 FEET<br>0.90 ACRES   |
| Capacity:                 | 2.16 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SESWSW         | 35         | 26N | 20E BLAINE               |

#### **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.

64629-00 64630-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64631-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | MAY 26, 1960   |
| Type of Historical Right  | :USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 4.70 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF SUCTION CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt l</u>   |  |
| 1                         | NWSWSW 2 26N 21E BLAINE  |
| Diversion Means:          | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|                           | STREAM   |
| <u>Govt I</u>             |  |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 10.00 FEET   |
| Depth:                    | 7.00 FEET  |
| Surface Area:             | 0.10 ACRES   |
| Capacity:                 | 0.28 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

APRIL 25, 2014 40EJ 64631-00

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         | 2          | 26N | 21E BLAINE               |

#### 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.

64631-00 64632-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:            | 40EJ 64632-00 STATEMENT OF CLAIM  |
|--------------------------------|---|
|                                | Version: 1 ORIGINAL RIGHT   |
|                                | Status: ACTIVE  |
| Owners:                        | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                 | MAY 26, 1960  |
| Type of Historical Right       | :USE  |
| Purpose(use):                  | STOCK   |
| *Flow Rate:                    | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                        | 0.30 AC-FT  |
| Source Name:                   | UNNAMED TRIBUTARY OF SUCTION CREEK  |
| Source Type:                   | SURFACE WATER   |
| *Point of Diversion and I      | Means of Diversion:   |
| $\underline{ID}$ <u>Govt I</u> |   |
| 1<br>Period of Diversion       | NWSWSW 2 26N 21E BLAINE<br>I: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:               | DAM   |
| *Reservoir: ON                 | STREAM  |
| <u>Govt I</u>                  | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWSW 2 26N 21E BLAINE   |
| Diversion to R                 |   |
| Dam Height:                    | 10.00 FEET  |
| Depth:<br>Surface Area:        | 7.00 FEET<br>0.10 ACRES   |
| Capacity:                      | 0.28 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         | 2          | 26N | 21E BLAINE               |

#### **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.

64631-00 64632-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 64633                            | <b>3-00</b> ST         | ATEMENT C                         | OF CLA            | IM                                 |
|---|---------------------------------------|------------------------|-----------------------------------|-------------------|------------------------------------|
|   | Version:                              | 1 ORIG                 | INAL RIGHT                        |                   |                                    |
|   |                                       | Status:                | ACTIVE                            |                   |                                    |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE D                | R                                 | AU OF             | LAND MGMT)                         |
| <b>Priority Date:</b>                   | JUNE 11, 19                           | 960                    |                                   |                   |                                    |
| Type of Historical Right                | :USE                                  |                        |                                   |                   |                                    |
| Purpose(use):                           | WILDLIFE                              |                        |                                   |                   |                                    |
| *Flow Rate:                             | A SPECIFIC                            | -                      | -                                 | OT BEE            | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                                 | 7.70 AC-FT                            |                        |                                   |                   |                                    |
| Source Name:                            | UNNAMED                               | TRIBUTA                | RY OF SUC                         |                   | CREEK                              |
| Source Type:                            | SURF                                  | ACE WAT                | ER                                |                   |                                    |
| *Point of Diversion and I               | Means of Dive                         | rsion:                 |                                   |                   |                                    |
| <u>ID</u> <u>Govt</u>                   |                                       |                        | <u>Sec Twp</u>                    |                   | County                             |
| 1                                       |                                       |                        | 10 26N                            | 21E               | BLAINE                             |
| Period of Diversion<br>Diversion Means: | DAM                                   | 1 TO DEC               | EMBER 31                          |                   |                                    |
|   |                                       |                        |                                   |                   |                                    |
|   | STREAM                                |                        |                                   |                   |                                    |
| <u>Govt I</u>                           | Lot<br>SW                             | <u>Qtr Sec</u><br>NENW | $\frac{Sec}{10}  \frac{Twp}{26N}$ | <u>Rge</u><br>21E | <u>County</u><br>BLAINE            |
| Diversion to R                          | eservoir: [                           | DIVERSIO               | N # 1                             |                   |                                    |
| Dam Height:                             |                                       | 10.00 FE               | ET                                |                   |                                    |
| Depth:                                  |                                       | 7.00 FE                | ET                                |                   |                                    |
| Surface Area:                           |                                       | 0.70 AC                | CRES                              |                   |                                    |
| Capacity:                               |                                       | 1.96 A0                | CRE-FEET                          |                   |                                    |
|   | THE CAPAC<br>DNRC.                    | CITY, DAM              | 1 HEIGHT, A                       | ND SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64633-00 Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | <u>Acres</u> <u>Govt Lot</u> | Qtr Sec | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|---------|------------|-----|--------------------------|
| 1         |                              | SWNENW  | 10         | 26N | 21E BLAINE               |

#### 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.

64633-00 64634-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64634-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | JUNE 11, 1960   |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF SUCTION CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>     |   |
| 1<br>Dominal of Dimension | SWNENW 10 26N 21E BLAINE<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | LotQtr SecSecTwpRgeCountySWNENW1026N21EBLAINE   |
| Diversion to R            |   |
| Dam Height:               | 10.00 FEET  |
| Depth:<br>Surface Area:   | 7.00 FEET<br>0.70 ACRES   |
| Capacity:                 | 1.96 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | SWNENW         | 10         | 26N | 21E BLAINE               |

#### **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.

64633-00 64634-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64635-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| *Priority Date:           | SEPTEMBER 30, 1969  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF SUCTION CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Aeans of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariod of Diversion  | NENESW 14 26N 21E BLAINE<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NENESW 14 26N 21E BLAINE  |
| Diversion to R            |   |
| Dam Height:               | 6.00 FEET   |
| Depth:<br>Surface Area:   | 3.00 FEET<br>0.20 ACRES   |
| Capacity:                 | 0.24 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 D

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

|   | <u>VII bee</u> | 500 | <u> </u> | inge county |
|---|----------------|-----|----------|-------------|
| 1 | NENESW         | 14  | 26N      | 21E BLAINE  |

#### **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.

64635-00 64636-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 6463                           | 6-00                    | STATEN           | IENT O            | F CLA             | IM                                |
|---|-------------------------------------|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                            | 1 OR                    | GINAL            | RIGHT             |                   |                                   |
|   |                                     | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, | <b>HGATE</b>            | DR               | BUREA             | U OF              | LAND MGMT)                        |
| *Priority Date:                         | SEPTEMBE                            | ER 30, 1                | 969              |                   |                   |                                   |
| Type of Historical Right                | :USE                                |                         |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                            |                         |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFIC                          |                         |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 0.60 AC-FT                          | -                       |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED                             | TRIBU                   | TARY O           | F SUC             |                   | CREEK                             |
| Source Type:                            | SURF                                | ACE WA                  | ATER             |                   |                   |                                   |
| *Point of Diversion and I               | Means of Dive                       | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt</u>                   |                                     | <u>Qtr Sec</u>          | Sec              | Twp               |                   | County                            |
| 1                                       |                                     | ENESW                   | 14               | 26N               | 21E               | BLAINE                            |
| Period of Diversion<br>Diversion Means: | DAM                                 | 1 TO DE                 | CEMBE            | :R 31             |                   |                                   |
|   |                                     |                         |                  |                   |                   |                                   |
| *Reservoir: ON                          | STREAM                              |                         |                  |                   |                   |                                   |
| <u>Govt I</u>                           | Lot<br>NE                           | <u>Qtr Sec</u><br>ENESW | <u>Sec</u><br>14 | <u>Тwp</u><br>26N | <u>Rge</u><br>21E | <u>County</u><br>BLAINE           |
| Diversion to R                          | eservoir:                           | DIVERS                  | ION # 1          |                   |                   |                                   |
| Dam Height:                             |                                     | 6.00                    | FEET             |                   |                   |                                   |
| Depth:                                  |                                     | 3.00                    | FEET             |                   |                   |                                   |
| Surface Area:                           |                                     |                         | ACRES            |                   |                   |                                   |
| Capacity:                               |                                     | 0.24                    | ACRE-F           | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.                   | CITY, D/                | AM HEIC          | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 64636-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | NENESW         | 14         | 26N | 21E BLAINE               |

#### 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.

64635-00 64636-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64637-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| *Priority Date:           | SEPTEMBER 30, 1969  |
| Type of Historical Right  | t: USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF SUCTION CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>     |   |
| 1<br>Dominal of Dimonsion | NENESE 15 26N 21E BLAINE<br>n: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | ISTREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NENESE 15 26N 21E BLAINE  |
| Diversion to R            |   |
| Dam Height:               | 10.00 FEET  |
| Depth:<br>Surface Area:   | 7.00 FEET<br>0.30 ACRES   |
| Capacity:                 | 0.84 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | NENESE         | 15         | 26N | 21E BLAINE               |

#### 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.

64637-00 64638-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 6463                             | 8-00                    | STATEM           | IENT O            | F CLA             | IM                                 |
|---------------------------|---------------------------------------|-------------------------|------------------|-------------------|-------------------|------------------------------------|
|                           | Version:                              | 1 OR                    | IGINAL           | RIGHT             |                   |                                    |
|                           |                                       | Status:                 | AC               | TIVE              |                   |                                    |
| Owners:                   | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                         |
| *Priority Date:           | SEPTEMBE                              | ER 30, 1                | 969              |                   |                   |                                    |
| Type of Historical Right  | USE                                   |                         |                  |                   |                   |                                    |
| Purpose(use):             | WILDLIFE                              |                         |                  |                   |                   |                                    |
| *Flow Rate:               | A SPECIFIC                            |                         |                  | HAS NC            | DT BEI            | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                   | 1.00 AC-FT                            |                         |                  |                   |                   |                                    |
| Source Name:              | UNNAMED                               | TRIBU                   | TARY O           | F SUC             |                   | CREEK                              |
| Source Type:              | SURF                                  | ACE W                   | ATER             |                   |                   |                                    |
| *Point of Diversion and I | Means of Dive                         | ersion:                 |                  |                   |                   |                                    |
| ID Govt                   |                                       | <u>Qtr Sec</u>          |                  | Twp               |                   | County                             |
| 1                         |                                       | ENESE                   | -                | 26N               | 21E               | BLAINE                             |
| Period of Diversion       |                                       | 1 to de                 | ECEMBE           | ER 31             |                   |                                    |
| <b>Diversion Means:</b>   | DAM                                   |                         |                  |                   |                   |                                    |
| *Reservoir: ON            | STREAM                                |                         |                  |                   |                   |                                    |
| <u>Govt I</u>             | L <u>ot</u><br>N                      | <u>Qtr Sec</u><br>ENESE | <u>Sec</u><br>15 | <u>Тwp</u><br>26N | <u>Rge</u><br>21E | <u>County</u><br>BLAINE            |
| Diversion to R            | eservoir: [                           | DIVERS                  | ION # 1          |                   |                   |                                    |
| Dam Height:               |                                       | 10.00                   |                  |                   |                   |                                    |
| Depth:                    |                                       | 7.00                    | FEET             |                   |                   |                                    |
| Surface Area:             |                                       |                         | ACRES            |                   |                   |                                    |
| Capacity:                 |                                       | 0.84                    | ACRE-F           | EET               |                   |                                    |
|                           | THE CAPAO<br>DNRC.                    | CITY, D                 | AM HEI           | GHT, AN           | ND SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 64638-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NENESE         | 15         | 26N | 21E BLAINE               |

#### 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.

64637-00 64638-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64639-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | SEPTEMBER 29, 1966  |
| Type of Historical Right  | : FILED   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ALS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariod of Diversion  | NWSESE 19 26N 21E BLAINE<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESE 19 26N 21E BLAINE  |
| Diversion to R            |   |
| Dam Height:               | 10.00 FEET  |
| Depth:<br>Surface Area:   | 7.00 FEET<br>0.50 ACRES   |
| Capacity:                 | 1.40 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | NWSESE         | 19         | 26N | 21E BLAINE               |

#### **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.

64639-00 64640-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:                     | 40EJ 64640                            | <b>)-00</b> S <sup>.</sup> | ТАТЕМ            | ENT O             | F CLA             | IM                                 |
|---|---------------------------------------|----------------------------|------------------|-------------------|-------------------|------------------------------------|
|   | Version:                              | 1 ORIC                     | GINAL F          | RIGHT             |                   |                                    |
|   |                                       | Status:                    | AC               | TIVE              |                   |                                    |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, M | HGATE [                    | DR               | BUREA             | U OF              | LAND MGMT)                         |
| <b>Priority Date:</b>                   | SEPTEMBE                              | R 29, 19                   | 66               |                   |                   |                                    |
| Type of Historical Right                | : FILED                               |                            |                  |                   |                   |                                    |
| Purpose(use):                           | WILDLIFE                              |                            |                  |                   |                   |                                    |
| *Flow Rate:                             | A SPECIFIC                            | -                          |                  | IAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                                 | 8.61 AC-FT                            |                            |                  |                   |                   |                                    |
| Source Name:                            | UNNAMED                               | TRIBUT                     | ARY O            | F ALS (           | CREE              | К                                  |
| Source Type:                            | SURF                                  | ACE WA                     | TER              |                   |                   |                                    |
| *Point of Diversion and I               | Means of Dive                         | rsion:                     |                  |                   |                   |                                    |
| <u>ID</u> <u>Govt l</u>                 |                                       | Qtr Sec                    | Sec              | <u>Twp</u>        |                   | County                             |
| 1                                       |                                       |                            | 19               | 26N               | 21E               | BLAINE                             |
| Period of Diversion<br>Diversion Means: |                                       | TODE                       |                  | R 31              |                   |                                    |
|   |                                       |                            |                  |                   |                   |                                    |
|   | STREAM                                |                            |                  |                   |                   |                                    |
| <u>Govt I</u>                           |                                       | <u>Qtr Sec</u><br>VSESE    | <u>Sec</u><br>19 | <u>Twp</u><br>26N | <u>Rge</u><br>21E | <u>County</u><br>BLAINE            |
| Diversion to R                          | eservoir: C                           | VERSIO                     | ON # 1           |                   |                   |                                    |
| Dam Height:                             |                                       | 10.00 F                    | EET              |                   |                   |                                    |
| Depth:                                  |                                       | 7.00 F                     | EET              |                   |                   |                                    |
| Surface Area:                           |                                       | 0.50 A                     | CRES             |                   |                   |                                    |
| Capacity:                               |                                       | 1.40 A                     | CRE-F            | EET               |                   |                                    |
|   | THE CAPAC<br>DNRC.                    | CITY, DA                   | M HEIG           | GHT, AN           | ID SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 64640-00

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Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | <u>Acres</u> Govt Lot | Qtr Sec | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|-----------|-----------------------|---------|------------|-----|--------------------------|
| 1         |                       | NWSESE  | 19         | 26N | 21E BLAINE               |

#### 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.

64639-00 64640-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64641-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>                   | MAY 13, 1947  |
| Type of Historical Right                | t: USE  |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                                 | 1.70 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF SUCTION CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>                   |   |
| 1                                       | NWNESE 23 26N 21E BLAINE  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNESE 23 26N 21E BLAINE |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 12.00 FEET  |
| Depth:                                  | 9.00 FEET   |
| Surface Area:                           |   |
| Capacity:                               | 1.44 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014 40EJ 64641-00

Page 2 of 2

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         |                              | NWNESE         | 23         | 26N        | 21E BLAINE               |

#### 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.

64641-00 64642-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64642-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | MAY 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF SUCTION CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Domined of Diversion | NWNESE 23 26N 21E BLAINE<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNESE 23 26N 21E BLAINE  |
| Diversion to R            |   |
| Dam Height:               | 12.00 FEET  |
| Depth:<br>Surface Area:   | 9.00 FEET<br>0.40 ACRES   |
| Capacity:                 | 1.44 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, 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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|-----|-----|--------------------------|
| 1  |                | NWNESE         | 23  | 26N | 21E BLAINE               |

#### **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.

64641-00 64642-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 6464                           | 3-00                     | STATEN           |                   | F CLA             | IM                                 |
|---|-------------------------------------|--------------------------|------------------|-------------------|-------------------|------------------------------------|
|   | Version:                            | 1 OR                     | GINAL I          | RIGHT             |                   |                                    |
|   |                                     | Status:                  | AC               | TIVE              |                   |                                    |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, | <b>HGATE</b>             | DR               | BUREA             | U OF              | LAND MGMT)                         |
| <b>Priority Date:</b>                   | SEPTEMBE                            | ER 29, 1                 | 966              |                   |                   |                                    |
| Type of Historical Right                | : FILED                             |                          |                  |                   |                   |                                    |
| Purpose(use):                           | WILDLIFE                            |                          |                  |                   |                   |                                    |
| *Flow Rate:                             | A SPECIFIC                          |                          |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                                 | 4.40 AC-FT                          | -                        |                  |                   |                   |                                    |
| Source Name:                            | UNNAMED                             | TRIBU                    | TARY O           | F SUCT            |                   | CREEK                              |
| Source Type:                            | SURF                                | ACE WA                   | ATER             |                   |                   |                                    |
| *Point of Diversion and I               | Means of Dive                       | ersion:                  |                  |                   |                   |                                    |
| ID Govt ]                               |                                     | <u>Qtr Sec</u>           |                  | Twp               |                   | County                             |
| 1                                       |                                     | IESESE                   | 23               | 26N               | 21E               | BLAINE                             |
| Period of Diversion<br>Diversion Means: | DAM                                 | 1 TO DE                  | CEMBE            | :R 31             |                   |                                    |
|   |                                     |                          |                  |                   |                   |                                    |
| *Reservoir: ON                          | STREAM                              |                          |                  |                   |                   |                                    |
| <u>Govt I</u>                           | L <u>ot</u><br>N                    | <u>Qtr Sec</u><br>IESESE | <u>Sec</u><br>23 | <u>Twp</u><br>26N | <u>Rge</u><br>21E | <u>County</u><br>BLAINE            |
| Diversion to R                          | eservoir:                           | DIVERS                   | ION # 1          |                   |                   |                                    |
| Dam Height:                             |                                     | 8.00                     | FEET             |                   |                   |                                    |
| Depth:                                  |                                     | 5.00                     | FEET             |                   |                   |                                    |
| Surface Area:                           |                                     | 0.30                     | ACRES            |                   |                   |                                    |
| Capacity:                               |                                     | 0.60                     | ACRE-F           | EET               |                   |                                    |
|   | THE CAPA<br>DNRC.                   | CITY, D                  | AM HEIC          | GHT, AN           | ID SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 64643-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NESESE         | 23         | 26N | 21E BLAINE               |

#### 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.

64643-00 64644-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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>40EJ 64644-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |
|--|---|
|  | Status: ACTIVE  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | SEPTEMBER 29, 1966  |
| Type of Historical Righ  | t: FILED  |
| Purpose(use):  | STOCK   |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.30 AC-FT  |
| Source Name:   | UNNAMED TRIBUTARY OF SUCTION CREEK  |
| Source Type:   | SURFACE WATER   |
| *Point of Diversion and<br><u>ID</u> <u>Govt</u><br>1<br>Period of Diversion<br>Diversion Means: |   |
| *Reservoir: ON   | STREAM  |
| Govt   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESESE 23 26N 21E BLAINE   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:                            | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.30 ACRES<br>0.60 ACRE-FEET   |

THE CAPACITY, DAM HEIGHT, 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> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | NESESE         | 23         | 26N | 21E BLAINE               |

#### **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.

64643-00 64644-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64645-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | SEPTEMBER 4, 1944   |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF SUCTION CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariod of Diversion  | NWNENE 24 26N 21E BLAINE<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNENE 24 26N 21E BLAINE  |
| Diversion to R            |   |
| Dam Height:               | 7.00 FEET   |
| Depth:<br>Surface Area:   | 4.00 FEET<br>0.15 ACRES   |
| Capacity:                 | 0.24 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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         |                              | NWNENE         | 24         | 26N        | 21E BLAINE               |

#### **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.

64645-00 64646-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 64646-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>                   | SEPTEMBER 4, 1944  |
| Type of Historical Right                | USE  |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                                 | 2.30 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF SUCTION CREEK   |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Jeans of Diversion:  |
| <u>ID</u> <u>Govt I</u>                 |  |
| 1                                       | NWNENE 24 26N 21E BLAINE   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |  |
|   | STREAM   |
| <u>Govt I</u>                           | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNENE 24 26N 21E BLAINE |
| Diversion to R                          | servoir: DIVERSION # 1   |
| Dam Height:                             | 7.00 FEET  |
| Depth:                                  | 4.00 FEET  |
| Surface Area:                           | 0.15 ACRES   |
| Capacity:                               | 0.24 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

APRIL 25, 2014 40EJ 64646-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | <u>Acres</u> Govt Lot | Qtr Sec | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|-----------|-----------------------|---------|------------|-----|--------------------------|
| 1         |                       | NWNENE  | 24         | 26N | 21E BLAINE               |

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64645-00 64646-00

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

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| Water Right Number:                     | 40EJ 64647                            | 7-00 S                 | TATEM            | IENT OI           | = CLA             | IM                                 |
|---|---------------------------------------|------------------------|------------------|-------------------|-------------------|------------------------------------|
|   | Version:                              | 1 ORI                  | GINAL I          | RIGHT             |                   |                                    |
|   |                                       | Status:                | AC               | TIVE              |                   |                                    |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                         |
| <b>Priority Date:</b>                   | AUGUST 7,                             | 1969                   |                  |                   |                   |                                    |
| Type of Historical Right                | :USE                                  |                        |                  |                   |                   |                                    |
| Purpose(use):                           | WILDLIFE                              |                        |                  |                   |                   |                                    |
| *Flow Rate:                             | A SPECIFIC                            |                        |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                                 | 2.70 AC-FT                            |                        |                  |                   |                   |                                    |
| Source Name:                            | UNNAMED                               | TRIBUT                 | TARY O           | F SUCT            |                   | CREEK                              |
| Source Type:                            | SURF                                  | ACE WA                 | TER              |                   |                   |                                    |
| *Point of Diversion and I               | Means of Dive                         | rsion:                 |                  |                   |                   |                                    |
| ID Govt ]                               |                                       | Qtr Sec                | Sec              | Twp               |                   | County                             |
| 1                                       | -                                     |                        | 25               | 26N               | 21E               | BLAINE                             |
| Period of Diversion<br>Diversion Means: |                                       | TODE                   | CEMBE            | R 31              |                   |                                    |
|   | STREAM                                |                        |                  |                   |                   |                                    |
|   |                                       | <b>o</b>               | a                | -                 |                   |                                    |
| <u>Govt I</u>                           | <u>Lot</u><br>SE                      | <u>Qtr Sec</u><br>NESW | <u>Sec</u><br>25 | <u>Twp</u><br>26N | <u>Rge</u><br>21E | <u>County</u><br>BLAINE            |
| Diversion to R                          | eservoir: [                           | DIVERSI                | ON # 1           |                   |                   |                                    |
| Dam Height:                             |                                       | 9.00 F                 | FEET             |                   |                   |                                    |
| Depth:                                  |                                       | 6.00 I                 | FEET             |                   |                   |                                    |
| Surface Area:                           |                                       | 0.30 /                 | ACRES            |                   |                   |                                    |
| Capacity:                               |                                       | 0.72                   | ACRE-F           | EET               |                   |                                    |
|   | THE CAPAC<br>DNRC.                    | CITY, DA               | M HEIG           | GHT, AN           | ID SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 64647-00

Page 2 of 2

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> <u>County</u> |
|----|-----------------------|----------------|------------|-----|--------------------------|
| 1  |                       | SENESW         | 25         | 26N | 21E BLAINE               |

#### Remarks:

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64647-00 64648-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:       | 40EJ 6464                         | 48-00                   | STATEN           | IENT O            | F CLA             | IM  |
|---------------------------|-----------------------------------|-------------------------|------------------|-------------------|-------------------|---|
|                           | Version:                          | 1 OR                    | IGINAL I         | RIGHT             |                   |   |
|                           |                                   | Status:                 | AC               | TIVE              |                   |   |
| Owners:                   | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                  | DR               | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>     | AUGUST 7                          | 7, 1969                 |                  |                   |                   |   |
| Type of Historical Right  | :USE                              |                         |                  |                   |                   |   |
| Purpose(use):             | STOCK                             |                         |                  |                   |                   |   |
| *Flow Rate:               | ONSTREA                           | M RESE                  | RVOIR.           | THE F             | LOW I             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-F                         | Т                       |                  |                   |                   |   |
| Source Name:              | UNNAME                            | ) TRIBU                 | TARY O           | F SUCT            |                   | CREEK   |
| Source Type:              | SURI                              | FACE W/                 | ATER             |                   |                   |   |
| *Point of Diversion and I | Means of Div                      | version:                |                  |                   |                   |   |
| $\frac{ID}{1}$ Govt 1     |                                   | <u>Qtr Sec</u>          | Sec              | Twp               |                   | County  |
| 1<br>Period of Diversion  | -                                 |                         | 25<br>CEMBE      | 26N               | 21E               | BLAINE  |
| Diversion Means:          | DAM                               | TIODE                   |                  |                   |                   |   |
| * <b>Reservoir:</b> ON    | STREAM                            |                         |                  |                   |                   |   |
| <u>Govt I</u>             |                                   | <u>Qtr Sec</u><br>ENESW | <u>Sec</u><br>25 | <u>Twp</u><br>26N | <u>Rge</u><br>21E | <u>County</u><br>BLAINE   |
| Diversion to R            | eservoir:                         | DIVERS                  |                  |                   |                   |   |
| Dam Height:               |                                   | 9.00                    |                  |                   |                   |   |
| Depth:<br>Surface Area:   |                                   | 6.00<br>0.30            | ACRES            |                   |                   |   |
| Capacity:                 |                                   |                         | ACRE-F           | EET               |                   |   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | SENESW         | 25         | 26N | 21E BLAINE               |

#### **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.

64647-00 64648-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 6464                           | <b>9-00</b> S           | TATEM            | ENT O             | = CLA             | IM                                |
|---|-------------------------------------|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                            | 1 ORI                   | GINAL F          | RIGHT             |                   |                                   |
|   |                                     | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | AUGUST 2                            | 0, 1971                 |                  |                   |                   |                                   |
| Type of Historical Right                | : FILED                             |                         |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                            |                         |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFIC                          |                         |                  | IAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 0.21 AC-FT                          |                         |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED                             | TRIBUT                  | ARY O            | F COW             | CRE               | ΞK                                |
| Source Type:                            | SURF                                | ACE WA                  | TER              |                   |                   |                                   |
| *Point of Diversion and I               | Means of Dive                       | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>                 |                                     | <u>Qtr Sec</u>          | <u>Sec</u>       | Twp               |                   | County                            |
| 1                                       | -                                   | NWNE                    | 27               | 26N               | 21E               | BLAINE                            |
| Period of Diversion<br>Diversion Means: | PIT                                 | 1 TO DE                 | CEMBE            | R 31              |                   |                                   |
|   | STREAM                              |                         |                  |                   |                   |                                   |
|   |                                     | <b>A</b> . <b>A</b>     | ~                | -                 | -                 |                                   |
| <u>Govt I</u>                           | <u>Lot</u><br>SW                    | <u>Qtr Sec</u><br>/NWNE | <u>Sec</u><br>27 | <u>Twp</u><br>26N | <u>Rge</u><br>21E | <u>County</u><br>BLAINE           |
| Diversion to R                          | eservoir:                           | DIVERSI                 | ON # 1           |                   |                   |                                   |
| Dam Height:                             |                                     | 10.00 F                 | EET              |                   |                   |                                   |
| Depth:                                  |                                     | 7.00                    | FEET             |                   |                   |                                   |
| Surface Area:                           |                                     | 0.20 /                  | ACRES            |                   |                   |                                   |
| Capacity:                               |                                     | 0.70 /                  | ACRE-F           | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.                   | CITY, DA                | M HEIG           | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64649-00

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         |                | SWNWNE         | 27         | 26N | 21E BLAINE               |

#### 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.

64649-00 64650-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64650-00 STATEMENT OF CLAIM  |  |  |  |  |  |
|---|---|--|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |  |
| <b>Priority Date:</b>   | AUGUST 20, 1971   |  |  |  |  |  |
| Type of Historical Right  | t: FILED  |  |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF COW CREEK  |  |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |  |  |
| $\frac{ID}{1} \qquad \frac{Govt I}{1}$                                | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWNE 27 26N 21E BLAINE   |  |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: PIT |   |  |  |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWNE 27 26N 21E BLAINE  |  |  |  |  |  |
| Diversion to R  | eservoir: DIVERSION # 1   |  |  |  |  |  |
| Dam Height:   | 10.00 FEET  |  |  |  |  |  |
| Depth:  | 7.00 FEET   |  |  |  |  |  |
| Surface Area:<br>Capacity:  | 0.20 ACRES<br>0.70 ACRE-FEET  |  |  |  |  |  |
| Cupucity.   |   |  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | SWNWNE         | 27         | 26N | 21E BLAINE               |

#### **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.

64649-00 64650-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 6465                           | 1-00   | STATEN           | IENT O            | F CLA             | IM                                |
|---|-------------------------------------|--|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                            | 1 OR   | IGINAL I         | RIGHT             |                   |                                   |
|   |                                     | Status:  | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| *Priority Date:                         | SEPTEMBE                            | ER 30, 1   | 969              |                   |                   |                                   |
| Type of Historical Right                | :USE                                |  |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                            |  |                  |                   |                   |                                   |
| *Flow Rate:                             |                                     | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. |                  |                   |                   |                                   |
| Volume:                                 | 6.00 AC-FT                          | -  |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED                             | TRIBU  | TARY O           | F COW             | CRE               | ΞK                                |
| Source Type:                            | SURF                                | ACE W  | ATER             |                   |                   |                                   |
| *Point of Diversion and I               | Means of Dive                       | ersion:  |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt</u>                   |                                     | <u>Qtr Sec</u>   |                  | Twp               |                   | County                            |
| 1                                       |                                     | ENESW  | 33               | 26N               | 21E               | BLAINE                            |
| Period of Diversion<br>Diversion Means: | DAM                                 | 1 TO DE  | CEMBE            | :R 31             |                   |                                   |
|   |                                     |  |                  |                   |                   |                                   |
| *Reservoir: ON                          | STREAM                              |  |                  |                   |                   |                                   |
| <u>Govt I</u>                           | L <u>ot</u><br>SI                   | <u>Qtr Sec</u><br>ENESW  | <u>Sec</u><br>33 | <u>Тwp</u><br>26N | <u>Rge</u><br>21E | <u>County</u><br>BLAINE           |
| Diversion to R                          | eservoir:                           | DIVERS   | ION # 1          |                   |                   |                                   |
| Dam Height:                             |                                     | 10.00  | FEET             |                   |                   |                                   |
| Depth:                                  |                                     | 7.00   | FEET             |                   |                   |                                   |
| Surface Area:                           |                                     |  | ACRES            |                   |                   |                                   |
| Capacity:                               |                                     | 0.98   | ACRE-F           | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.                   | CITY, D  | AM HEIC          | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014

40EJ 64651-00 Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SENESW         | 33         | 26N | 21E BLAINE               |

#### 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.

64651-00 64652-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64652-00 STATEMENT OF CLAIM  |  |  |  |  |  |
|---------------------------|---|--|--|--|--|--|
|                           | Version: 1 ORIGINAL RIGHT   |  |  |  |  |  |
|                           | Status: ACTIVE  |  |  |  |  |  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |  |
| *Priority Date:           | SEPTEMBER 30, 1969  |  |  |  |  |  |
| Type of Historical Right  | t: USE  |  |  |  |  |  |
| Purpose(use):             | STOCK   |  |  |  |  |  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |  |
| Volume:                   | 0.30 AC-FT  |  |  |  |  |  |
| Source Name:              | UNNAMED TRIBUTARY OF COW CREEK  |  |  |  |  |  |
| Source Type:              | SURFACE WATER   |  |  |  |  |  |
| *Point of Diversion and I | Means of Diversion:   |  |  |  |  |  |
| <u>ID</u> <u>Govt I</u>   |   |  |  |  |  |  |
| 1<br>Pariad of Divarsion  | SENESW 33 26N 21E BLAINE<br>n: JANUARY 1 TO DECEMBER 31   |  |  |  |  |  |
| Diversion Means:          | DAM   |  |  |  |  |  |
| *Reservoir: ONS           | ISTREAM   |  |  |  |  |  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESW 33 26N 21E BLAINE  |  |  |  |  |  |
| Diversion to R            |   |  |  |  |  |  |
| Dam Height:               | 10.00 FEET  |  |  |  |  |  |
| Depth:<br>Surface Area:   | 7.00 FEET<br>0.35 ACRES   |  |  |  |  |  |
| Capacity:                 | 0.98 ACRE-FEET  |  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SENESW         | 33         | 26N | 21E BLAINE               |

#### **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.

64651-00 64652-00

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

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| 40EJ 6465    | 5 <b>3-00</b> S  | STATEM   | IENT OI   | F CLA   | IM   |
|--------------|--|--|---|---|--|
| Version:     | 1 ORI  | GINAL I  | RIGHT   |   |  |
|              | Status:  | AC   | TIVE  |   |  |
| 5001 SOU     | THGATE   | DR   | BUREA   | U OF  | LAND MGMT)   |
| JUNE 3, 19   | 969  |  |   |   |  |
| : FILED      |  |  |   |   |  |
| STOCK        |  |  |   |   |  |
| ONSTREA      | M RESE   | RVOIR.   | THE FI  | _OW F   |  |
| 0.30 AC-FT   | Г  |  |   |   |  |
| UNNAMED      | TRIBU  | TARY O   | F HAY   | COUL  | EE   |
| SURF         | FACE WA  | TER  |   |   |  |
| Means of Div | ersion:  |  |   |   |  |
| Lot          | <u>Qtr Sec</u>   | Sec  | <u>Twp</u>  |   | County   |
| -            | -  | • •  |   | 21E   | BLAINE   |
| DAM          | TIODE  |  | IN 31   |   |  |
| STREAM       |  |  |   |   |  |
| Lot<br>S     | <u>Qtr Sec</u><br>ENWSE  | <u>Sec</u><br>34   | <u>Twp</u><br>26N   | <u>Rge</u><br>21E   | <u>County</u><br>BLAINE  |
| eservoir:    |  |  |   |   |  |
|              |  |  |   |   |  |
|              |  |  |   |   |  |
|              | 1 00   | ACRES  |   |   |  |
|              | Version:<br>USA (DEP<br>5001 SOU<br>BILLINGS,<br>JUNE 3, 19<br>FILED<br>STOCK<br>A SPECIFI<br>ONSTREA<br>AMOUNT H<br>0.30 AC-F<br>UNNAMED<br>SURF<br>Vieans of Div<br>Lot<br>SURF<br>STREAM<br>COT<br>STREAM | Version:       1 ORI         Status:         USA (DEPT OF INT         5001 SOUTHGATE         BILLINGS, MT 5910         JUNE 3, 1969         : FILED         STOCK         A SPECIFIC FLOW         ONSTREAM RESEI         AMOUNT HISTORIO         0.30 AC-FT         UNNAMED TRIBUT         SURFACE WA         Means of Diversion:         Lot       Qtr Sec         STREAM         STREAM         Lot       Qtr Sec         SENWSE         eservoir:       DIVERSI         8.00         5.00 | Version:1 ORIGINAL F<br>Status:Status:ACUSA (DEPT OF INTERIOR I<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669JUNE 3, 1969FILEDSTOCKA SPECIFIC FLOW RATE F<br>ONSTREAM RESERVOIR.<br>AMOUNT HISTORICALLY NO.30 AC-FTUNNAMED TRIBUTARY O<br>SURFACE WATERMeans of Diversion:<br>LotQtr SecSENWSE34STREAMLotQtr SecSENWSE34STREAMLotQtr SecSENWSE34STREAMLotSENWSE34STREAMLotSENWSE34STREAMLotSENWSE34STREAMLotSENWSE34STREAMLotSENWSE34STREAMLotSENWSE34STREAMLotSENWSE34STREAMLotSENWSE34SENWSE34SUP SENTERSENTERLotSENTERLotSENTERSENTERLotSENTERSENTERLotSENTERLotSENTERSENTERSENTERSENTERSENTERSENTERSENTERSENTERSENTER <tr< th=""><th>Version:1 ORIGINAL RIGHT<br/>Status:ACTIVEUSA (DEPT OF INTERIOR BUREA<br/>5001 SOUTHGATE DR<br/>BILLINGS, MT 59101 4669JUREA<br/>5001 4669JUNE 3, 1969: FILEDSTOCKA SPECIFIC FLOW RATE HAS NO<br/>ONSTREAM RESERVOIR. THE FL<br/>AMOUNT HISTORICALLY NECESS0.30 AC-FTUNNAMED TRIBUTARY OF HAY OF<br/>SURFACE WATERMeans of Diversion:LotQtr SecSENWSE3426N: JANUARY 1 TO DECEMBER 31<br/>DAMSTREAMLotQtr SecSENWSE3426N: JANUARY 1 TO DECEMBER 31<br/>DAMSTREAMLotQtr SecSENWSE3426NSURFACESENWSE3426NSTREAMLotDIVERSION # 1<br/>8.008.00SERT5.00</th><th>Version:<math>1 - ORIGINAL RIGHT</math><br/>Status:ACTIVEUSA (DEPT OF INTERIOR BUREAU OF<br/>5001 SOUTHGATE DR<br/>BILLINGS, MT 59101 4669JUNE 3, 1969: FILEDSTOCKA SPECIFIC FLOW RATE HAS NOT BEE<br/>ONSTREAM RESERVOIR.AMOUNT HISTORICALLY NECESSARY<br/>0.30 AC-FTUNNAMED TRIBUTARY OF HAY COUL<br/>SURFACE WATERMeans of Diversion:LotStressSENWSES4201Qtr SecSENWSES4203Qtr SecSENWSES4204Qtr SecSENWSES4205Qtr SecSENWSES4206Qtr SecSENWSES4207Qtr SecSENWSES4208Qtr SecSENWSES4209DIVERSION # 1<br/>8.00 FEET</th></tr<> | Version:1 ORIGINAL RIGHT<br>Status:ACTIVEUSA (DEPT OF INTERIOR BUREA<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669JUREA<br>5001 4669JUNE 3, 1969: FILEDSTOCKA SPECIFIC FLOW RATE HAS NO<br>ONSTREAM RESERVOIR. THE FL<br>AMOUNT HISTORICALLY NECESS0.30 AC-FTUNNAMED TRIBUTARY OF HAY OF<br>SURFACE WATERMeans of Diversion:LotQtr SecSENWSE3426N: JANUARY 1 TO DECEMBER 31<br>DAMSTREAMLotQtr SecSENWSE3426N: JANUARY 1 TO DECEMBER 31<br>DAMSTREAMLotQtr SecSENWSE3426NSURFACESENWSE3426NSTREAMLotDIVERSION # 1<br>8.008.00SERT5.00 | Version: $1 - ORIGINAL RIGHT$<br>Status:ACTIVEUSA (DEPT OF INTERIOR BUREAU OF<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669JUNE 3, 1969: FILEDSTOCKA SPECIFIC FLOW RATE HAS NOT BEE<br>ONSTREAM RESERVOIR.AMOUNT HISTORICALLY NECESSARY<br>0.30 AC-FTUNNAMED TRIBUTARY OF HAY COUL<br>SURFACE WATERMeans of Diversion:LotStressSENWSES4201Qtr SecSENWSES4203Qtr SecSENWSES4204Qtr SecSENWSES4205Qtr SecSENWSES4206Qtr SecSENWSES4207Qtr SecSENWSES4208Qtr SecSENWSES4209DIVERSION # 1<br>8.00 FEET |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SENWSE
 34
 26N
 21E
 BLAINE

#### **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.

64653-00 64655-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                                      | 40EJ 64654-00 STATEMENT OF CLAIM   |
|--|--|
|  | Version: 1 ORIGINAL RIGHT  |
|  | Status: ACTIVE   |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>                                    | OCTOBER 8, 1968  |
| Type of Historical Right                                 | : USE  |
| Purpose(use):  | WILDLIFE   |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:  | 0.08 AC-FT   |
| Source Name:   | UNNAMED TRIBUTARY OF COW CREEK   |
| Source Type:   | SURFACE WATER  |
| *Point of Diversion and I                                | Means of Diversion:  |
| <u>ID</u> <u>Govt l</u>                                  |  |
| 1<br>Dericil of Dimension                                | SWSESE 27 26N 21E BLAINE<br>I: JANUARY 1 TO DECEMBER 31                                    |
| Diversion Means:   | DAM  |
| *Reservoir: ON   | STREAM   |
| <u>Govt I</u>  | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSESE 27 26N 21E BLAINE     |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area: | 6.00 FEET<br>3.00 FEET<br>0.10 ACRES   |
| Capacity:  | 0.12 ACRE-FEET   |
|  | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

APRIL 25, 2014 40EJ 64654-00

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Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <b><u>Qtr Sec</u></b> | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|-----------------------|------------|-----|--------------------------|
| 1         |                | SWSESE                | 27         | 26N | 21E BLAINE               |

### Remarks:

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64655-00 STATEMENT OF CLAIM   |      |
|---------------------------|--|------|
|                           | Version: 1 ORIGINAL RIGHT  |      |
|                           | Status: ACTIVE   |      |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |      |
| <b>Priority Date:</b>     | JUNE 3, 1969   |      |
| Type of Historical Right  | FILED  |      |
| Purpose(use):             | WILDLIFE   |      |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THONSTREAM RESERVOIR.            | HIS  |
| Volume:                   | 5.40 AC-FT   |      |
| Source Name:              | UNNAMED TRIBUTARY OF HAY COULEE  |      |
| Source Type:              | SURFACE WATER  |      |
| *Point of Diversion and I | leans of Diversion:  |      |
| <u>ID</u> <u>Govt l</u>   |  |      |
| 1                         | SENWSE 34 26N 21E BLAINE   |      |
| Diversion Means:          | : JANUARY 1 TO DECEMBER 31<br>DAM  |      |
| *Reservoir: ON            | STREAM   |      |
| <u>Govt I</u>             | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWSE 34 26N 21E BLAINE |      |
| Diversion to R            | servoir: DIVERSION # 1   |      |
| Dam Height:               | 8.00 FEET  |      |
| Depth:                    | 5.00 FEET  |      |
| Surface Area:             | 1.00 ACRES   |      |
| Capacity:                 | 2.00 ACRE-FEET   |      |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED DNRC.                         | D BY |

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APRIL 25, 2014 40EJ 64655-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

| <u>ID</u> | <u>Acres</u> <u>Govt Lot</u> | Qtr Sec | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|---------|------------|-----|--------------------------|
| 1         |                              | SENWSE  | 34         | 26N | 21E BLAINE               |

#### 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.

64653-00 64655-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64656-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | JUNE 3, 1969  |
| Type of Historical Right  | : FILED   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 9.70 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF HAY COULEE   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Means of Diversion:   |
| $\frac{ID}{1}$ Govt I     |   |
| ·                         | NENWSE 35 26N 21E BLAINE<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSE 35 26N 21E BLAINE |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 12.00 FEET  |
| Depth:                    | 9.00 FEET   |
| Surface Area:             | 1.80 ACRES  |
| Capacity:                 | 6.48 ACRE-FEET  |
|                           | THE RESERVOIR EXTENDS INTO THE SESWNE SEC 35 TWP 26N RGE 21E BLAINE COUNTY.                   |

THE CAPACITY, DAM HEIGHT, 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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|-----|-----|--------------------------|
| 1  |                | SESWNE         | 35  | 26N | 21E BLAINE               |
| 2  |                | NENWSE         | 35  | 26N | 21E BLAINE               |

#### 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.

64656-00 64659-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 64657-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| Priority Date:                          | JULY 26, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:                                 | 0.30 AC-FT  |  |  |  |  |
| Source Name:                            | UNNAMED TRIBUTARY OF HAY COULEE   |  |  |  |  |
| Source Type:                            | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and I               | Means of Diversion:   |  |  |  |  |
| <u>ID</u> <u>Govt I</u>                 |   |  |  |  |  |
| 1                                       | SWNENW 35 26N 21E BLAINE  |  |  |  |  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |  |  |  |  |
|   | STREAM  |  |  |  |  |
|   |   |  |  |  |  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>SWNENW 35 26N 21E BLAINE   |  |  |  |  |
| Diversion to R                          | eservoir: DIVERSION # 1   |  |  |  |  |
| Dam Height:                             | 6.00 FEET   |  |  |  |  |
| Depth:                                  | 3.00 FEET   |  |  |  |  |
| Surface Area:                           | 0.60 ACRES  |  |  |  |  |
| Capacity:                               | 0.72 ACRE-FEET  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | SWNENW         | 35         | 26N | 21E BLAINE               |

#### **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.

64657-00 64658-00

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

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COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:   | 40EJ 64658-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669                                  |
| <b>Priority Date:</b>   | JULY 26, 1944   |
| Type of Historical Right  | t: USE  |
| Purpose(use):   | WILDLIFE  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.  |
| Volume:   | 3.20 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF HAY COULEE   |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and I   | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>   |   |
| 1   | SWNENW 35 26N 21E BLAINE  |
| Diversion Means:  | n: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   | STREAM  |
|   |   |
| <u>Govt I</u>   | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>SWNENW 35 26N 21E BLAINE   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 6.00 FEET<br>3.00 FEET<br>0.60 ACRES<br>0.72 ACRE-FEET<br>THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY |
|   | DNRC.   |

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APRIL 25, 2014 40EJ 64658-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SWNENW         | 35         | 26N | 21E BLAINE               |

#### 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.

64657-00 64658-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| 40EJ 64659-00 STATEMENT OF CLAIM  |
|---|
| Version: 1 ORIGINAL RIGHT   |
| Status: ACTIVE  |
| USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| JUNE 3, 1969  |
| : FILED   |
| STOCK   |
| A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| 0.30 AC-FT  |
| UNNAMED TRIBUTARY OF HAY COULEE   |
| SURFACE WATER   |
| Means of Diversion:   |
| Lot <u>Qtr Sec</u> Sec Twp Rge County   |
| NENWSE 35 26N 21E BLAINE<br>: JANUARY 1 TO DECEMBER 31  |
| DAM   |
| STREAM  |
| Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSE 35 26N 21E BLAINE  |
| eservoir: DIVERSION # 1   |
| 12.00 FEET  |
|   |
| 9.00 FEET<br>1.80 ACRES   |
|   |

THE RESERVOIR EXTENDS INTO THE SESWNE SEC 35 TWP 26N RGE 21E BLAINE COUNTY. THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SESWNE         | 35         | 26N | 21E BLAINE               |
| 2         |                       | NENWSE         | 35         | 26N | 21E BLAINE               |

#### 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.

64656-00 64659-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64660-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | MAY 11, 1960   |
| Type of Historical Right  | :USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 5.21 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF LITTLE SUCTION CREEK  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1<br>Dominal of Dimonsion | NENWSE 28 26N 22E BLAINE<br>I: JANUARY 1 TO DECEMBER 31                                    |
| Diversion Means:          | DAM  |
| *Reservoir: ONS           | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSE 28 26N 22E BLAINE     |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 7.00 FEET  |
| Depth:                    | 4.00 FEET  |
| Surface Area:             | 0.90 ACRES   |
| Capacity:                 | 1.44 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

Decree Report - Page 1134

APRIL 25, 2014 40EJ 64660-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | NENWSE         | 28         | 26N | 22E BLAINE               |

#### 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.

64660-00 64661-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64661-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
| 0                         |   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | MAY 11, 1960  |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF LITTLE SUCTION CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| $\frac{ID}{1}$ Govt I     |   |
| •                         | NENWSE 28 26N 22E BLAINE<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec Twp Rge County<br>NENWSE 28 26N 22E BLAINE   |
| Diversion to R            |   |
| Dam Height:               | 7.00 FEET<br>4.00 FEET  |
| Depth:<br>Surface Area:   | 0.90 ACRES  |
| Capacity:                 | 1.44 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, 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> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | NENWSE         | 28         | 26N | 22E BLAINE               |

#### **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.

64660-00 64661-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:      | 40EJ 646                         | 6 <b>2-00</b> S        | TATEN            |                   | F CLA      | IM  |
|--------------------------|----------------------------------|------------------------|------------------|-------------------|------------|---|
|                          | Version:                         | 1 ORI                  | GINAL            | RIGHT             |            |   |
|                          |                                  | Status:                | AC               | CTIVE             |            |   |
| Owners:                  | SAND CRI<br>PO BOX 1<br>HAVRE, M | 280                    |                  | 2                 |            |   |
| *Priority Date:          | NOVEMBE                          | ER 20, 196             | 67               |                   |            |   |
|                          | DATE OF                          | FILING TH              | HE NOT           | TICE OF           | COM        | RIGHT HAS BEEN CHANGED TO THE<br>IPLETION OF GROUNDWATER<br>PRIORITY DATE MAY BE CONTESTED BY |
| *Type of Historical Righ | t: FILED                         |                        |                  |                   |            |   |
| Purpose(use):            | WILDLIFE                         |                        |                  |                   |            |   |
| Flow Rate:               | 4.50 GPM                         |                        |                  |                   |            |   |
| Volume:                  | 6.92 AC-F                        | Т                      |                  |                   |            |   |
| Source Name:             | GROUND                           | WATER                  |                  |                   |            |   |
| Source Type:             | GRO                              | UNDWAT                 | ER               |                   |            |   |
|                          | ALSO KNO                         | OWN AS (               | CAMP \           | NATER             | WELL       | L   |
| Point of Diversion and   | Means of Div                     | version:               |                  |                   |            |   |
| <u>ID</u> <u>Govt</u>    | <u>Lot</u>                       | <u>Qtr Sec</u><br>SWNE | <u>Sec</u><br>17 | <u>Twp</u><br>27N |            | <u>County</u><br>BLAINE   |
| Period of Diversion      |                                  | ′ 1 TO DE              | CEMBE            | ER 31             |            |   |
| Diversion Means:         | WELL                             |                        |                  | -D 04             |            |   |
| Period of Use:           | JANUARY                          | 1 TO DEC               | CEMBE            | R 31              |            |   |
| Place of Use:            |                                  |                        | G                | m                 | P          |   |
| ID <u>Acres Govt</u>     | Lot                              | <u>Qtr Sec</u>         | <u>Sec</u>       | Twp               | <u>Rge</u> | County  |
| 1                        |                                  | SWNE                   | 17               | 27N               | 19E        | BLAINE  |

#### 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.

64662-00 64663-00

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64663-00 STATEMENT OF CLAIM  |  |  |  |  |  |  |
|---------------------------|---|--|--|--|--|--|--|
|                           | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |  |  |  |
| Owners:                   | SAND CREEK RANCH LLC<br>PO BOX 1280<br>HAVRE, MT 59501 1280   |  |  |  |  |  |  |
| *Priority Date:           | NOVEMBER 20, 1967   |  |  |  |  |  |  |
|                           | THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE<br>DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER<br>APPROPRIATION (FORM GW2). THE PRIORITY DATE MAY BE CONTESTED BY<br>PROPER OBJECTION.   |  |  |  |  |  |  |
| *Type of Historical Right | t: FILED  |  |  |  |  |  |  |
| Purpose(use):             | STOCK   |  |  |  |  |  |  |
| Flow Rate:                | 4.50 GPM  |  |  |  |  |  |  |
| *Volume:                  | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |  |  |  |  |  |  |
| Source Name:              | GROUNDWATER   |  |  |  |  |  |  |
| Source Type:              | GROUNDWATER   |  |  |  |  |  |  |
|                           | ALSO KNOWN AS CAMP WATER WELL   |  |  |  |  |  |  |
| Point of Diversion and    | Point of Diversion and Means of Diversion:  |  |  |  |  |  |  |
| ID Govt                   | Lot <u>Qtr Sec Sec Twp Rge County</u><br>SWINE 17 27N 19E BLAINE  |  |  |  |  |  |  |

| $\underline{\mathbf{D}}$ $\underline{\mathbf{Gov}}$ | <u>l Lot</u> | <u>Qir Sec</u> | <u>sec</u> | <u>1 wp</u> | <u>kge</u> | County |
|---|--------------|----------------|------------|-------------|------------|--------|
| 1   |              | SWNE           | 17         | 27N         | 19E        | BLAINE |
| Period of Diversion                                 | on: JANUAR   | Y 1 TO DE      | CEMB       | ER 31       |            |        |
| <b>Diversion Means:</b>                             | WELL         |                |            |             |            |        |
| Period of Use:                                      | JANUAR       | Y 1 TO DEC     | CEMBE      | R 31        |            |        |

#### Place of Use:

| ID | Acres Govt Lot | <u>Qtr Sec</u> | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | SWNE           | 17         | 27N | 19E BLAINE               |

#### 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.

64662-00 64663-00

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 PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 646                          | 6 <b>4-00</b> \$        | STATEN           | IENT O            | F CLA             | IM  |
|---|-----------------------------------|-------------------------|------------------|-------------------|-------------------|---|
|   | Version:                          | 1 OR                    | IGINAL I         | RIGHT             |                   |   |
|   |                                   | Status:                 | AC               | TIVE              |                   |   |
| Owners:                                 | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                  | DR               | BUREA             | U OF              | LAND MGMT)  |
| Priority Date:                          | FEBRUAR                           | Y 9, 196                | 5                |                   |                   |   |
| Type of Historical Right                | :USE                              |                         |                  |                   |                   |   |
| Purpose(use):                           | STOCK                             |                         |                  |                   |                   |   |
| *Flow Rate:                             | ONSTREA                           | M RESE                  | RVOIR.           | THE F             | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-F                         | Т                       |                  |                   |                   |   |
| Source Name:                            | UNNAME                            | ) TRIBU                 | TARY O           | F ALS (           | CREE              | К   |
| Source Type:                            | SURI                              | FACE W/                 | ATER             |                   |                   |   |
| *Point of Diversion and I               | Means of Div                      | version:                |                  |                   |                   |   |
| ID Govt 1                               |                                   | <u>Qtr Sec</u><br>ESWSW | <u>Sec</u><br>30 | <u>Twp</u><br>27N |                   | <u>County</u><br>BLAINE   |
| Period of Diversion<br>Diversion Means: | : JANUARY<br>PIT                  | ' 1 TO DE               | ECEMBE           | R 31              |                   |   |
| *Reservoir: ON                          | STREAM                            |                         |                  |                   |                   |   |
| <u>Govt I</u>                           |                                   | <u>Qtr Sec</u><br>SWSW  | <u>Sec</u><br>30 | <u>Twp</u><br>27N | <u>Rge</u><br>20E | County<br>BLAINE  |
| Diversion to R                          | eservoir:                         | DIVERS                  |                  |                   |                   |   |
| Dam Height:                             |                                   | 12.00                   |                  |                   |                   |   |
| Depth:<br>Surface Area:                 |                                   | 9.00<br>0.70            | ACRES            |                   |                   |   |
| Capacity:                               |                                   |                         | ACRE-F           | EET               |                   |   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | NESWSW         | 30         | 27N | 20E BLAINE               |

#### **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.

64664-00 64665-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 6466                           | <b>5-00</b> S          | STATEN           | IENT O            | F CLA             | IM                                 |
|---|-------------------------------------|------------------------|------------------|-------------------|-------------------|------------------------------------|
|   | Version:                            | 1 ORI                  | GINAL I          | RIGHT             |                   |                                    |
|   |                                     | Status:                | AC               | TIVE              |                   |                                    |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                         |
| <b>Priority Date:</b>                   | FEBRUAR                             | Y 9, 1965              | 5                |                   |                   |                                    |
| Type of Historical Right                | :USE                                |                        |                  |                   |                   |                                    |
| Purpose(use):                           | WILDLIFE                            |                        |                  |                   |                   |                                    |
| *Flow Rate:                             | A SPECIFIC                          |                        |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                                 | 0.21 AC-FT                          | -                      |                  |                   |                   |                                    |
| Source Name:                            | UNNAMED                             |                        | TARY O           | FALS              | CREE              | κ                                  |
| Source Type:                            | SURF                                | ACE WA                 | TER              |                   |                   |                                    |
| *Point of Diversion and I               | Means of Dive                       | ersion:                |                  |                   |                   |                                    |
| <u>ID</u> <u>Govt 1</u>                 |                                     | <u>Qtr Sec</u>         | Sec              | Twp               |                   | County                             |
| 1                                       |                                     | SWSW                   | 30               | 27N               | 20E               | BLAINE                             |
| Period of Diversion<br>Diversion Means: | : JANUARY<br>PIT                    | 1 TO DE                | CEMBE            | :R 31             |                   |                                    |
|   |                                     |                        |                  |                   |                   |                                    |
| *Reservoir: ON                          | STREAM                              |                        |                  |                   |                   |                                    |
| <u>Govt I</u>                           | L <u>ot</u><br>NE                   | <u>Qtr Sec</u><br>SWSW | <u>Sec</u><br>30 | <u>Twp</u><br>27N | <u>Rge</u><br>20E | <u>County</u><br>BLAINE            |
| Diversion to R                          | eservoir:                           | DIVERSI                | ON # 1           |                   |                   |                                    |
| Dam Height:                             |                                     | 12.00                  | FEET             |                   |                   |                                    |
| Depth:                                  |                                     | 9.00                   | FEET             |                   |                   |                                    |
| Surface Area:                           |                                     | 0.70                   | ACRES            |                   |                   |                                    |
| Capacity:                               |                                     | 3.15                   | ACRE-F           | EET               |                   |                                    |
|   | THE CAPA<br>DNRC.                   | CITY, DA               | AM HEIC          | GHT, AN           | ND SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014

40EJ 64665-00 Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NESWSW         | 30         | 27N | 20E BLAINE               |

#### 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.

64664-00 64665-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64666-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | JUNE 1, 1967  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ALS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Pariod of Diversion  | SWSESW 31 27N 20E BLAINE<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSESW 31 27N 20E BLAINE  |
| Diversion to R            |   |
| Dam Height:               | 7.00 FEET   |
| Depth:<br>Surface Area:   | 4.00 FEET<br>0.15 ACRES   |
| Capacity:                 | 0.24 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 ID

 Acres Govt Lot
 Qtr Sec
 Sec

 Twp
 Rge
 County

1 SWSESW 31 27N 20E BLAINE

#### **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.

64666-00 64667-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64667-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | JUNE 1, 1967  |
| Type of Historical Right  | t: USE  |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 3.21 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ALS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>   |   |
| 1<br>Dericil of Dimension | SWSESW 31 27N 20E BLAINE<br>n: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM   |
|                           | STREAM  |
| Govt I                    |   |
| <u>Govt 1</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSESW 31 27N 20E BLAINE |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 7.00 FEET   |
| Depth:                    | 4.00 FEET   |
| Surface Area:             | 0.15 ACRES  |
| Capacity:                 | 0.24 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

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APRIL 25, 2014 40EJ 64667-00

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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> | <u>Twp</u> | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|------------|------------|--------------------------|
| 1  |                | SWSESW         | 31         | 27N        | 20E BLAINE               |

### 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.

64666-00 64667-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                           | 40EJ 64668-00                | STATEMENT O  | OF CLAIM                 |  |  |  |  |
|---|------------------------------|--|--------------------------|--|--|--|--|
|   | Version: 1 OR                | IGINAL RIGHT   | г                        |  |  |  |  |
|   | Status:                      | ACTIVE   |                          |  |  |  |  |
| Owners:                                       | 5001 SOUTHGATE               | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |                          |  |  |  |  |
| Priority Date:                                | OCTOBER 4, 1966              |  |                          |  |  |  |  |
| Type of Historical Right                      | t: USE                       |  |                          |  |  |  |  |
| Purpose(use):                                 | WILDLIFE                     |  |                          |  |  |  |  |
| Flow Rate:                                    | 3.01 GPM                     |  |                          |  |  |  |  |
| Volume:                                       | 3.92 AC-FT                   |  |                          |  |  |  |  |
| *Source Name:                                 | SPRING, UNNAME               | D TRIBUTARY  | Y OF WINTERS CREEK       |  |  |  |  |
| Source Type:                                  | GROUNDWAT                    | TER  |                          |  |  |  |  |
| *Point of Diversion and I                     | Means of Diversion:          |  |                          |  |  |  |  |
| IDGovt 1                                      | Lot <u>Qtr Sec</u><br>NWNWNW | Sec         Twp           21         28N   |                          |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 |                              |  |                          |  |  |  |  |
| Diversion Means:                              | DEVELOPED SPR                | -  |                          |  |  |  |  |
| Period of Use:                                | JANUARY 1 TO DE              | CEMBER 31  |                          |  |  |  |  |
| *Place of Use:                                |                              |  |                          |  |  |  |  |
| ID <u>Acres Govt 1</u>                        | Lot Qtr Sec                  | <u>Sec</u> <u>Twp</u>  | <u>Rge</u> <u>County</u> |  |  |  |  |
| 1   | NWNWNW                       | 21 28N   | 20E BLAINE               |  |  |  |  |

#### **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.

Page 2 of 2

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 6466   | <b>59-00</b> S         | TATEN            | IENT O            | F CLA      | MM                      |
|---|---|------------------------|------------------|-------------------|------------|-------------------------|
|   | Version:  | 1 ORI0                 | GINAL            | RIGHT             |            |                         |
|   |   | Status:                | AC               | CTIVE             |            |                         |
| Owners:                                 | USA (DEP<br>5001 SOU<br>BILLINGS,   | THGATE                 | DR               |                   | U OF       | LAND MGMT)              |
| <b>Priority Date:</b>                   | OCTOBER   | 4, 1966                |                  |                   |            |                         |
| Type of Historical Right                | :USE  |                        |                  |                   |            |                         |
| Purpose(use):                           | STOCK   |                        |                  |                   |            |                         |
| Flow Rate:                              | 3.01 GPM  |                        |                  |                   |            |                         |
| *Volume:                                | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |                        |                  |                   |            |                         |
| *Source Name:                           | SPRING, l   | JNNAME                 | ) TRIE           | BUTARY            | OF W       | VINTERS CREEK           |
| Source Type:                            | GRO   | UNDWAT                 | ER               |                   |            |                         |
| *Point of Diversion and I               | Means of Div  | ersion:                |                  |                   |            |                         |
| $\frac{\mathbf{ID}}{1}$ Govt 1          |   | <u>Qtr Sec</u><br>NWNW | <u>Sec</u><br>21 | <u>Twp</u><br>28N |            | <u>County</u><br>BLAINE |
| Period of Diversion<br>Diversion Means: | : JANUARY<br>DEVELOF  | -                      | -                | ER 31             |            |                         |
| Period of Use:                          | JANUARY   | 1 TO DEC               | CEMBE            | ER 31             |            |                         |
| *Place of Use:                          |   |                        |                  |                   |            |                         |
| ID <u>Acres Govt I</u>                  | Lot   | <u>Qtr Sec</u>         | <u>Sec</u>       | Twp               | <u>Rge</u> | County                  |
| 1                                       | NW  | /NWNW                  | 21               | 28N               | 20E        | BLAINE                  |
|   |   |                        |                  |                   |            |                         |

#### 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.

64668-00 64669-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64670-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |  |  |  |
|---|---|--|--|--|--|--|--|
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |  |  |
| Priority Date:  | DECEMBER 12, 1961   |  |  |  |  |  |  |
| Type of Historical Right  | USE   |  |  |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |  |  |
| Flow Rate:  | 1.48 GPM  |  |  |  |  |  |  |
| *Volume:  | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |  |  |  |  |  |  |
| *Source Name:   | SPRING, UNNAMED TRIBUTARY OF DRY ARMELLS CREEK  |  |  |  |  |  |  |
| Source Type:  | GROUNDWATER   |  |  |  |  |  |  |
|   | ALSO KNOWN AS GRINDHEIM SPRING  |  |  |  |  |  |  |
| *Point of Diversion and I   | Aeans of Diversion:   |  |  |  |  |  |  |
| ID       Govt Lot       Qtr Sec       Sec       Twp       Rge       County         1       NWNWNE       11       18N       20E       FERGUS         Period of Diversion: JANUARY 1 TO DECEMBER 31         Diversion Means: DEVELOPED SPRING |   |  |  |  |  |  |  |
| Period of Use:  | JANUARY 1 TO DECEMBER 31  |  |  |  |  |  |  |
| *Place of Use:<br><u>ID Acres</u> <u>Govt I</u><br>1  | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NWNWNE 11 18N 20E FERGUS  |  |  |  |  |  |  |

#### 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.

64670-00 64671-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

# **PRELIMINARY DECREE** MISSOURI RIVER, BETWEEN BULLWHACKER CREEK & MUSSELSHELL RIVER **BASIN 40EJ ABSTRACT OF WATER RIGHT CLAIM**

### **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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION **RULES OR BY ORDER OF THE WATER COURT.** 

| Water Right Number:                                 | 40EJ 64671-00 STATEMENT OF CLAIM               |  |      |                          |  |  |  |  |
|---|--|--|------|--------------------------|--|--|--|--|
|   | Version: 1 OR                                  | Version: 1 ORIGINAL RIGHT  |      |                          |  |  |  |  |
|   | Status:  | AC   | TIVE |                          |  |  |  |  |
| Owners:   | 5001 SOUTHGATE                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |      |                          |  |  |  |  |
| Priority Date:                                      | DECEMBER 12, 19                                | 61   |      |                          |  |  |  |  |
| Type of Historical Right                            | : USE  |  |      |                          |  |  |  |  |
| Purpose(use):                                       | WILDLIFE                                       |  |      |                          |  |  |  |  |
| Flow Rate:  | 1.48 GPM                                       |  |      |                          |  |  |  |  |
| Volume:   | 1.49 AC-FT                                     |  |      |                          |  |  |  |  |
| *Source Name:                                       | SPRING, UNNAMED TRIBUTARY OF DRY ARMELLS CREEK |  |      |                          |  |  |  |  |
| Source Type:  | e: GROUNDWATER                                 |  |      |                          |  |  |  |  |
|   | ALSO KNOWN AS GRINDHEIM SPRING                 |  |      |                          |  |  |  |  |
| *Point of Diversion and I                           | Means of Diversion:                            |  |      |                          |  |  |  |  |
| $\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt}$ | Lot <u>Qtr Sec</u><br>NWNWNE                   | <u>Sec</u><br>11   |      | Rge County<br>20E FERGUS |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31       |  |  |      |                          |  |  |  |  |
| <b>Diversion Means:</b>                             | DEVELOPED SPR                                  | ING  |      |                          |  |  |  |  |
| Period of Use:                                      | JANUARY 1 TO DE                                | CEMBE  | R 31 |                          |  |  |  |  |
| *Place of Use:                                      |  |  |      |                          |  |  |  |  |
| ID <u>Acres Govt 1</u>                              | Lot Qtr Sec                                    | Sec  | Twp  | <u>Rge</u> <u>County</u> |  |  |  |  |
| 1   | NWNWNE   | 11   | 18N  | 20E FERGUS               |  |  |  |  |

#### 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.

64670-00 64671-00

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64672-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | JANUARY 7, 1969   |
| Type of Historical Right  | : USE   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 4.07 AC-FT  |
| *Source Name:             | UNNAMED TRIBUTARY OF ARMELLS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Dericil of Direction | S2SESE 18 18N 20E FERGUS<br>; JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>S2SESE 18 18N 20E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 12.00 FEET  |
| Depth:                    | 9.00 FEET   |
| Surface Area:             | 0.40 ACRES  |
| Capacity:                 | 1.44 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014

40EJ 64672-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | <u>Acres</u> Govt Lot | Qtr Sec | <u>Sec</u> | Twp | <b><u>Rge</u></b> <u>County</u> |
|-----------|-----------------------|---------|------------|-----|---------------------------------|
| 1         |                       | S2SESE  | 18         | 18N | 20E FERGUS                      |

### 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.

64672-00 64673-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                                      | 40EJ 6467                         | <b>73-00</b> S           | TATEM            | IENT O            | F CLA             | IM  |
|--|-----------------------------------|--------------------------|------------------|-------------------|-------------------|---|
|  | Version:                          | 1 ORI                    | GINAL I          | RIGHT             |                   |   |
|  |                                   | Status:                  | AC               | TIVE              |                   |   |
| Owners:  | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                   | DR               | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>                                    | JANUARY                           | 7, 1969                  |                  |                   |                   |   |
| Type of Historical Right                                 | :USE                              |                          |                  |                   |                   |   |
| Purpose(use):  | STOCK                             |                          |                  |                   |                   |   |
| *Flow Rate:  | ONSTREA                           | M RESEF                  | RVOIR.           | THE F             | LOW I             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.93 AC-F                         | Г                        |                  |                   |                   |   |
| *Source Name:  | UNNAME                            |                          | FARY O           | F ARMI            | ELLS              | CREEK   |
| Source Type:   | SUR                               | FACE WA                  | TER              |                   |                   |   |
| *Point of Diversion and I                                | Means of Div                      | ersion:                  |                  |                   |                   |   |
| <u>ID</u><br>1 <u>Govt I</u>                             |                                   | <u>Qtr Sec</u><br>S2SESE | <u>Sec</u><br>18 | <u>Twp</u><br>18N |                   | <u>County</u><br>FERGUS   |
| Period of Diversion<br>Diversion Means:                  | : JANUARY<br>DAM                  | 1 TO DE                  | CEMBE            | R 31              |                   |   |
| *Reservoir: ONS  | STREAM                            |                          |                  |                   |                   |   |
| <u>Govt I</u>  |                                   | <u>Qtr Sec</u><br>S2SESE | <u>Sec</u><br>18 | <u>Twp</u><br>18N | <u>Rge</u><br>20E | <u>County</u><br>FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area: | eservoir:                         |                          | FEET             |                   |                   |   |
| Capacity:  |                                   | 1.44                     |                  |                   |                   |   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | S2SESE         | 18         | 18N | 20E FERGUS |

#### **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.

64672-00 64673-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64674-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669           |
| <b>Priority Date:</b>                   | JANUARY 3, 1962  |
| Type of Historical Right                | USE  |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                 |
| Volume:                                 | 0.07 AC-FT   |
| *Source Name:                           | COTTONWOOD CREEK, SOUTH FORK   |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Aeans of Diversion:  |
| <u>ID</u> <u>Govt 1</u>                 |  |
| 1                                       | NWNENW 35 19N 19E FERGUS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |  |
|   | STREAM   |
| <u>Govt I</u>                           | <u>.ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNENW 35 19N 19E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 11.00 FEET   |
| Depth:                                  | 8.00 FEET  |
| Surface Area:                           | 0.20 ACRES   |
| Capacity:                               | 0.64 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                              |

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APRIL 25, 2014 40EJ 64674-00

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         |                | NWNENW         | 35         | 19N | 19E FERGUS               |

### 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.

64674-00 64675-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:            | 40EJ 64675-00 STATEMENT OF CLAIM  |
|--------------------------------|---|
|                                | Version: 1 ORIGINAL RIGHT   |
|                                | Status: ACTIVE  |
| Owners:                        | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                 | JANUARY 3, 1962   |
| Type of Historical Right       | :USE  |
| Purpose(use):                  | STOCK   |
| *Flow Rate:                    | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                        | 0.93 AC-FT  |
| *Source Name:                  | COTTONWOOD CREEK, SOUTH FORK  |
| Source Type:                   | SURFACE WATER   |
| *Point of Diversion and I      | Means of Diversion:   |
| $\underline{ID}$ <u>Govt 1</u> |   |
| 1<br>Period of Diversion       | NWNENW 35 19N 19E FERGUS<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:               | DAM   |
| *Reservoir: ON                 | STREAM  |
| <u>Govt I</u>                  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNENW 35 19N 19E FERGUS   |
| Diversion to R                 |   |
| Dam Height:                    | 11.00 FEET  |
| Depth:<br>Surface Area:        | 8.00 FEET<br>0.20 ACRES   |
| Capacity:                      | 0.64 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 NWNENW 35 19N 19E FERGUS

#### **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.

64674-00 64675-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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:        | 40EJ 64676-00 STATEMENT OF CLAIM  |
|----------------------------|---|
|                            | Version: 1 ORIGINAL RIGHT   |
|                            | Status: ACTIVE  |
| Owners:                    | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>      | OCTOBER 12, 1961  |
| Type of Historical Right   | : USE   |
| Purpose(use):              | WILDLIFE  |
| Flow Rate:                 | 1.48 GPM  |
| Volume:                    | 1.63 AC-FT  |
| *Source Name:              | SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK   |
| Source Type:               | GROUNDWATER   |
| *Point of Diversion and I  | Means of Diversion:   |
| $\frac{\text{ID}}{1}$ Govt | Lot <u>Qtr Sec Sec Twp Rge</u> County<br>NWSWSW 7 19N 20E FERGUS  |
| I                          | INVISION 7 |
| Diversion Means:           | DEVELOPED SPRING  |
| Period of Use:             | JANUARY 1 TO DECEMBER 31  |
| *Place of Use:             |   |
| ID Acres Govt              | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>  |
| 1                          | NWSWSW 7 19N 20E FERGUS   |

#### **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.

Page 2 of 2

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64677-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>     | OCTOBER 12, 1961  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | STOCK   |
| Flow Rate:                | 1.48 GPM  |
| *Volume:                  | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |
| *Source Name:             | SPRING, UNNAMED TRIBUTARY OF COTTONWOOD CREEK   |
| Source Type:              | GROUNDWATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>     |   |
| 1                         | NWSWSW 7 19N 20E FERGUS   |
|                           | : 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 Govt 1</u>    | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>  |
| 1                         | NWSWSW 7 19N 20E FERGUS   |
|                           |   |

#### 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.

64676-00 64677-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:         | 40EJ 64678-00 STATEMENT OF CLAIM  |
|-----------------------------|---|
|                             | Version: 1 ORIGINAL RIGHT   |
|                             | Status: ACTIVE  |
| Owners:                     | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:              | OCTOBER 12, 1961  |
| Type of Historical Right    | : USE   |
| Purpose(use):               | STOCK   |
| *Flow Rate:                 | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                     | 0.79 AC-FT  |
| *Source Name:               | UNNAMED TRIBUTARY OF COTTONWOOD CREEK   |
| Source Type:                | SURFACE WATER   |
| *Point of Diversion and I   | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>     |   |
| 1<br>Dominal of Dividuation | NWSESE 7 19N 20E FERGUS<br>: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:            | DAM   |
| *Reservoir: ON              | STREAM  |
| <u>Govt I</u>               | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESE 7 19N 20E FERGUS   |
| Diversion to R              |   |
| Dam Height:                 | 12.00 FEET  |
| Depth:<br>Surface Area:     | 10.00 FEET<br>0.12 ACRES  |
| Capacity:                   | 0.48 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. JANUARY 1 TO DECEMBER 31

Period of Use: \*Place of Use:

| lace of   | Use.           |                |     |     |            |
|-----------|----------------|----------------|-----|-----|------------|
| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
| 1         |                | NWSESE         | 7   | 19N | 20E FERGUS |

#### **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.

64678-00 64679-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64679-00 STATEMENT OF CLAIM   |  |  |
|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT  |  |  |
|   | Status: ACTIVE   |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |  |  |
| <b>Priority Date:</b>   | OCTOBER 12, 1961   |  |  |
| Type of Historical Right  | : USE  |  |  |
| Purpose(use):   | WILDLIFE   |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |  |  |
| Volume:   | 1.21 AC-FT   |  |  |
| *Source Name:   | UNNAMED TRIBUTARY OF COTTONWOOD CREEK  |  |  |
| Source Type:  | SURFACE WATER  |  |  |
| *Point of Diversion and M   | Means of Diversion:  |  |  |
| <u>ID</u> <u>Govt I</u>   |  |  |  |
| 1<br>Donied of Dimension  | NWSESE 7 19N 20E FERGUS  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |  |  |  |
| *Reservoir: ONS   | STREAM   |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESE 7 19N 20E FERGUS |  |  |
| Diversion to R  | eservoir: DIVERSION # 1  |  |  |
| Dam Height:   | 12.00 FEET   |  |  |
| Depth:  | 10.00 FEET   |  |  |
| Surface Area:   | 0.12 ACRES   |  |  |
| Capacity:   | 0.48 ACRE-FEET   |  |  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |  |  |

APRIL 25, 2014

40EJ 64679-00

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NWSESE         | 7          | 19N | 20E FERGUS               |

### 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.

64678-00 64679-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64680-00                                  | STATEMENT   | OF CLAIM   |                             |
|---|--|---|--|-----------------------------|
|   | Version: 1                                     | ORIGINAL RIGH   | IT   |                             |
|   | Stat   | us: ACTIVE  | E  |                             |
| Owners:   | USA (DEPT OF<br>5001 SOUTHGA<br>BILLINGS, MT & | ATE DR  | EAU OF LAND N                                    | IGMT)                       |
| <b>Priority Date:</b>   | MARCH 30, 196                                  | 7   |  |                             |
| Type of Historical Right  | :USE   |   |  |                             |
| Purpose(use):   | WILDLIFE                                       |   |  |                             |
| *Flow Rate:   | A SPECIFIC FL<br>ONSTREAM RE                   |   | NOT BEEN DEC                                     | REED FOR THIS USE FROM THIS |
| Volume:   | 1.21 AC-FT                                     |   |  |                             |
| *Source Name:   | UNNAMED TR                                     | BUTARY OF CO  |  | REEK                        |
| Source Type:  | SURFACE  | WATER   |  |                             |
| *Point of Diversion and I   | Means of Diversion                             | n:  |  |                             |
| <u>ID</u> <u>Govt I</u>   |  |   |  |                             |
| 1<br>Period of Diversion  |  |   |  | 15                          |
| Diversion Means:  | DAM  | DECEIVIDER 3  |  |                             |
| *Reservoir: ONS   | STREAM   |   |  |                             |
| <u>Govt I</u>   | Lot Qtr<br>SENE                                | $\frac{Sec}{SE}  \frac{Sec}{18}  \frac{Tw}{19}$                               | <b>p <u>Rge</u> <u>County</u></b><br>N 20E FERGU | JS                          |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 13.(<br>10.(<br>1.(<br>4.(                     | RSION # 1<br>00 FEET<br>00 FEET<br>00 ACRES<br>00 ACRE-FEET<br>7, DAM HEIGHT, |  | AREA HAVE BEEN ESTIMATED BY |
|   | DNRC.  |   |  |                             |

APRIL 25, 2014

40EJ 64680-00

Page 2 of 2

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  |                | SENESE         | 18         | 19N | 20E FERGUS                      |

### 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.

64680-00 64681-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64681-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | MARCH 30, 1967  |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| *Source Name:             | UNNAMED TRIBUTARY OF COTTONWOOD CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariad of Divarsion  | SENESE 18 19N 20E FERGUS<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESE 18 19N 20E FERGUS  |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 13.00 FEET  |
| Depth:<br>Surface Area:   | 10.00 FEET<br>1.00 ACRES  |
| Capacity:                 | 4.00 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID **Acres Govt Lot** Qtr Sec Twp Rge County Sec 1 SENESE 18 19N 20E FERGUS

#### **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.

64680-00 64681-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64682-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>     | OCTOBER 19, 1939   |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                   | 1.21 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1                         | SENWSE 1 19N 21E FERGUS  |
| Diversion Means:          | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|                           | STREAM   |
|                           |  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWSE 1 19N 21E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 11.00 FEET   |
| Depth:                    | 8.00 FEET  |
| Surface Area:             | 1.30 ACRES   |
| Capacity:                 | 4.16 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

APRIL 25, 2014

40EJ 64682-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | <u>Acres</u> Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|-----------------------|----------------|-----|-----|--------------------------|
| 1         |                       | SENWSE         | 1   | 19N | 21E FERGUS               |

### 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.

64682-00 64683-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 64683-00 STATEMENT OF CLAIM  |  |  |  |  |  |  |  |
|--|---|--|--|--|--|--|--|--|
|  | Version: 1 ORIGINAL RIGHT   |  |  |  |  |  |  |  |
|  | Status: ACTIVE  |  |  |  |  |  |  |  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |  |  |  |
| Priority Date:   | OCTOBER 19, 1939  |  |  |  |  |  |  |  |
| Type of Historical Right   | : USE   |  |  |  |  |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |  |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |  |  |  |
| Volume:  | 0.79 AC-FT  |  |  |  |  |  |  |  |
| Source Name:   | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK  |  |  |  |  |  |  |  |
| Source Type:   | SURFACE WATER   |  |  |  |  |  |  |  |
| *Point of Diversion and Means of Diversion:                                |   |  |  |  |  |  |  |  |
| ID Govt  |   |  |  |  |  |  |  |  |
| 1 SENWSE 1 19N 21E FERGUS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31 |   |  |  |  |  |  |  |  |
| Diversion Means: DAM   |   |  |  |  |  |  |  |  |
| *Reservoir: ONSTREAM   |   |  |  |  |  |  |  |  |
| Govt ]   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWSE 1 19N 21E FERGUS  |  |  |  |  |  |  |  |
| Diversion to Reservoir: DIVERSION # 1                                      |   |  |  |  |  |  |  |  |
| Dam Height:  | 11.00 FEET<br>8.00 FEET   |  |  |  |  |  |  |  |
| Depth:<br>Surface Area:  | 1.30 ACRES  |  |  |  |  |  |  |  |
| Capacity:  | 4.16 ACRE-FEET  |  |  |  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | SENWSE         | 1   | 19N | 21E FERGUS |

#### **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.

64682-00 64683-00

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

CLAIM NOS. 64683-00 AND 202654-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64684-                              | - <b>00</b> STA    | TEMENT O                      | F CLA             | IM                                |
|---------------------------|--|--------------------|-------------------------------|-------------------|-----------------------------------|
|                           | Version: 1                               | ORIGIN             | NAL RIGHT                     |                   |                                   |
|                           | S  | Status:            | ACTIVE                        |                   |                                   |
| Owners:                   | USA (DEPT (<br>5001 SOUTH<br>BILLINGS, M | IGATE DR           |                               | U OF              | LAND MGMT)                        |
| Priority Date:            | FEBRUARY                                 | 6, 1940            |                               |                   |                                   |
| Type of Historical Right  | :USE                                     |                    |                               |                   |                                   |
| Purpose(use):             | WILDLIFE                                 |                    |                               |                   |                                   |
| *Flow Rate:               | A SPECIFIC<br>ONSTREAM                   |                    |                               | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 5.04 AC-FT                               |                    |                               |                   |                                   |
| Source Name:              | UNNAMED                                  | TRIBUTAF           | RY OF DRY                     | ARME              | ELLS CREEK                        |
| Source Type:              | SURFA                                    | CE WATE            | R                             |                   |                                   |
| *Point of Diversion and M | Means of Diver                           | sion:              |                               |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |  |                    | ec <u>Twp</u>                 |                   | County                            |
| 1<br>Period of Diversion  |  | SESE               | 3 19N                         | 21E               | FERGUS                            |
| Diversion Means:          | DAM                                      | TO DECE            | INDER 31                      |                   |                                   |
| *Reservoir: ONS           | STREAM                                   |                    |                               |                   |                                   |
| <u>Govt I</u>             | <u>Lot</u> Q<br>N2                       | <u>tr Sec</u> SESE | <u>ec</u> <u>Twp</u><br>3 19N | <u>Rge</u><br>21E | <u>County</u><br>FERGUS           |
| Diversion to R            | eservoir: D                              | IVERSION           | l # 1                         |                   |                                   |
| Dam Height:               |  | 15.00 FE           |                               |                   |                                   |
| Depth:                    | 1  | 12.00 FEI          | ΞT                            |                   |                                   |
| Surface Area:             |  | 0.80 AC            |                               |                   |                                   |
| Capacity:                 |  | 3.84 AC            | RE-FEET                       |                   |                                   |
|                           | THE CAPAC<br>DNRC.                       | ITY, DAM           | HEIGHT, AI                    | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64684-00

Page 2 of 2

**Period of Use:** 

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | N2SESE         | 3          | 19N | 21E FERGUS               |

## 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.

64684-00 64685-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64685-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | FEBRUARY 6, 1940  |
| Type of Historical Right                | t: USE  |
| Purpose(use):                           | STOCK   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>                 |   |
| 1                                       | NWSESE 3 19N 21E FERGUS   |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>N2SESE 3 19N 21E FERGUS  |
| Diversion to R                          |   |
| Dam Height:                             | 15.00 FEET  |
| Depth:<br>Surface Area:                 | 12.00 FEET<br>0.80 ACRES  |
| Capacity:                               | 3.84 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 N2SESE
 3
 19N
 21E
 FERGUS

#### **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.

64684-00 64685-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:  | 40EJ 64686-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|--|---|
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | JUNE 4, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.79 AC-FT  |
| Source Name:<br>Source Type:   | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK<br>SURFACE WATER   |
| *Point of Diversion and<br><u>ID</u> <u>Govt</u><br>1<br>Period of Diversion<br>Diversion Means: |   |
| *Reservoir: ON<br><u>Govt</u>  | STREAM<br><u>Lot Qtr Sec Sec Twp Rge</u> <u>County</u><br>SENWSE 14 19N 21E FERGUS  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:                            | eservoir: DIVERSION # 1<br>10.00 FEET<br>7.00 FEET<br>0.25 ACRES<br>0.70 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SENWSE
 14
 19N
 21E
 FERGUS

#### **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.

64686-00 64687-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64687-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | JUNE 4, 1938  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 1.21 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Aeans of Diversion:   |
| <u>ID</u> <u>Govt l</u>   |   |
| 1                         | SENWSE 14 19N 21E FERGUS  |
| Diversion Means:          | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWSE 14 19N 21E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 10.00 FEET  |
| Depth:                    | 7.00 FEET   |
| Surface Area:             | 0.25 ACRES  |
| Capacity:                 | 0.70 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014

40EJ 64687-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SENWSE         | 14         | 19N | 21E FERGUS               |

### 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.

64686-00 64687-00

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BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:  | 40EJ 64688-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|--|---|
| Owners:  | Status: ACTIVE<br>USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | SEPTEMBER 30, 1959  |
| Type of Historical Right   | t: USE  |
| Purpose(use):  | STOCK   |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.79 AC-FT  |
| Source Name:<br>Source Type:   | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK<br>SURFACE WATER   |
| *Point of Diversion and<br><u>ID</u> <u>Govt</u><br>1<br>Period of Diversion<br>Diversion Means: |   |
| *Reservoir: ON<br><u>Govt</u>  | STREAM<br><u>Lot Qtr Sec Sec Twp Rge County</u><br>NENESE 27 19N 21E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:                            | 13.00 FEET<br>10.00 FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NENESE
 27
 19N
 21E
 FERGUS

#### **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.

64688-00 64689-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64689-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | SEPTEMBER 30, 1959   |
| Type of Historical Right  | t: USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 4.21 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
|                           | NENESE 27 19N 21E FERGUS<br>1: JANUARY 1 TO DECEMBER 31                                    |
| Diversion Means:          | DAM  |
|                           | STREAM   |
| <u>Govt I</u>             |  |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 13.00 FEET   |
| Depth:                    | 10.00 FEET   |
| Surface Area:             |  |
| Capacity:                 | 3.00 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

APRIL 25, 2014

40EJ 64689-00

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         |                | NENESE         | 27         | 19N | 21E FERGUS               |

### 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.

64688-00 64689-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64690-00 STATEMENT OF CL  | AIM                                |
|---------------------------|--|------------------------------------|
|                           | Version: 1 ORIGINAL RIGHT  |                                    |
|                           | Status: ACTIVE   |                                    |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU O<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 | F LAND MGMT)                       |
| <b>Priority Date:</b>     | DECEMBER 4, 1947   |                                    |
| Type of Historical Right  | USE  |                                    |
| Purpose(use):             | WILDLIFE   |                                    |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BE<br>ONSTREAM RESERVOIR.                         | EEN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 2.21 AC-FT   |                                    |
| Source Name:              | UNNAMED TRIBUTARY OF DRY ARM   | ELLS CREEK                         |
| Source Type:              | SURFACE WATER  |                                    |
| *Point of Diversion and I | eans of Diversion:   |                                    |
| ID Govt 1                 |  | <u>County</u>                      |
| 1                         |  | FERGUS                             |
|                           | JANUARY 1 TO DECEMBER 31   |                                    |
| <b>Diversion Means:</b>   | DAM  |                                    |
| *Reservoir: ON            | TREAM  |                                    |
| <u>Govt I</u>             | <u>t Qtr Sec Sec Twp Rg</u><br>NWSWNE 28 19N 21E                               | e <u>County</u><br>FERGUS          |
| Diversion to R            | ervoir: DIVERSION # 1  |                                    |
| Dam Height:               | 12.00 FEET   |                                    |
| Depth:                    | 9.00 FEET  |                                    |
| Surface Area:             | 1.60 ACRES   |                                    |
| Capacity:                 | 5.76 ACRE-FEET   |                                    |
|                           | THE CAPACITY, DAM HEIGHT, AND S<br>DNRC.                                       | URFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64690-00

Page 2 of 2

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> <u>County</u> |
|----|-----------------------|----------------|------------|-----|--------------------------|
| 1  |                       | NWSWNE         | 28         | 19N | 21E FERGUS               |

### 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.

64690-00 64691-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64691-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>                   | DECEMBER 4, 1947  |
| Type of Historical Right                | t: USE  |
| Purpose(use):                           | STOCK   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| $\frac{ID}{1} \qquad \frac{Govt I}{1}$  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWNE 28 19N 21E FERGUS   |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWNE 28 19N 21E FERGUS   |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 12.00 FEET  |
| Depth:                                  | 9.00 FEET   |
| Surface Area:<br>Capacity:              | 1.60 ACRES<br>5.76 ACRE-FEET  |
| Capacity.                               | J. TO ACIC-I LET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWSWNE
 28
 19N
 21E
 FERGUS

#### **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.

64690-00 64691-00

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:   | 40EJ 64692-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669           |
| <b>Priority Date:</b>   | JUNE 16, 1967  |
| Type of Historical Right  | t: USE   |
| Purpose(use):   | WILDLIFE   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                 |
| Volume:   | 1.21 AC-FT   |
| Source Name:  | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK   |
| Source Type:  | SURFACE WATER  |
| *Point of Diversion and I   | Means of Diversion:  |
| <u>ID</u> <u>Govt</u>   |  |
| 1   | SWSWSE 29 19N 21E FERGUS   |
| Diversion Means:  | n: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |  |
|   | STREAM Reservoir Name: TIMBER DAM  |
| <u>Govt 1</u>   | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWSE 29 19N 21E FERGUS |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 11.00 FEET<br>8.00 FEET  |
|   | DNRC.  |

APRIL 25, 2014

40EJ 64692-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SWSWSE         | 29         | 19N | 21E FERGUS               |

### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME RESERVOIR.

64692-00 69421-00

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.

64692-00 64693-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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### **IMPORTANT NOTICE**

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| Water Right Number:  | 40EJ 64693-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|--|---|
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | JUNE 16, 1967   |
| Type of Historical Right   | : USE   |
| Purpose(use):  | STOCK   |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.79 AC-FT  |
| Source Name:<br>Source Type:   | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK<br>SURFACE WATER   |
| *Point of Diversion and<br><u>ID</u> <u>Govt</u><br>1<br>Period of Diversion<br>Diversion Means: |   |
| *Reservoir: ON   | STREAM Reservoir Name: TIMBER DAM   |
| <u>Govt</u> ]  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWSE 29 19N 21E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:                            | eservoir: DIVERSION # 1<br>11.00 FEET<br>8.00 FEET<br>0.80 ACRES<br>2.56 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, 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> | Sec | Twp | Rge County |
|----|----------------|----------------|-----|-----|------------|
| 1  |                | SWSWSE         | 29  | 19N | 21E FERGUS |

#### **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.

64692-00 64693-00

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

THIS CLAIM AND WATER RIGHT NO. 204705-00 APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS 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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 64694-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| Priority Date:                          | JANUARY 29, 1962   |
| Type of Historical Right                | : USE  |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                                 | 3.21 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK   |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>                 |  |
| 1                                       | SWNWSW 4 19N 22E FERGUS  |
| Period of Diversion<br>Diversion Means: | I: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |  |
|   | STREAM   |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWSW 4 19N 22E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 8.00 FEET  |
| Depth:                                  | 5.00 FEET  |
| Surface Area:                           | 0.10 ACRES   |
| Capacity:                               | 0.20 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

APRIL 25, 2014

40EJ 64694-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SWNWSW         | 4          | 19N | 22E FERGUS               |

#### 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.

64694-00 64695-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64695-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | JANUARY 29, 1962  |
| Type of Historical Right  | :USE  |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.79 AC-FT  |
| Source Name:<br>Source Type:  | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK<br>SURFACE WATER   |
| <b>Diversion Means:</b>   |   |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWSW 4 19N 22E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.10 ACRES<br>0.20 ACRE-FEET   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWNWSW
 4
 19N
 22E
 FERGUS

#### **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.

64694-00 64695-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                        | 40EJ 64696-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT   |
|--|---|
|  | Status: ACTIVE  |
| Owners:                                    | DREW TS CUMMINGS<br>5200 BURNETT RD<br>LEWISTOWN, MT 59457 4041   |
|  | MARGARET F CUMMINGS<br>5200 BURNETT RD<br>LEWISTOWN, MT 59457 4041  |
| Priority Date:                             | JULY 1, 1942  |
| Type of Historical Righ                    | t: USE  |
| Purpose(use):                              | WILDLIFE  |
| *Flow Rate:                                | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.  |
| Volume:                                    | 8.23 AC-FT  |
| Source Name:                               | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK  |
| Source Type:                               | SURFACE WATER   |
| Point of Diversion and                     | Means of Diversion:   |
| IDGovt1Period of DiversionDiversion Means: | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENENW 19 19N 22E FERGUS<br>n: JANUARY 1 TO DECEMBER 31<br>DAM |

APRIL 25, 2014 40EJ 64696-00 Page 2 of 3

| Reservoir: ON                      | STREAM           |                          |                  |                   |                   |                                    |
|------------------------------------|------------------|--------------------------|------------------|-------------------|-------------------|------------------------------------|
| <u>Govt</u>                        |                  | <u>Qtr Sec</u><br>Senenw | <u>Sec</u><br>19 | <u>Twp</u><br>19N | <u>Rge</u><br>22E | <u>County</u><br>FERGUS            |
| <b>Diversion to R</b>              | leservoir:       | DIVERSI                  | ON # 1           |                   |                   |                                    |
| Dam Height:                        |                  | 10.00                    | FEET             |                   |                   |                                    |
| Depth:                             |                  | 7.00                     | FEET             |                   |                   |                                    |
| Surface Area:                      |                  | 1.80                     | ACRES            |                   |                   |                                    |
| Capacity:                          |                  | 5.04                     | ACRE-F           | EET               |                   |                                    |
|                                    | THE CAP<br>DNRC. | ACITY, DA                | AM HEIG          | GHT, AN           | ND SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |
| Period of Use:                     | JANUAR           | 1 TO DE                  | CEMBE            | R 31              |                   |                                    |
| Place of Use:                      |                  |                          |                  |                   |                   |                                    |
| <u>ID</u> <u>Acres</u> <u>Govt</u> | Lot              | <u>Qtr Sec</u>           | Sec              | Twp               | <u>Rge</u>        | County                             |
| 1                                  | S                | SENENW                   | 19               | 19N               | 22E               | FERGUS                             |

#### **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.

64696-00 64697-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." APRIL 25, 2014 40EJ 64696-00 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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:                           | 40EJ 64697-00 STATEMENT OF CLAIM  |  |  |  |  |  |
|---|---|--|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |  |
| Owners:                                       | MARGARET F CUMMINGS<br>5200 BURNETT RD<br>LEWISTOWN, MT 59457 4041  |  |  |  |  |  |
|   | DREW TS CUMMINGS<br>5200 BURNETT RD<br>LEWISTOWN, MT 59457 4041   |  |  |  |  |  |
| Priority Date:                                | JULY 1, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.   |  |  |  |  |  |
| *Volume:                                      | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |  |  |  |  |  |
| Source Name:                                  | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK  |  |  |  |  |  |
| Source Type:                                  | SURFACE WATER   |  |  |  |  |  |
| Point of Diversion and                        | Means of Diversion:   |  |  |  |  |  |
| <u>ID</u> <u>Govt</u>                         |   |  |  |  |  |  |
| 1   | SENENW 19 19N 22E FERGUS  |  |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 |   |  |  |  |  |  |

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 64697-00 Page 2 of 2

| Reservoir: ON               | ISTREAM         |                          |                  |                   |                   |                                    |
|-----------------------------|-----------------|--------------------------|------------------|-------------------|-------------------|------------------------------------|
| <u>Govt</u>                 | Lot             | <u>Qtr Sec</u><br>SENENW | <u>Sec</u><br>19 | <u>Тwp</u><br>19N | <u>Rge</u><br>22E | <u>County</u><br>FERGUS            |
| Diversion to l              | Reservoir:      | DIVERS                   | ON # 1           |                   |                   |                                    |
| Dam Height:                 |                 | 10.00                    | FEET             |                   |                   |                                    |
| Depth:                      |                 | 7.00                     | FEET             |                   |                   |                                    |
| Surface Area                | :               | 1.80                     | ACRES            |                   |                   |                                    |
| Capacity:                   |                 | 5.04                     | ACRE-F           | EET               |                   |                                    |
|                             | THE CA<br>DNRC. | PACITY, DA               | AM HEIG          | GHT, Al           | ND SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |
| Period of Use:              | JANUAF          | RY 1 TO DE               | CEMBE            | R 31              |                   |                                    |
| Place of Use:               |                 |                          |                  |                   |                   |                                    |
| <u>ID</u> <u>Acres Govt</u> | Lot             | <u>Qtr Sec</u>           | Sec              | Twp               | <u>Rge</u>        | County                             |
| 1                           |                 | SENENW                   | 19               | 19N               | 22E               | FERGUS                             |

#### **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.

64696-00 64697-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:          | 40EJ 64698-00                                       | STATE                         | IENT O                    | F CLA                   | NM                              |
|------------------------------|---|-------------------------------|---------------------------|-------------------------|---------------------------------|
|                              | Version: 1 O  | RIGINAL                       | RIGHT                     |                         |                                 |
|                              | Status  | s: AC                         | CTIVE                     |                         |                                 |
| Owners:                      | USA (DEPT OF IN<br>5001 SOUTHGAT<br>BILLINGS, MT 59 | E DR                          | BUREA                     | U OF                    | LAND MGMT)                      |
| <b>*Priority Date:</b>       | NOVEMBER 17, 1                                      | 981                           |                           |                         |                                 |
|                              | FILING DATE OF CONTESTED BY                         | THE STA<br>PROPER<br>FING RIG | TEMEN<br>OBJEC<br>HT. ITS | IT OF<br>CTION<br>S POS | T-1973 PRIORITY DATE IS DECREED |
| *Type of Historical Right    | : FILED   |                               |                           |                         |                                 |
| Purpose(use):                | WILDLIFE  |                               |                           |                         |                                 |
| Flow Rate:                   | 4.98 GPM  |                               |                           |                         |                                 |
| Volume:                      | 7.76 AC-FT  |                               |                           |                         |                                 |
| Source Name:                 | GROUNDWATER   | ł                             |                           |                         |                                 |
| Source Type:                 | GROUNDW   | ATER                          |                           |                         |                                 |
|                              | ALSO KNOWN AS                                       | SHARRIS                       | SON WE                    | ELL                     |                                 |
| *Point of Diversion and I    | Means of Diversion:                                 |                               |                           |                         |                                 |
| $\frac{\mathbf{ID}}{1}$ Govt | SWSEN   | E 10                          | <u>Twp</u><br>20N         |                         | <u>County</u><br>FERGUS         |
|                              | I: JANUARY 1 TO [                                   | DECEMB                        | ER 31                     |                         |                                 |
| Diversion Means:             |   |                               | -D 04                     |                         |                                 |
| Period of Use:               | JANUARY 1 TO D                                      |                               | K 31                      |                         |                                 |
| *Place of Use:               |   | G                             | т                         | р                       |                                 |
| ID Acres Govt 1              |   |                               | <u>Twp</u>                |                         | <u>County</u>                   |
| 1                            | SWSEN   | E 10                          | 20N                       | 21E                     | FERGUS                          |

#### 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.

64698-00 64699-00

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                           | 40EJ 64699-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |
| Owners:                                       | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| *Priority Date:                               | NOVEMBER 17, 1981   |  |  |  |  |
|   | THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE<br>FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE<br>CONTESTED BY PROPER OBJECTION.<br>THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED<br>PURSUANT TO SECTION 85-2-306(4) MCA. |  |  |  |  |
| *Type of Historical Right: FILED              |   |  |  |  |  |
| Purpose(use):                                 | STOCK   |  |  |  |  |
| Flow Rate:                                    | 4.98 GPM  |  |  |  |  |
| *Volume:                                      | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |  |  |  |  |
| Source Name:                                  | GROUNDWATER   |  |  |  |  |
| Source Type:                                  | GROUNDWATER   |  |  |  |  |
|   | ALSO KNOWN AS HARRISON WELL   |  |  |  |  |
| *Point of Diversion and Means of Diversion:   |   |  |  |  |  |
| $\frac{\mathbf{ID}}{1}$ Govt 1                | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENE 10 20N 21E FERGUS   |  |  |  |  |
| 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 | Acres Govt Lot | <u>Qtr Sec</u> | <u>Sec</u> | Twp | Rge County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | SWSENE         | 10         | 20N | 21E FERGUS |

#### 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.

64698-00 64699-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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:  | 40EJ 64700-00 STATEMENT OF CLAIM   |                           |            |  |  |
|--|--|---------------------------|------------|--|--|
|  | Version:   | 1 ORIGINAL                | RIGHT      |  |  |
|  | :  | Status: A                 | CTIVE      |  |  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |                           |            |  |  |
| Priority Date:   | NOVEMBER 20, 1961  |                           |            |  |  |
| Type of Historical Right: USE  |  |                           |            |  |  |
| Purpose(use):  | WILDLIFE   |                           |            |  |  |
| Flow Rate:   | 4.98 GPM   |                           |            |  |  |
| Volume:  | 7.74 AC-FT   |                           |            |  |  |
| Source Name:   | GROUNDWATER  |                           |            |  |  |
| Source Type:   | GROUI  | NDWATER                   |            |  |  |
| *Point of Diversion and I  | Means of Diver   | rsion:                    |            |  |  |
| $\frac{\mathbf{ID}}{1}$ Govt   | SW   | <u>Qtr Sec</u><br>SWSE 11 | 20N 2      | <u>Rge</u> <u>County</u><br>21E FERGUS |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: WELL |  |                           |            |  |  |
| Period of Use:   | JANUARY 1  | TO DECEMB                 | ER 31      |  |  |
| *Place of Use:   |  |                           |            |  |  |
| ID Acres Govt 1  | Lot (  | <u>Qtr Sec</u> <u>Sec</u> | <u>Twp</u> | Rge <u>County</u>                      |  |
| 1  | SW   | SWSE 11                   | 20N 2      | 21E FERGUS                             |  |

#### **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.

64700-00 64701-00

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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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                         | 40EJ 64701-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:                                     | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| <b>Priority Date:</b>                       | NOVEMBER 20, 1961   |  |  |  |
| Type of Historical Right: USE               |   |  |  |  |
| Purpose(use):                               | STOCK   |  |  |  |
| Flow Rate:                                  | 4.98 GPM  |  |  |  |
| *Volume:                                    | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |  |  |  |
| Source Name:                                | GROUNDWATER   |  |  |  |
| Source Type:                                | GROUNDWATER   |  |  |  |
| *Point of Diversion and Means of Diversion: |   |  |  |  |
| IDGovt I1Period of Diversion                | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWSE 11 20N 21E FERGUS<br>a: JANUARY 1 TO DECEMBER 31  |  |  |  |
| <b>Diversion Means:</b>                     | WELL  |  |  |  |
| Period of Use:                              | JANUARY 1 TO DECEMBER 31  |  |  |  |
| *Place of Use:                              |   |  |  |  |
| ID Acres Govt I                             | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>  |  |  |  |
| 1   | SWSWSE 11 20N 21E FERGUS  |  |  |  |

#### 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.

64700-00 64701-00

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.

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| Water Right Number:   | 40EJ 64702-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|---|---|
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | NOVEMBER 20, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-FT  |
| Source Name:<br>Source Type:  | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK<br>SURFACE WATER   |
| <b>Diversion Means:</b>   |   |
| *Reservoir: ON<br><u>Govt</u>   |   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 6.00 FEET<br>3.00 FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | <u>Acres</u> <u>Govt Lot</u> | <b><u>Qtr Sec</u></b> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|-----------------------|-----|-----|--------------------------|
| 1         |                              | SESESW                | 11  | 20N | 21E FERGUS               |

#### **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.

64702-00 64703-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 6470                           | 3-00                    | STATEM           | IENT O            | F CLA             | IM                                |
|---------------------------|-------------------------------------|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|                           | Version:                            | 1 OR                    | IGINAL           | RIGHT             |                   |                                   |
|                           |                                     | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                   | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>     | NOVEMBE                             | R 20, 19                | 61               |                   |                   |                                   |
| Type of Historical Right  | :USE                                |                         |                  |                   |                   |                                   |
| Purpose(use):             | WILDLIFE                            |                         |                  |                   |                   |                                   |
| *Flow Rate:               | A SPECIFIC                          |                         |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 3.70 AC-FT                          |                         |                  |                   |                   |                                   |
| Source Name:              | UNNAMED                             | TRIBU                   | TARY O           | F DRY             | ARME              | ILLS CREEK                        |
| Source Type:              | SURF                                | ACE W                   | ATER             |                   |                   |                                   |
| *Point of Diversion and M | Means of Dive                       | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |                                     | Qtr Sec                 |                  | Twp               |                   | County                            |
| 1<br>Period of Diversion  | -                                   |                         | 11<br>           | 20N               | 21E               | FERGUS                            |
| Diversion Means:          | DAM                                 | 110 01                  |                  |                   |                   |                                   |
| *Reservoir: ONS           | STREAM                              |                         |                  |                   |                   |                                   |
| <u>Govt I</u>             | <u>.ot</u><br>Se                    | <u>Qtr Sec</u><br>ESESW | <u>Sec</u><br>11 | <u>Twp</u><br>20N | <u>Rge</u><br>21E | <u>County</u><br>FERGUS           |
| Diversion to R            | eservoir: l                         | DIVERS                  | ION # 1          |                   |                   |                                   |
| Dam Height:               |                                     |                         | FEET             |                   |                   |                                   |
| Depth:                    |                                     | 3.00                    | FEET             |                   |                   |                                   |
| Surface Area:             |                                     |                         | ACRES            |                   |                   |                                   |
| Capacity:                 |                                     | 0.36                    | ACRE-F           | EET               |                   |                                   |
|                           | THE CAPA<br>DNRC.                   | CITY, D                 | AM HEIC          | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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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         |                | SESESW         | 11         | 20N | 21E FERGUS |

#### 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.

64702-00 64703-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64704-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | NOVEMBER 20, 1961   |
| Type of Historical Right  | t: USE  |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 2.70 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Donied of Dimension  | NESENE 14 20N 21E FERGUS<br>1: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESENE 14 20N 21E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 8.00 FEET   |
| Depth:                    | 5.00 FEET   |
| Surface Area:             |   |
| Capacity:                 | 0.60 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014

40EJ 64704-00

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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         |                | NESENE         | 14         | 20N | 21E FERGUS               |

#### Remarks:

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64704-00 64705-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:  | 40EJ 64705-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|--|---|
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | NOVEMBER 20, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.30 AC-FT  |
| Source Name:<br>Source Type:   | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK<br>SURFACE WATER   |
| *Point of Diversion and<br><u>ID</u> <u>Govt</u><br>1<br>Period of Diversion<br>Diversion Means: |   |
| *Reservoir: ON<br><u>Govt</u>  | STREAM<br><u>Lot Qtr Sec Sec Twp Rge County</u><br>NESENE 14 20N 21E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:                            | 8.00 FEET<br>5.00 FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NESENE
 14
 20N
 21E
 FERGUS

#### **Remarks:**

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64704-00 64705-00

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:                     | 40EJ 64706-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>                   | JUNE 10, 1959   |
| Type of Historical Right                | :USE  |
| Purpose(use):                           | STOCK   |
| Flow Rate:                              | 3.99 GPM  |
| *Volume:                                | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |
| Source Name:                            | GROUNDWATER   |
| Source Type:                            | GROUNDWATER   |
| *Point of Diversion and I               | Aeans of Diversion:   |
| $\frac{\mathbf{ID}}{1}$ Govt I          | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENESW 26 20N 21E FERGUS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>WELL  |
| Period of Use:                          | JANUARY 1 TO DECEMBER 31  |
| *Place of Use:                          |   |
| ID <u>Acres</u> Govt I                  | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>  |
| 1                                       | NENESW 26 20N 21E FERGUS  |

#### Remarks:

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64706-00 64707-00

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

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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:                     | nber: 40EJ 64707-00 STATEMENT OF CLAIM |                |            |       |                          |
|---|--|----------------|------------|-------|--------------------------|
|   | Version:                               | 1 ORIG         | GINAL F    | RIGHT |                          |
|   | i                                      | Status:        | AC         | TIVE  |                          |
| Owners:                                 | USA (DEPT<br>5001 SOUTH<br>BILLINGS, N | HGATE D        | DR         | BUREA | U OF LAND MGMT)          |
| Priority Date:                          | JUNE 10, 19                            | 59             |            |       |                          |
| Type of Historical Right                | :USE                                   |                |            |       |                          |
| Purpose(use):                           | WILDLIFE                               |                |            |       |                          |
| Flow Rate:                              | 3.99 GPM                               |                |            |       |                          |
| Volume:                                 | 6.15 AC-FT                             |                |            |       |                          |
| Source Name:                            | GROUNDW                                | ATER           |            |       |                          |
| Source Type:                            | GROU                                   | NDWATE         | ĒR         |       |                          |
| *Point of Diversion and I               | Means of Dive                          | rsion:         |            |       |                          |
| <u>ID</u> <u>Govt</u>                   |  | <u>Qtr Sec</u> | Sec        |       | Rge County               |
| 1                                       |  | NESW           | 26         | 20N   | 21E FERGUS               |
| Period of Diversion<br>Diversion Means: | WELL                                   | TO DEC         | EMBE       | R 31  |                          |
| Period of Use:                          | JANUARY 1                              | TO DEC         | EMBE       | R 31  |                          |
| *Place of Use:                          |  |                |            |       |                          |
| <u>ID</u> <u>Acres</u> <u>Govt</u>      | Lot (                                  | Qtr Sec        | <u>Sec</u> | Twp   | <u>Rge</u> <u>County</u> |
| 1                                       | NE                                     | NESW           | 26         | 20N   | 21E FERGUS               |

#### **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.

64706-00 64707-00

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64708-00 STATEMENT OF CLAIM   |   |
|---------------------------|--|---|
|                           | Version: 1 ORIGINAL RIGHT  |   |
|                           | Status: ACTIVE   |   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |   |
| <b>Priority Date:</b>     | OCTOBER 31, 1972   |   |
| Type of Historical Right  | USE  |   |
| Purpose(use):             | WILDLIFE   |   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |   |
| Volume:                   | 5.21 AC-FT   |   |
| Source Name:              | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK   |   |
| Source Type:              | SURFACE WATER  |   |
| *Point of Diversion and M | Ieans of Diversion:  |   |
| <u>ID</u> <u>Govt I</u>   |  |   |
| 1<br>Pariad of Divarsion  | W2SWSE 27 20N 21E FERGUS<br>JANUARY 1 TO DECEMBER 31   |   |
| Diversion Means:          | DAM  |   |
| *Reservoir: ONS           | STREAM   |   |
| <u>Govt I</u>             | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>W2SWSE 27 20N 21E FERGUS |   |
| Diversion to R            | eservoir: DIVERSION # 1  |   |
| Dam Height:               | 12.00 FEET   |   |
| Depth:                    | 9.00 FEET  |   |
| Surface Area:             | 0.80 ACRES   |   |
| Capacity:                 | 2.88 ACRE-FEET   |   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED B<br>DNRC.                    | Y |

APRIL 25, 2014

40EJ 64708-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | W2SWSE         | 27         | 20N | 21E FERGUS               |

### 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.

64708-00 64709-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64709-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | OCTOBER 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>                   |   |
| 1                                       | W2SWSE 27 20N 21E FERGUS  |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Otr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>W2SWSE 27 20N 21E FERGUS  |
| Diversion to R                          |   |
| Dam Height:                             | 12.00 FEET  |
| Depth:                                  | 9.00 FEET   |
| Surface Area:<br>Capacity:              | 0.80 ACRES<br>2.88 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 W2SWSE
 27
 20N
 21E
 FERGUS

#### **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.

64708-00 64709-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64710-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>                   | MAY 10, 1958   |
| Type of Historical Right                | : USE  |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                                 | 1.70 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF ARMELLS CREEK   |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>                 |  |
| 1                                       | NWSWNE 8 20N 22E FERGUS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |  |
|   | STREAM   |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWNE 8 20N 22E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 8.00 FEET  |
| Depth:                                  | 5.00 FEET  |
| Surface Area:                           | 0.10 ACRES   |
| Capacity:                               | 0.20 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

APRIL 25, 2014

40EJ 64710-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | NWSWNE         | 8          | 20N | 22E FERGUS               |

### 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.

64710-00 64711-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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>40EJ 64711-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | MAY 10, 1958  |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ARMELLS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| $\frac{ID}{1}$ Govt 1     | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NWSWNE 8 20N 22E FERGUS   |
| •                         | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWNE 8 20N 22E FERGUS   |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 8.00 FEET   |
| Depth:<br>Surface Area:   | 5.00 FEET<br>0.10 ACRES   |
| Capacity:                 | 0.20 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NWSWNE         | 8          | 20N | 22E FERGUS               |

#### **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.

64710-00 64711-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64712-0                               | O STATEME                         | ENT OF CLA   | IM  |
|---|--|-----------------------------------|--|---|
|   | Version: 1 -                               | - ORIGINAL R                      | -  |   |
|   | Sta  | atus: ACT                         | TIVE   |   |
| Owners:                                 | USA (DEPT O<br>5001 SOUTHO<br>BILLINGS, MT | GATE DR                           | BUREAU OF  | LAND MGMT)  |
| Priority Date:                          | JUNE 30, 1970                              | )                                 |  |   |
| Type of Historical Right                | :USE                                       |                                   |  |   |
| Purpose(use):                           | STOCK                                      |                                   |  |   |
| *Flow Rate:                             | ONSTREAM R                                 | ESERVOIR.                         | THE FLOW   | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.30 AC-FT                                 |                                   |  |   |
| Source Name:                            | UNNAMED TH                                 | RIBUTARY OF                       | ANTELOPE   | COULEE  |
| Source Type:                            | SURFAC                                     | E WATER                           |  |   |
| *Point of Diversion and I               | Means of Diversi                           | on:                               |  |   |
| ID Govt I                               | Lot Qt<br>SWSW                             | <u>r Sec</u> <u>Sec</u><br>/NW 29 |  | <u>County</u><br>FERGUS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 T<br>DAM                       | O DECEMBEI                        | R 31   |   |
| *Reservoir: ONS                         | STREAM                                     |                                   |  |   |
| <u>Govt I</u>                           | <u>Lot</u> <u>Qtr</u><br>SWSW              | r <u>Sec</u> <u>Sec</u><br>/NW 29 | $\frac{\mathbf{Twp}}{20N}  \frac{\mathbf{Rge}}{22E}$ | <u>County</u><br>FERGUS   |
| Diversion to R                          | eservoir: DIV                              | ERSION # 1                        |  |   |
| Dam Height:                             |  | .00 FEET                          |  |   |
| Depth:                                  |  | .00 FEET                          |  |   |
| Surface Area:<br>Capacity:              |  | .50 ACRES                         | EET  |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWSWNW
 29
 20N
 22E
 FERGUS

#### **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.

64712-00 64713-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 64713-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>                   | JUNE 30, 1970   |
| Type of Historical Right                | : USE   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                                 | 5.70 AC-FT  |
| *Source Name:                           | UNNAMED TRIBUTARY OF ANTELOPE COULEE  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>                 |   |
| 1                                       | SWSWNW 29 20N 22E FERGUS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
|   | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWNW 29 20N 22E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 13.00 FEET  |
| Depth:                                  | 10.00 FEET  |
| Surface Area:                           | 2.50 ACRES  |
| Capacity:                               | 10.00 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

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APRIL 25, 2014 40EJ 64713-00

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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         |                | SWSWNW         | 29         | 20N | 22E FERGUS               |

#### 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.

64712-00 64713-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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>40EJ 64714-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |
|---------------------------|---|
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | JUNE 30, 1970   |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| $\frac{ID}{1}$ Govt 1     |   |
| •                         | NESWSW 30 20N 22E FERGUS<br>I: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWSW 30 20N 22E FERGUS   |
| Diversion to R            |   |
| Dam Height:               | 12.00 FEET<br>9.00 FEET   |
| Depth:<br>Surface Area:   | 1.60 ACRES  |
| Capacity:                 | 5.76 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| ID | <u>Acres</u> <u>Govt Lot</u> | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|----|------------------------------|----------------|-----|-----|--------------------------|
| 1  |                              | NESWSW         | 30  | 20N | 22E FERGUS               |

#### **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.

64714-00 64715-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64715-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | JUNE 30, 1970  |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 0.70 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF DRY ARMELLS CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt l</u>   |  |
| 1                         | NESWSW 30 20N 22E FERGUS   |
| Diversion Means:          | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|                           |  |
| *Reservoir: ON            | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>NESWSW 30 20N 22E FERGUS            |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 12.00 FEET   |
| Depth:                    | 9.00 FEET  |
| Surface Area:             | 1.60 ACRES   |
| Capacity:                 | 5.76 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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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 County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | NESWSW         | 30         | 20N | 22E FERGUS |

#### 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.

64714-00 64715-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64716-00 STATEMENT OF CLAIM   |              |
|---------------------------|--|--------------|
|                           | Version: 1 ORIGINAL RIGHT  |              |
|                           | Status: ACTIVE   |              |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669         |              |
| Priority Date:            | NOVEMBER 12, 1952  |              |
| Type of Historical Right  | USE  |              |
| Purpose(use):             | WILDLIFE   |              |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS US<br>ONSTREAM RESERVOIR.                       | SE FROM THIS |
| Volume:                   | 1.70 AC-FT   |              |
| Source Name:              | UNNAMED TRIBUTARY OF FARGO COULEE  |              |
| Source Type:              | SURFACE WATER  |              |
| *Point of Diversion and M | leans of Diversion:  |              |
| <u>ID</u> <u>Govt I</u>   |  |              |
| 1                         | 4 NWNWSE 6 20N 23E FERGUS<br>JANUARY 1 TO DECEMBER 31  |              |
| Diversion Means:          | DAM  |              |
| *Reservoir: ONS           | TREAM  |              |
| <u>Govt I</u>             | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSE 6 20N 23E FERGUS |              |
| Diversion to R            | servoir: DIVERSION # 1   |              |
| Dam Height:               | 8.00 FEET  |              |
| Depth:                    | 5.00 FEET  |              |
| Surface Area:             | 0.20 ACRES   |              |
| Capacity:                 | 0.40 ACRE-FEET   |              |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN DNRC.   | ESTIMATED BY |

APRIL 25, 2014

40EJ 64716-00

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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> | Twp | <b><u>Rge</u></b> County |
|----|------------------------------|----------------|------------|-----|--------------------------|
| 1  | 14                           | NWNWSE         | 6          | 20N | 23E FERGUS               |

### 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.

64716-00 64717-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64717-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:  | NOVEMBER 12, 1952   |  |  |  |
| Type of Historical Righ   | t: USE  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:   | 0.30 AC-FT  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF FARGO COULEE   |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and   | Means of Diversion:   |  |  |  |
| <u>ID</u> <u>Govt</u>   |   |  |  |  |
| 1   | 14 NWNWSE 6 20N 23E FERGUS  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ONSTREAM  |   |  |  |  |
| Govt  | $\begin{array}{c c} Lot & \underline{Qtr Sec} & \underline{Sec} & \underline{Twp} & \underline{Rge} & \underline{County} \\ \hline 14 & NWNWSE & 6 & 20N & 23E & FERGUS \end{array}$      |  |  |  |
| Diversion to Reservoir: DIVERSION # 1                                 |   |  |  |  |
| Dam Height:   | 8.00 FEET   |  |  |  |
| Depth:<br>Surface Area:   | 5.00 FEET<br>0.20 ACRES   |  |  |  |
| Capacity:   | 0.40 ACRE-FEET  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         | 14                    | NWNWSE         | 6          | 20N | 23E FERGUS               |

#### **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.

64716-00 64717-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64718-00 STATEMENT OF CLAIM   |   |  |  |
|---|--|---|--|--|
|   | Version: 1 ORIGINAL RIGHT  |   |  |  |
|   | Status: ACTIVE   |   |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |   |  |  |
| Priority Date:  | NOVEMBER 21, 1942  |   |  |  |
| Type of Historical Right  | USE  |   |  |  |
| Purpose(use):   | WILDLIFE   |   |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |   |  |  |
| Volume:   | 0.70 AC-FT   |   |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF CARROLL COULEE  |   |  |  |
| Source Type:  | SURFACE WATER  |   |  |  |
| *Point of Diversion and M   | leans of Diversion:  |   |  |  |
| <u>ID</u> <u>Govt I</u>   |  |   |  |  |
| 1   | SWSWNW 5 20N 26E FERGUS  |   |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |  |   |  |  |
|   | TREAM  |   |  |  |
| <u>Govt I</u>   |  |   |  |  |
| Diversion to Reservoir: DIVERSION # 1                                 |  |   |  |  |
| Dam Height:   | 7.00 FEET  |   |  |  |
| Depth:  | 4.00 FEET  |   |  |  |
| Surface Area:   | 0.70 ACRES   |   |  |  |
| Capacity:   | 1.12 ACRE-FEET   |   |  |  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED B DNRC.                     | Y |  |  |

APRIL 25, 2014

40EJ 64718-00

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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         |                | SWSWNW         | 5          | 20N | 26E FERGUS               |

### 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.

64718-00 64719-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number: 40EJ 64719-00 STATEMENT OF CLAIM                  |   |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |
|   |   |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:  | NOVEMBER 21, 1942   |  |  |  |
| Type of Historical Right  | : USE   |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:   | 0.30 AC-FT  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF CARROLL COULEE   |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and M   | Means of Diversion:   |  |  |  |
| <u>ID</u> <u>Govt I</u>   |   |  |  |  |
| 1<br>Poriod of Divorcion  | SWSWNW 5 20N 26E FERGUS   |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ONSTREAM  |   |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWNW 5 20N 26E FERGUS  |  |  |  |
| Diversion to Reservoir: DIVERSION # 1                                 |   |  |  |  |
| Dam Height:   | 7.00 FEET   |  |  |  |
| Depth:<br>Surface Area:   | 4.00 FEET<br>0.70 ACRES   |  |  |  |
| Capacity:   | 1.12 ACRE-FEET  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 SWSWNW 5 20N 26E FERGUS

#### **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.

64718-00 64719-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64720-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>                   | MAY 28, 1965   |
| Type of Historical Right                | : USE  |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                                 | 9.21 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK  |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and                 | Means of Diversion:  |
| <u>ID</u> <u>Govt</u>                   |  |
| 1                                       | NWSWSW 1 21N 20E FERGUS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |  |
| *Reservoir: ON                          | STREAM Reservoir Name: PETERSON DAM  |
| <u>Govt</u> ]                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWSW 1 21N 20E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 12.00 FEET   |
| Depth:                                  | 9.00 FEET  |
| Surface Area:                           | 1.00 ACRES   |
| Capacity:                               | 3.60 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

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APRIL 25, 2014 40EJ 64720-00

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         | 1          | 21N | 20E FERGUS               |

### 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.

64720-00 64721-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64721-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | MAY 28, 1965  |
| Type of Historical Right  | t: USE  |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.79 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK   |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and   | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>   |   |
| •   | NWSWSW 1 21N 20E FERGUS<br>n: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:  | DAM   |
| *Reservoir: ON  | ISTREAM Reservoir Name: PETERSON DAM  |
| Govt  | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWSW <u>1</u> 21N 20E FERGUS  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 12.00 FEET<br>9.00 FEET   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | <u>Acres</u> Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|-----------------------|----------------|-----|-----|--------------------------|
| 1         |                       | NWSWSW         | 1   | 21N | 20E FERGUS               |

#### **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.

64720-00 64721-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 6472                          | 2-00                    | STATEN          | IENT OI           | = CLA             | IM                                |
|---------------------------|------------------------------------|-------------------------|-----------------|-------------------|-------------------|-----------------------------------|
|                           | Version:                           | 1 OR                    | IGINAL I        | RIGHT             |                   |                                   |
|                           |                                    | Status:                 | AC              | TIVE              |                   |                                   |
| Owners:                   | USA (DEP<br>5001 SOUT<br>BILLINGS, | THGATE                  | DR              | BUREA             | U OF              | LAND MGMT)                        |
| Priority Date:            | JUNE 11, 1                         | 960                     |                 |                   |                   |                                   |
| Type of Historical Right  | :USE                               |                         |                 |                   |                   |                                   |
| Purpose(use):             | WILDLIFE                           |                         |                 |                   |                   |                                   |
| *Flow Rate:               | A SPECIFI                          |                         |                 | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 0.21 AC-FT                         | Г                       |                 |                   |                   |                                   |
| Source Name:              | UNNAMED                            | TRIBU                   | TARY O          | F TWO             | CALF              | CREEK, SOUTH FORK                 |
| Source Type:              | SURF                               | ACE W                   | ATER            |                   |                   |                                   |
| *Point of Diversion and M | Means of Div                       | ersion:                 |                 |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |                                    | <u>Qtr Sec</u>          |                 | <u>Twp</u>        |                   | County                            |
| 1<br>Period of Diversion  |                                    |                         | 2<br>           | 21N               | 20E               | FERGUS                            |
| Diversion Means:          | DAM                                |                         |                 |                   |                   |                                   |
| *Reservoir: ONS           | STREAM                             |                         |                 |                   |                   |                                   |
| <u>Govt I</u>             |                                    | <u>Qtr Sec</u><br>WNESE | <u>Sec</u><br>2 | <u>Twp</u><br>21N | <u>Rge</u><br>20E | <u>County</u><br>FERGUS           |
| Diversion to R            | eservoir:                          | DIVERS                  | ION # 1         |                   |                   |                                   |
| Dam Height:               |                                    | 10.00                   |                 |                   |                   |                                   |
| Depth:                    |                                    | 7.00                    | FEET            |                   |                   |                                   |
| Surface Area:             |                                    |                         | ACRES           |                   |                   |                                   |
| Capacity:                 |                                    |                         | ACRE-F          |                   |                   |                                   |
|                           | THE CAPA<br>DNRC.                  | CITY, D                 | AM HEIC         | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

40EJ 64722-00

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         |                | NWNESE         | 2          | 21N | 20E FERGUS               |

### 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.

64722-00 64723-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:        | 40EJ 64723-00 STATEMENT OF CLAIM  |
|----------------------------|---|
|                            | Version: 1 ORIGINAL RIGHT   |
|                            | Status: ACTIVE  |
| Owners:                    | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:             | JUNE 11, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                    | 0.79 AC-FT  |
| Source Name:               | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK   |
| Source Type:               | SURFACE WATER   |
| *Point of Diversion and I  | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>    |   |
| 1<br>Donied of Dimension   | NWNESE 2 21N 20E FERGUS<br>1: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:           | DAM   |
| *Reservoir: ON             | STREAM  |
| <u>Govt I</u>              | -   |
| Diversion to R             | eservoir: DIVERSION # 1   |
| Dam Height:                | 10.00 FEET  |
| Depth:                     | 7.00 FEET   |
| Surface Area:<br>Capacity: | 0.30 ACRES<br>0.84 ACRE-FEET  |
| Capacity.                  |   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY<br/>DNRC.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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | NWNESE         | 2          | 21N | 20E FERGUS               |

#### **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.

64722-00 64723-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64724-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | DECEMBER 19, 1961   |
| Type of Historical Right  | : USE   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 6.21 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF SOURDOUGH CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and N | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Pariad of Divarsion  | NWSESE 12 21N 20E FERGUS<br>I: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESE 12 21N 20E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 15.00 FEET  |
| Depth:                    | 12.00 FEET  |
| Surface Area:             |   |
| Capacity:                 | 1.92 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

40EJ 64724-00

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  |                | NWSESE         | 12         | 21N | 20E FERGUS               |

## 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.

64724-00 64725-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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### **IMPORTANT NOTICE**

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| Water Right Number:   | 40EJ 64725-00 STATEMENT OF CLAIM  |  |  |
|---|---|--|--|
|   | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| Priority Date:  | DECEMBER 19, 1961   |  |  |
| Type of Historical Right  | : USE   |  |  |
| Purpose(use):   | STOCK   |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |
| Volume:   | 0.79 AC-FT  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF SOURDOUGH CREEK  |  |  |
| Source Type:  | SURFACE WATER   |  |  |
| *Point of Diversion and Means of Diversion:<br><u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>1 NWSESE 12 21N 20E FERGUS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |
| *Reservoir: ONS   | STREAM  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESE 12 21N 20E FERGUS  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:   | eservoir: DIVERSION # 1<br>15.00 FEET<br>12.00 FEET<br>0.40 ACRES<br>1.92 ACRE-FEET   |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID **Acres Govt Lot** Qtr Sec Twp Rge County Sec 1 NWSESE 12 21N 20E FERGUS

#### **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.

64724-00 64725-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:           | 40EJ 64726-00 STATEMENT OF CLAIM   |
|-------------------------------|--|
|                               | Version: 1 ORIGINAL RIGHT  |
|                               | Status: ACTIVE   |
| Owners:                       | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>         | JANUARY 10, 1962   |
| Type of Historical Right      | : USE  |
| Purpose(use):                 | WILDLIFE   |
| *Flow Rate:                   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                       | 9.21 AC-FT   |
| *Source Name:                 | UNNAMED TRIBUTARY OF SAWMILL COULEE  |
| Source Type:                  | SURFACE WATER  |
| *Point of Diversion and M     | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>       |  |
| 1<br>Dericil of Direction     | SWNWNW 23 21N 20E FERGUS<br>I: JANUARY 1 TO DECEMBER 31                                    |
| Diversion Means:              | DAM  |
|                               | STREAM   |
| <u>Govt I</u>                 | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWNW 23 21N 20E FERGUS     |
| Diversion to R<br>Dam Height: | eservoir: DIVERSION # 1<br>16.00 FEET  |
| Depth:                        | 13.00 FEET   |
| Surface Area:                 | 0.80 ACRES   |
| Capacity:                     | 4.16 ACRE-FEET   |
|                               | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

40EJ 64726-00

Page 2 of 2

**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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SWNWNW         | 23         | 21N | 20E FERGUS               |

## 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.

64726-00 64727-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:          | 40EJ 64727-00 STATEMENT OF CLAIM  |
|------------------------------|---|
|                              | Version: 1 ORIGINAL RIGHT   |
|                              | Status: ACTIVE  |
| Owners:                      | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>        | JANUARY 10, 1962  |
| Type of Historical Right     | t: USE  |
| Purpose(use):                | STOCK   |
| *Flow Rate:                  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                      | 0.79 AC-FT  |
| *Source Name:                | UNNAMED TRIBUTARY OF SAWMILL COULEE   |
| Source Type:                 | SURFACE WATER   |
| *Point of Diversion and I    | Means of Diversion:   |
| $\frac{\text{ID}}{1}$ Govt 1 | Lot <u>Qtr Sec Sec Twp Rge</u> County<br>SWNWNW 23 21N 20E FERGUS   |
| •                            | a: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:             | DAM   |
| *Reservoir: ON               | STREAM  |
| <u>Govt I</u>                | Lot Qtr Sec Sec Twp Rge County<br>SWNWNW 23 21N 20E FERGUS  |
| Diversion to R               | Reservoir: DIVERSION # 1  |
| Dam Height:                  | 16.00 FEET  |
| Depth:                       | 13.00 FEET  |
| Surface Area:                |   |
| Capacity:                    | 4.16 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID **Acres Govt Lot** Qtr Sec Twp Rge County Sec 1 SWNWNW 23 21N 20E FERGUS

#### **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.

64726-00 64727-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                          | 40EJ 64728-00 STATEMENT OF CLAIM  |
|--|---|
|  | Version: 1 ORIGINAL RIGHT   |
|  | Status: ACTIVE  |
| Owners:                                      | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                               | NOVEMBER 30, 1960   |
| Type of Historical Right                     | :USE  |
| Purpose(use):                                | STOCK   |
| *Flow Rate:                                  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                      | 0.79 AC-FT  |
| *Source Name:                                | UNNAMED TRIBUTARY OF SAWMILL COULEE   |
| Source Type:                                 | SURFACE WATER   |
| *Point of Diversion and I                    | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>                      |   |
| 1<br>Period of Diversion<br>Diversion Means: | SENESE 27 21N 20E FERGUS<br>: JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON                               | STREAM  |
| <u>Govt I</u>                                | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESE 27 21N 20E FERGUS  |
| Diversion to R                               |   |
| Dam Height:                                  | 12.00 FEET  |
| Depth:<br>Surface Area:                      | 9.00 FEET<br>0.30 ACRES   |
| Capacity:                                    | 1.08 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, 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 | Rge County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | SENESE         | 27         | 21N | 20E FERGUS |

#### **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.

64728-00 64729-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64729-00                                  | STATEMENT (   | OF CLAIM                 |                       |
|---------------------------|--|---|--------------------------|-----------------------|
|                           | Version: 1 0                                   | ORIGINAL RIGHT                                      |                          |                       |
|                           | Stat   | as: ACTIVE  |                          |                       |
| Owners:                   | USA (DEPT OF<br>5001 SOUTHGA<br>BILLINGS, MT 5 | TE DR   | AU OF LAND MGMT)         |                       |
| Priority Date:            | NOVEMBER 30,                                   | 1960  |                          |                       |
| Type of Historical Right  | USE  |   |                          |                       |
| Purpose(use):             | WILDLIFE                                       |   |                          |                       |
| *Flow Rate:               | A SPECIFIC FLO<br>ONSTREAM RE                  |   | OT BEEN DECREED FO       | OR THIS USE FROM THIS |
| Volume:                   | 2.21 AC-FT                                     |   |                          |                       |
| *Source Name:             | UNNAMED TRI                                    | BUTARY OF SAV                                       | MILL COULEE              |                       |
| Source Type:              | SURFACE  | WATER   |                          |                       |
| *Point of Diversion and M | Ieans of Diversior                             | :   |                          |                       |
| <u>ID</u> <u>Govt I</u>   |  |   |                          |                       |
| 1<br>Period of Diversion  | SENE:  | -   | 20E FERGUS               |                       |
| Diversion Means:          | DAM  | DECEMBER  |                          |                       |
| *Reservoir: ONS           | STREAM   |   |                          |                       |
| <u>Govt I</u>             | ot <u>Qtr S</u><br>SENE                        | $\frac{Sec}{SE} = \frac{Sec}{27} = \frac{Twp}{21N}$ | Rge County<br>20E FERGUS |                       |
| Diversion to R            | eservoir: DIVE                                 | RSION # 1   |                          |                       |
| Dam Height:               |  | 0 FEET  |                          |                       |
| Depth:                    | 9.0  | 0 FEET  |                          |                       |
| Surface Area:             |  | 0 ACRES   |                          |                       |
| Capacity:                 | 1.0  | 8 ACRE-FEET   |                          |                       |
|                           | THE CAPACITY DNRC.                             | , DAM HEIGHT, A                                     | ND SURFACE AREA H        | AVE BEEN ESTIMATED BY |

40EJ 64729-00

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 | Rge County |
|-----------|----------------|----------------|------------|-----|------------|
| 1         |                | SENESE         | 27         | 21N | 20E FERGUS |

## 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.

64728-00 64729-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64730-00 STATEMENT OF CLAIM  |                   |
|---------------------------|---|-------------------|
|                           | Version: 1 ORIGINAL RIGHT   |                   |
|                           | Status: ACTIVE  |                   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |                   |
| <b>Priority Date:</b>     | AUGUST 3, 1943  |                   |
| Type of Historical Right  | USE   |                   |
| Purpose(use):             | WILDLIFE  |                   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THONSTREAM RESERVOIR.                         | IIS USE FROM THIS |
| Volume:                   | 1.70 AC-FT  |                   |
| Source Name:              | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FOR  | κ                 |
| Source Type:              | SURFACE WATER   |                   |
| *Point of Diversion and M | leans of Diversion:   |                   |
| <u>ID</u> <u>Govt I</u>   |   |                   |
| 1<br>Dericil of Direction | E2SESE 1 21N 21E FERGUS<br>JANUARY 1 TO DECEMBER 31   |                   |
| Diversion Means:          | DAM   |                   |
| *Reservoir: ONS           | TREAM   |                   |
| <u>Govt I</u>             | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>E2SESE 1 21N 21E FERGUS |                   |
| Diversion to R            | servoir: DIVERSION # 1  |                   |
| Dam Height:               | 8.00 FEET   |                   |
| Depth:                    | 5.00 FEET   |                   |
| Surface Area:             | 0.50 ACRES  |                   |
| Capacity:                 | 1.00 ACRE-FEET  |                   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE E DNRC.                                     | BEEN ESTIMATED BY |

40EJ 64730-00

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 | <b><u>Rge</u></b> <u>County</u> |
|-----------|----------------|----------------|------------|-----|---------------------------------|
| 1         |                | E2SESE         | 1          | 21N | 21E FERGUS                      |

### 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.

64730-00 64731-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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### **IMPORTANT NOTICE**

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| Water Right Number:                     | 40EJ 64731-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|---|---|
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | AUGUST 3, 1943  |
| Type of Historical Righ                 | t: USE  |
| Purpose(use):                           | STOCK   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.30 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and                 |   |
| $\frac{\text{ID}}{1}$ Govt              | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>E2SESE 1 21N 21E FERGUS   |
| Period of Diversion<br>Diversion Means: | n: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON                          | STREAM  |
| Govt                                    | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>E2SESE 1 21N 21E FERGUS  |
| Diversion to R                          | Reservoir: DIVERSION # 1  |
| Dam Height:                             | 8.00 FEET   |
| Depth:<br>Surface Area:                 | 5.00 FEET<br>0.50 ACRES   |
| Capacity:                               | 1.00 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

### \*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | E2SESE         | 1   | 21N | 21E FERGUS |

#### 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.

64730-00 64731-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64732-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | AUGUST 11, 1943   |
| Type of Historical Right  | : USE   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 1.70 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ARMELLS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1                         | NWNWNE 24 21N 21E FERGUS  |
| Diversion Means:          | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWNE 24 21N 21E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 8.00 FEET   |
| Depth:                    | 5.00 FEET   |
| Surface Area:             |   |
| Capacity:                 | 0.80 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

40EJ 64732-00

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         |                | NWNWNE         | 24         | 21N | 21E FERGUS               |

### 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.

64732-00 64733-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64733-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| <b>Priority Date:</b>   | AUGUST 11, 1943   |  |  |  |
| Type of Historical Right  | :: USE  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:   | 0.30 AC-FT  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF ARMELLS CREEK  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and Means of Diversion:                           |   |  |  |  |
| <u>ID</u> <u>Govt I</u>   | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NWNWNE 24 21N 21E FERGUS  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWNE 24 21N 21E FERGUS   |  |  |  |
| Diversion to Reservoir: DIVERSION # 1                                 |   |  |  |  |
| Dam Height:   | 8.00 FEET   |  |  |  |
| Depth:  | 5.00 FEET   |  |  |  |
| Surface Area:   | 0.40 ACRES  |  |  |  |
| Capacity:   | 0.80 ACRE-FEET  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWNWNE
 24
 21N
 21E
 FERGUS

#### **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.

64732-00 64733-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64734-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| <b>Priority Date:</b>   | JULY 1, 1941  |  |  |  |
| Type of Historical Right  | : USE   |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:   | 0.30 AC-FT  |  |  |  |
| *Source Name:   | UNNAMED TRIBUTARY OF SAWMILL COULEE   |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |
| <u>ID</u> <u>Govt</u>   |   |  |  |  |
| 1<br>Dominal of Dimonsion   | SESENW 33 21N 21E FERGUS  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESENW 33 21N 21E FERGUS   |  |  |  |
| <b>Diversion to Reservoir:</b> DIVERSION # 1                          |   |  |  |  |
| Dam Height:   | 7.00 FEET   |  |  |  |
| Depth:<br>Surface Area:   | 4.00 FEET<br>0.20 ACRES   |  |  |  |
| Capacity:   | 0.32 ACRE-FEET  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SESENW
 33
 21N
 21E
 FERGUS

#### **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.

64734-00 64735-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64735                            | 5-00 S                 | STATEM           | IENT O            | F CLA             | IM                                |
|---|---------------------------------------|------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                              | 1 ORI                  | IGINAL I         | RIGHT             |                   |                                   |
|   |                                       | Status:                | AC               | TIVE              |                   |                                   |
| Owners:   | USA (DEPT<br>5001 SOUT<br>BILLINGS, M | HGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>   | JULY 1, 194                           | 1                      |                  |                   |                   |                                   |
| Type of Historical Right  | :USE                                  |                        |                  |                   |                   |                                   |
| Purpose(use):   | WILDLIFE                              |                        |                  |                   |                   |                                   |
| *Flow Rate:   | A SPECIFIC                            |                        |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:   | 1.70 AC-FT                            |                        |                  |                   |                   |                                   |
| *Source Name:   | UNNAMED                               | TRIBU                  | TARY O           | F SAW             | MILL              | COULEE                            |
| Source Type:  | SURF                                  | ACE WA                 | ATER             |                   |                   |                                   |
| *Point of Diversion and M   | Means of Dive                         | rsion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |                                       | Qtr Sec                |                  | Twp               |                   | County                            |
| 1<br>Portion of Divorcion   | -                                     |                        | 33<br>           | 21N               | 21E               | FERGUS                            |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |                                       |                        |                  |                   |                   |                                   |
| *Reservoir: ONS   | STREAM                                |                        |                  |                   |                   |                                   |
| <u>Govt I</u>   | <u>Lot</u><br>SE                      | <u>Qtr Sec</u><br>SENW | <u>Sec</u><br>33 | <u>Twp</u><br>21N | <u>Rge</u><br>21E | <u>County</u><br>FERGUS           |
| Diversion to R  | eservoir: C                           | DIVERS                 | ION # 1          |                   |                   |                                   |
| Dam Height:   |                                       | 7.00                   |                  |                   |                   |                                   |
| Depth:  |                                       | 4.00                   | FEET             |                   |                   |                                   |
| Surface Area:   |                                       |                        | ACRES            |                   |                   |                                   |
| Capacity:   |                                       | 0.32                   | ACRE-F           | EET               |                   |                                   |
|   | THE CAPAC<br>DNRC.                    | CITY, D/               | AM HEIC          | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

40EJ 64735-00

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         |                | SESENW         | 33         | 21N | 21E FERGUS               |

### 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.

64734-00 64735-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64736-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |  |  |  |
| <b>Priority Date:</b>   | AUGUST 14, 1939   |  |  |  |
| Type of Historical Right  | t: USE  |  |  |  |
| Purpose(use):   | WILDLIFE  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |  |  |  |
| Volume:   | 0.70 AC-FT  |  |  |  |
| *Source Name:   | UNNAMED TRIBUTARY OF SAWMILL COULEE   |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and M   | Means of Diversion:   |  |  |  |
| <u>ID</u> <u>Govt I</u>   |   |  |  |  |
| 1<br>Dericil of Direction   | E2NENE 33 21N 21E FERGUS  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ONS   | STREAM  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>E2NENE 33 21N 21E FERGUS |  |  |  |
| Diversion to R  | Reservoir: DIVERSION # 1  |  |  |  |
| Dam Height:   | 10.00 FEET  |  |  |  |
| Depth:  | 7.00 FEET   |  |  |  |
| Surface Area:   |   |  |  |  |
| Capacity:   | 2.24 ACRE-FEET  |  |  |  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |  |  |  |

40EJ 64736-00

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> <u>County</u> |
|----|-----------------------|----------------|------------|-----|--------------------------|
| 1  |                       | E2NENE         | 33         | 21N | 21E FERGUS               |

### 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.

64736-00 64737-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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### **IMPORTANT NOTICE**

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| Water Right Number:  | 40EJ 64737-00 STATEMENT OF CLAIM  |  |  |  |
|--|---|--|--|--|
|  | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |
| 0  |   |  |  |  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:   | AUGUST 14, 1939   |  |  |  |
| Type of Historical Right   | :USE  |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:  | 0.30 AC-FT  |  |  |  |
| *Source Name:  | UNNAMED TRIBUTARY OF SAWMILL COULEE   |  |  |  |
| Source Type:   | SURFACE WATER   |  |  |  |
| *Point of Diversion and I  | Means of Diversion:   |  |  |  |
| $\underline{ID}$ <u>Govt I</u>   |   |  |  |  |
| 1 E2NENE 33 21N 21E FERGUS Period of Diversion: JANUARY 1 TO DECEMBER 31 |   |  |  |  |
| Diversion Means:   | DAM   |  |  |  |
| *Reservoir: ONS  | STREAM  |  |  |  |
| <u>Govt I</u>  | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>E2NENE 33 21N 21E FERGUS  |  |  |  |
| Diversion to Reservoir: DIVERSION # 1                                    |   |  |  |  |
| Dam Height:  | 10.00 FEET<br>7.00 FEET   |  |  |  |
| Depth:<br>Surface Area:  | 0.80 ACRES  |  |  |  |
| Capacity:  | 2.24 ACRE-FEET  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 E2NENE
 33
 21N
 21E
 FERGUS

#### **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.

64736-00 64737-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64738-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF TWO CALF CREEK   |
| Source Type:  | SURFACE WATER   |
| <b>Diversion Means:</b>   |   |
| *Reservoir: ONS<br>Govt I   | -   |
| 00011   | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENENW 1 21N 22E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>9.00 FEET<br>6.00 FEET<br>0.80 ACRES<br>1.92 ACRE-FEET   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NENENW
 1
 21N
 22E
 FERGUS

#### **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.

64738-00 64739-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64739                             | -00                    | STATEM          |                   | F CLA             | IM                                |
|---------------------------|--|------------------------|-----------------|-------------------|-------------------|-----------------------------------|
|                           | Version:                               | 1 OR                   | IGINAL I        | RIGHT             |                   |                                   |
|                           | 1                                      | Status:                | AC              | TIVE              |                   |                                   |
| Owners:                   | USA (DEPT<br>5001 SOUTH<br>BILLINGS, M | IGATE                  | DR              | BUREA             | U OF              | LAND MGMT)                        |
| Priority Date:            | DECEMBER                               | 31, 19                 | 53              |                   |                   |                                   |
| Type of Historical Right  | :USE                                   |                        |                 |                   |                   |                                   |
| Purpose(use):             | WILDLIFE                               |                        |                 |                   |                   |                                   |
| *Flow Rate:               | A SPECIFIC<br>ONSTREAM                 |                        |                 | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 3.98 AC-FT                             |                        |                 |                   |                   |                                   |
| Source Name:              | UNNAMED                                | TRIBU                  | TARY O          | F TWO             | CALF              | CREEK                             |
| Source Type:              | SURFA                                  | CE W/                  | ATER            |                   |                   |                                   |
| *Point of Diversion and M | Means of Diver                         | rsion:                 |                 |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |  | <u>Qtr Sec</u>         |                 | <u>Twp</u>        |                   | County                            |
| 1<br>Period of Diversion  |  |                        |                 | 21N               | 22E               | FERGUS                            |
| Diversion Means:          | DAM                                    | 10 01                  |                 | .11 01            |                   |                                   |
| *Reservoir: ONS           | STREAM                                 |                        |                 |                   |                   |                                   |
| <u>Govt I</u>             | <u>.ot (</u><br>NEI                    | <u>Qtr Sec</u><br>NENW | <u>Sec</u><br>1 | <u>Twp</u><br>21N | <u>Rge</u><br>22E | <u>County</u><br>FERGUS           |
| Diversion to R            | eservoir: D                            | IVERS                  | ION # 1         |                   |                   |                                   |
| Dam Height:               |  | 9.00                   |                 |                   |                   |                                   |
| Depth:                    |  | 6.00                   | FEET            |                   |                   |                                   |
| Surface Area:             |  |                        | ACRES           |                   |                   |                                   |
| Capacity:                 |  |                        | ACRE-F          |                   |                   |                                   |
|                           | THE CAPAC<br>DNRC.                     | ITY, D                 | AM HEIC         | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64739-00

Page 2 of 2

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  |                | NENENW         | 1          | 21N | 22E FERGUS                      |

### 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.

64738-00 64739-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64740-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | APRIL 16, 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:                                 | 0.30 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF TWO CALF CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and                 | Means of Diversion:   |
| IDGovt1                                 | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESW 1 21N 22E FERGUS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON                          | STREAM  |
| Govt                                    | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESW 1 21N 22E FERGUS  |
| Diversion to R<br>Dam Height:<br>Depth: | 7.00 FEET<br>4.00 FEET  |
| Surface Area:<br>Capacity:              | 0.20 ACRES<br>0.32 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SENESW
 1
 21N
 22E
 FERGUS

#### **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.

64740-00 64741-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64741-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>     | APRIL 16, 1969   |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                   | 1.70 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF TWO CALF CREEK  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt l</u>   |  |
| 1                         | SENESW 1 21N 22E FERGUS  |
| Diversion Means:          | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|                           | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESW 1 21N 22E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 7.00 FEET  |
| Depth:                    | 4.00 FEET  |
| Surface Area:             | 0.20 ACRES   |
| Capacity:                 | 0.32 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

APRIL 25, 2014

40EJ 64741-00

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         |                | SENESW         | 1          | 21N | 22E FERGUS               |

### 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.

64740-00 64741-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64742-00 S   | STATEMENT OF C                                 | CLAIM                                  |      |
|---------------------------|---|--|--|------|
|                           | Version: 1 ORI  | GINAL RIGHT                                    |  |      |
|                           | Status:   | ACTIVE   |  |      |
| Owners:                   | USA (DEPT OF INT<br>5001 SOUTHGATE<br>BILLINGS, MT 5910 | DR   | OF LAND MGMT)                          |      |
| Priority Date:            | NOVEMBER 16, 19   | 53   |  |      |
| Type of Historical Right  | USE   |  |  |      |
| Purpose(use):             | WILDLIFE  |  |  |      |
| *Flow Rate:               | A SPECIFIC FLOW<br>ONSTREAM RESER                       |  | BEEN DECREED FOR THIS USE FROM TH      | IIS  |
| Volume:                   | 3.80 AC-FT  |  |  |      |
| *Source Name:             | UNNAMED TRIBUT  | TARY OF TWO CA                                 | ALF CREEK, SOUTH FORK                  |      |
| Source Type:              | SURFACE WA  | TER  |  |      |
| *Point of Diversion and M | Ieans of Diversion:                                     |  |  |      |
| <u>ID</u> <u>Govt I</u>   |   |  | Rge County                             |      |
| 1<br>Dericil (Direction   | SWNWSE<br>SWNWSE 1 TO DE                                |  | 22E FERGUS                             |      |
| Diversion Means:          | DAM   |  |  |      |
| *Reservoir: ONS           | STREAM  |  |  |      |
| <u>Govt I</u>             | ot <u>Qtr Sec</u><br>SWNWSE                             | $\frac{Sec}{3}  \frac{Twp}{21N}  \frac{R}{22}$ | <u>Rge</u> <u>County</u><br>22E FERGUS |      |
| Diversion to R            | servoir: DIVERSI  | ON # 1   |  |      |
| Dam Height:               | 8.00  | FEET   |  |      |
| Depth:                    | 5.00  | FEET   |  |      |
| Surface Area:             | 0.20  | ACRES  |  |      |
| Capacity:                 | 0.40  | ACRE-FEET                                      |  |      |
|                           | THE CAPACITY, DA DNRC.                                  | M HEIGHT, AND                                  | SURFACE AREA HAVE BEEN ESTIMATED       | ) BY |

APRIL 25, 2014

40EJ 64742-00

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 | <b><u>Rge</u></b> County |
|-----------|----------------|----------------|------------|-----|--------------------------|
| 1         |                | SWNWSE         | 3          | 21N | 22E FERGUS               |

### Remarks:

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64742-00 64743-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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### **IMPORTANT NOTICE**

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| Water Right Number:   | 40EJ 64743-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|---|---|
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | NOVEMBER 16, 1953   |
| Type of Historical Right  | USE   |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-FT  |
| *Source Name:<br>Source Type:   | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK<br>SURFACE WATER  |
| <b>Diversion Means:</b>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWSE 3 21N 22E FERGUS<br>: JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON<br>Govt I  | STREAM<br>. <u>ot Qtr Sec Sec Twp Rge</u> <u>County</u>   |
| 0001  | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWSE <u>3</u> 21N 22E FERGUS  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.20 ACRES<br>0.40 ACRE-FEET   |

THE CAPACITY, DAM HEIGHT, 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> | Sec | Twp | Rge County |
|----|----------------|----------------|-----|-----|------------|
| 1  |                | SWNWSE         | 3   | 21N | 22E FERGUS |

#### **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.

64742-00 64743-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64744-00                                  | STATEMENT                       | OF CLAIM                              |        |
|---------------------------|--|---------------------------------|---------------------------------------|--------|
|                           | Version: 1                                     | ORIGINAL RIGH                   | IT                                    |        |
|                           | Stat   | us: ACTIVE                      | Ξ                                     |        |
| Owners:                   | USA (DEPT OF<br>5001 SOUTHGA<br>BILLINGS, MT 5 | TE DR                           | EAU OF LAND MGMT)                     |        |
| Priority Date:            | SEPTEMBER 1                                    | l, 1953                         |                                       |        |
| Type of Historical Right  | :USE   |                                 |                                       |        |
| Purpose(use):             | WILDLIFE                                       |                                 |                                       |        |
| *Flow Rate:               | A SPECIFIC FLO<br>ONSTREAM RE                  |                                 | NOT BEEN DECREED FOR THIS USE FROM    | THIS   |
| Volume:                   | 0.70 AC-FT                                     |                                 |                                       |        |
| Source Name:              | UNNAMED TR                                     | BUTARY OF TW                    | VO CALF CREEK, SOUTH FORK             |        |
| Source Type:              | SURFACE  | WATER                           |                                       |        |
| *Point of Diversion and I | Aeans of Diversion                             | 1:                              |                                       |        |
| <u>ID</u> <u>Govt I</u>   |  |                                 |                                       |        |
| 1<br>Period of Diversion  |  | -                               |                                       |        |
| Diversion Means:          | DAM  | DECEIVIDER 31                   | I                                     |        |
| *Reservoir: ON            | STREAM   |                                 |                                       |        |
| <u>Govt I</u>             | Lot Qtr:<br>SENEM                              | Sec <u>Sec Twp</u><br>IW 10 21N | r <u>p Rge County</u><br>N 22E FERGUS |        |
| Diversion to R            | eservoir: DIVE                                 | RSION # 1                       |                                       |        |
| Dam Height:               | 7.0  | 0 FEET                          |                                       |        |
| Depth:                    | 4.0  | 0 FEET                          |                                       |        |
| Surface Area:             | 0.1  | 0 ACRES                         |                                       |        |
| Capacity:                 | 0.1  | 6 ACRE-FEET                     | -                                     |        |
|                           | THE CAPACITY DNRC.                             | , DAM HEIGHT, <i>I</i>          | AND SURFACE AREA HAVE BEEN ESTIMAT    | ſED BY |

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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 | <b><u>Rge</u></b> <u>County</u> |
|----|----------------|----------------|------------|-----|---------------------------------|
| 1  |                | SENENW         | 10         | 21N | 22E FERGUS                      |

#### 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.

64744-00 64745-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64745-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | SEPTEMBER 11, 1953  |
| Type of Historical Right  | :USE  |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-FT  |
| Source Name:<br>Source Type:  | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK<br>SURFACE WATER  |
| <b>Diversion Means:</b>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENENW 10 21N 22E FERGUS<br>a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   | STREAM  |
| <u>Govt I</u>   | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENENW 10 21N 22E FERGUS  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>7.00 FEET<br>4.00 FEET<br>0.10 ACRES<br>0.16 ACRE-FEET   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 SENENW 10 21N 22E FERGUS

#### **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.

64744-00 64745-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 6474   | l6-00                   | STATEN           | IENT O            | F CLA             | IM                                |
|---|---|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:  | 1 OR                    | IGINAL I         | RIGHT             |                   |                                   |
|   |   | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEP <sup>-</sup><br>5001 SOU <sup>-</sup><br>BILLINGS, | THGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | JULY 2, 19  | 55                      |                  |                   |                   |                                   |
| Type of Historical Right                | :USE  |                         |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE  |                         |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFI<br>ONSTREA  |                         |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 1.20 AC-FT  | Г                       |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED   |                         | TARY O           | F ARM             | ELLS              | CREEK                             |
| Source Type:                            | SURF  | ACE W                   | ATER             |                   |                   |                                   |
| *Point of Diversion and I               | Means of Div  | ersion:                 |                  |                   |                   |                                   |
| ID Govt 1                               |   | <u>Qtr Sec</u>          |                  | Twp               |                   | County                            |
| 1                                       |   | ESENW                   | 12               | 21N               | 22E               | FERGUS                            |
| Period of Diversion<br>Diversion Means: | LE JANUARY  | 1 TO DE                 | CEMBE            | -R 31             |                   |                                   |
|   |   |                         |                  |                   |                   |                                   |
| *Reservoir: ON                          | STREAM  |                         |                  |                   |                   |                                   |
| <u>Govt I</u>                           | L <u>ot</u><br>N  | <u>Qtr Sec</u><br>ESENW | <u>Sec</u><br>12 | <u>Тwp</u><br>21N | <u>Rge</u><br>22E | <u>County</u><br>FERGUS           |
| Diversion to R                          | eservoir:   | DIVERS                  | ION # 1          |                   |                   |                                   |
| Dam Height:                             |   | 10.00                   | FEET             |                   |                   |                                   |
| Depth:                                  |   | 7.00                    | FEET             |                   |                   |                                   |
| Surface Area:                           |   | 0.30                    | ACRES            |                   |                   |                                   |
| Capacity:                               |   | 0.84                    | ACRE-F           | FEET              |                   |                                   |
|   | THE CAPA<br>DNRC.   | CITY, D                 | AM HEIC          | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64746-00

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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 County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | NESENW         | 12         | 21N | 22E FERGUS |

#### 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.

64746-00 64747-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:            | 40EJ 64747-00 STATEMENT OF CLAIM  |
|--------------------------------|---|
|                                | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
| 0                              |   |
| Owners:                        | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                 | JULY 2, 1955  |
| Type of Historical Right       | : USE   |
| Purpose(use):                  | STOCK   |
| *Flow Rate:                    | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                        | 0.30 AC-FT  |
| Source Name:                   | UNNAMED TRIBUTARY OF ARMELLS CREEK  |
| Source Type:                   | SURFACE WATER   |
| *Point of Diversion and M      | Means of Diversion:   |
| $\underline{ID}$ <u>Govt I</u> |   |
| 1<br>Period of Diversion       | NESENW 12 21N 22E FERGUS<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:               | DAM   |
| *Reservoir: ONS                | STREAM  |
| <u>Govt I</u>                  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESENW 12 21N 22E FERGUS   |
| Diversion to R                 |   |
| Dam Height:                    | 10.00 FEET  |
| Depth:<br>Surface Area:        | 7.00 FEET<br>0.30 ACRES   |
| Capacity:                      | 0.84 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 NESENW 12 21N 22E FERGUS

#### **Remarks:**

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64746-00 64747-00

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:       | 40EJ 64748                             | <b>6-00</b> S          | TATEN            |                   | F CLA             | IM                                |
|---------------------------|--|------------------------|------------------|-------------------|-------------------|-----------------------------------|
|                           | Version:                               | 1 ORI                  | GINAL I          | RIGHT             |                   |                                   |
|                           |  | Status:                | AC               | TIVE              |                   |                                   |
| Owners:                   | USA (DEPT<br>5001 SOUTH<br>BILLINGS, M | HGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| Priority Date:            | AUGUST 8,                              | 1962                   |                  |                   |                   |                                   |
| Type of Historical Right  | : FILED                                |                        |                  |                   |                   |                                   |
| Purpose(use):             | WILDLIFE                               |                        |                  |                   |                   |                                   |
| *Flow Rate:               | A SPECIFIC<br>ONSTREAM                 |                        |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 0.70 AC-FT                             |                        |                  |                   |                   |                                   |
| Source Name:              | UNNAMED                                | TRIBUT                 | TARY O           | F ARMI            | ELLS              | CREEK                             |
| Source Type:              | SURFA                                  | ACE WA                 | TER              |                   |                   |                                   |
| *Point of Diversion and M | Means of Dive                          | rsion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |  | Qtr Sec                | Sec              | <u>Twp</u>        |                   | County                            |
| 1<br>Period of Diversion  |  | SWNE                   | 12<br>СЕМРЕ      | 21N               | 22E               | FERGUS                            |
| Diversion Means:          | DAM                                    | TODE                   |                  |                   |                   |                                   |
| *Reservoir: ONS           | STREAM                                 |                        |                  |                   |                   |                                   |
| <u>Govt I</u>             | <u>Lot</u> (<br>NW                     | <u>Qtr Sec</u><br>SWNE | <u>Sec</u><br>12 | <u>Twp</u><br>21N | <u>Rge</u><br>22E | <u>County</u><br>FERGUS           |
| Diversion to R            | eservoir: D                            | IVERSI                 | ON # 1           |                   |                   |                                   |
| Dam Height:               |  | 8.00 F                 | FEET             |                   |                   |                                   |
| Depth:                    |  | 5.00                   | FEET             |                   |                   |                                   |
| Surface Area:             |  | 0.10                   | ACRES            |                   |                   |                                   |
| Capacity:                 |  | 0.20 /                 | ACRE-F           | EET               |                   |                                   |
|                           | THE CAPAC<br>DNRC.                     | CITY, DA               | M HEIC           | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64748-00

Page 2 of 2

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 | <b><u>Rge</u></b> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|---------------------------------|
| 1         |                       | NWSWNE         | 12         | 21N | 22E FERGUS                      |

### Remarks:

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64748-00 64749-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:   | 40EJ 64749-                              | 00 STATEM                          | ENT OF C   | CLAIM  |  |
|---|--|------------------------------------|--|--|--|
|   | Version: 1                               | ORIGINAL I                         | RIGHT  |  |  |
|   | S  | tatus: AC                          | TIVE   |  |  |
| Owners:   | USA (DEPT C<br>5001 SOUTH<br>BILLINGS, M | GATE DR                            | BUREAU (   | OF LAND MGMT)  |  |
| Priority Date:  | AUGUST 8, 1                              | 962                                |  |  |  |
| Type of Historical Right  | : FILED                                  |                                    |  |  |  |
| Purpose(use):   | STOCK                                    |                                    |  |  |  |
| *Flow Rate:   | ONSTREAM                                 | RESERVOIR.                         | THE FLO  | BEEN DECREED FOR THIS USE FROM THIS<br>W RATE IS LIMITED TO THE MINIMUM<br>RY TO SUSTAIN THIS PURPOSE. |  |
| Volume:   | 0.30 AC-FT                               |                                    |  |  |  |
| Source Name:  | UNNAMED T                                | UNNAMED TRIBUTARY OF ARMELLS CREEK |  |  |  |
| Source Type:  | SURFAC                                   | CE WATER                           |  |  |  |
| *Point of Diversion and I   | Means of Divers                          | sion:                              |  |  |  |
| $\frac{\text{ID}}{1}$ Govt 1  |  | tr Sec Sec<br>WNE 12               |  | <u>ge</u> <u>County</u><br>2E FERGUS   |  |
| 1 NWSWNE 12 21N 22E FERGUS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |  |                                    |  |  |  |
| *Reservoir: ON  | STREAM                                   |                                    |  |  |  |
| <u>Govt I</u>   |  | tr Sec<br>WNE 12                   | $\frac{\mathbf{Twp}}{21N} = \frac{\mathbf{R}}{22}$ | <u>ge</u> <u>County</u><br>2E FERGUS   |  |
| Diversion to R  | eservoir: Dľ                             | VERSION # 1                        |  |  |  |
| Dam Height:   |  | 8.00 FEET                          |  |  |  |
| Depth:  |  | 5.00 FEET                          |  |  |  |
| Surface Area:   |  | 0.10 ACRES                         | ест  |  |  |
| Capacity:   |  | 0.20 ACRE-F                        |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 NWSWNE 12 21N 22E FERGUS

#### **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.

64748-00 64749-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64750-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| *Source Name:             | UNNAMED TRIBUTARY OF TWO CALF CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Dominal of Dimonsion | SWNWNW 12 21N 22E FERGUS<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | PIT   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWNW 12 21N 22E FERGUS   |
| Diversion to R            |   |
| Dam Height:               | 10.00 FEET  |
| Depth:<br>Surface Area:   | 7.00 FEET<br>0.20 ACRES   |
| Capacity:                 | 0.56 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWNWNW
 12
 21N
 22E
 FERGUS

#### **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.

64750-00 64751-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 64751-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669           |
| Priority Date:                          | AUGUST 1, 1950   |
| Type of Historical Right                | :USE   |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                 |
| Volume:                                 | 0.70 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF TWO CALF CREEK  |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>                 |  |
| 1                                       | SWNWNW 12 21N 22E FERGUS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>PIT  |
|   |  |
| *Reservoir: ONS                         | STREAM   |
| <u>Govt I</u>                           | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWNW 12 21N 22E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 10.00 FEET   |
| Depth:                                  | 7.00 FEET  |
| Surface Area:                           | 0.20 ACRES   |
| Capacity:                               | 0.56 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                              |

APRIL 25, 2014

40EJ 64751-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SWNWNW         | 12         | 21N | 22E FERGUS               |

### 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.

64750-00 64751-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:        | 40EJ 64752                             | -00 STAT                            | EMENT O  | F CLAI            | Μ  |
|----------------------------|--|-------------------------------------|----------|-------------------|--|
|                            | Version:                               | I ORIGINA                           | AL RIGHT |                   |  |
|                            | :                                      | Status:                             | ACTIVE   |                   |  |
| Owners:                    | USA (DEPT<br>5001 SOUTH<br>BILLINGS, M | IGATE DR                            |          | AU OF I           | LAND MGMT)   |
| Priority Date:             | JUNE 30, 19                            | 71                                  |          |                   |  |
| Type of Historical Right   | :USE                                   |                                     |          |                   |  |
| Purpose(use):              | STOCK                                  |                                     |          |                   |  |
| *Flow Rate:                | ONSTREAM                               | RESERVO                             | R. THE F | LOW R             | IN DECREED FOR THIS USE FROM THIS<br>ATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                    | 0.30 AC-FT                             |                                     |          |                   |  |
| Source Name:               | UNNAMED                                | TRIBUTAR                            | OF ARM   | ELLS C            | CREEK  |
| Source Type:               | SURFA                                  | CE WATER                            | 1        |                   |  |
| *Point of Diversion and M  | Aeans of Diver                         | rsion:                              |          |                   |  |
| <u>ID</u> <u>Govt I</u>    |  | <u>Qtr Sec</u> <u>Sec</u>           |          |                   | County   |
| 1<br>Period of Diversion   |  | IWSW 13                             |          | 22E               | FERGUS   |
| Diversion Means:           | DAM                                    | TO DECEN                            | IDEN 31  |                   |  |
| *Reservoir: ONS            | STREAM                                 |                                     |          |                   |  |
| <u>Govt I</u>              | <u>Lot</u> <u>(</u><br>NWN             | <u>Qtr Sec</u> <u>Sec</u><br>WSW 13 |          | <u>Rge</u><br>22E | <u>County</u><br>FERGUS  |
| Diversion to R             | eservoir: D                            | IVERSION #                          | ¥ 1      |                   |  |
| Dam Height:                |  | 10.00 FEE                           |          |                   |  |
| Depth:                     |  | 7.00 FEE                            |          |                   |  |
| Surface Area:<br>Capacity: |  | 0.50 ACR<br>1.40 ACR                |          |                   |  |
| Capacity.                  |  | 1.40 ACK                            |          |                   |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 ID

 Acres Govt Lot
 Qtr Sec
 Sec

 Twp
 Rge
 County

1 NWNWSW 13 21N 22E FERGUS

#### **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.

64752-00 64753-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 64753-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669           |
| Priority Date:                          | JUNE 30, 1971  |
| Type of Historical Right                | :USE   |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                 |
| Volume:                                 | 9.70 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF ARMELLS CREEK   |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>                 |  |
| 1                                       | NWNWSW 13 21N 22E FERGUS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |  |
| *Reservoir: ONS                         | STREAM   |
| <u>Govt I</u>                           | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSW 13 21N 22E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 10.00 FEET   |
| Depth:                                  | 7.00 FEET  |
| Surface Area:                           | 0.50 ACRES   |
| Capacity:                               | 1.40 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                              |

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APRIL 25, 2014 40EJ 64753-00

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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         |                       | NWNWSW         | 13         | 21N | 22E FERGUS |

### 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.

64752-00 64753-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64754                            | <b>4-00</b> S          | TATEM            |                   | F CLA             | IM                                |
|---|---------------------------------------|------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                              | 1 ORI0                 | GINAL I          | RIGHT             |                   |                                   |
|   |                                       | Status:                | AC               | TIVE              |                   |                                   |
| Owners:   | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>   | AUGUST 8,                             | 1962                   |                  |                   |                   |                                   |
| Type of Historical Right  | : FILED                               |                        |                  |                   |                   |                                   |
| Purpose(use):   | WILDLIFE                              |                        |                  |                   |                   |                                   |
| *Flow Rate:   |                                       |                        |                  |                   |                   | EN DECREED FOR THIS USE FROM THIS |
| Volume:   | 1.70 AC-FT                            |                        |                  |                   |                   |                                   |
| Source Name:  | UNNAMED                               | TRIBUT                 | ARY O            | F ARMI            | ELLS              | CREEK                             |
| Source Type:  | SURF                                  | ACE WA                 | TER              |                   |                   |                                   |
| *Point of Diversion and I   | Means of Dive                         | ersion:                |                  |                   |                   |                                   |
| ID Govt 1   |                                       | <u>Qtr Sec</u>         | Sec              | Twp               |                   | County                            |
| 1   |                                       | NWSW                   | 20               | 21N               | 22E               | FERGUS                            |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |                                       |                        |                  |                   |                   |                                   |
| *Reservoir: ON  | STREAM                                |                        |                  |                   |                   |                                   |
| <u>Govt I</u>   | <u>Lot</u><br>SE                      | <u>Qtr Sec</u><br>NWSW | <u>Sec</u><br>20 | <u>Twp</u><br>21N | <u>Rge</u><br>22E | <u>County</u><br>FERGUS           |
| Diversion to R  | eservoir: [                           | DIVERSI                | ON # 1           |                   |                   |                                   |
| Dam Height:   |                                       | 10.00 F                | EET              |                   |                   |                                   |
| Depth:  |                                       | 7.00 F                 | EET              |                   |                   |                                   |
| Surface Area:   |                                       | 0.20 A                 |                  |                   |                   |                                   |
| Capacity:   |                                       | 0.56 A                 | ACRE-F           | EET               |                   |                                   |
|   | THE CAPAC<br>DNRC.                    | CITY, DA               | M HEIG           | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64754-00

Page 2 of 2

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> | Twp | Rge County |
|-----------|------------------------------|----------------|------------|-----|------------|
| 1         |                              | SENWSW         | 20         | 21N | 22E FERGUS |

### 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.

64754-00 64755-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64755-00   | STATEMENT O                        | F CLAIM  |         |  |  |
|---|---|------------------------------------|--|---------|--|--|
|   | Version: 1 ORI  | GINAL RIGHT                        |  |         |  |  |
|   | Status:   | ACTIVE                             |  |         |  |  |
| Owners:   | USA (DEPT OF INT<br>5001 SOUTHGATE<br>BILLINGS, MT 5910 | DR                                 | AU OF LAND MGMT)   |         |  |  |
| <b>Priority Date:</b>   | AUGUST 8, 1962  |                                    |  |         |  |  |
| Type of Historical Right  | FILED   |                                    |  |         |  |  |
| Purpose(use):   | STOCK   |                                    |  |         |  |  |
| *Flow Rate:   | ONSTREAM RESE   | RVOIR. THE FI                      | DT BEEN DECREED FOR THIS U<br>LOW RATE IS LIMITED TO THE<br>SARY TO SUSTAIN THIS PURPO | MINIMUM |  |  |
| Volume:   | 0.30 AC-FT  |                                    |  |         |  |  |
| Source Name:  | UNNAMED TRIBU   | TARY OF ARM                        | ELLS CREEK   |         |  |  |
| Source Type:  | SURFACE WA  | ATER                               |  |         |  |  |
| *Point of Diversion and I   | *Point of Diversion and Means of Diversion:             |                                    |  |         |  |  |
| <u>ID</u> <u>Govt I</u>   | Lot Qtr Sec<br>SENWSW                                   | $\frac{Sec}{20} = \frac{Twp}{21N}$ | <u>Rge</u> <u>County</u><br>22E FERGUS   |         |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |                                    |  |         |  |  |
| *Reservoir: ON  | STREAM  |                                    |  |         |  |  |
| <u>Govt I</u>   | <u>ot</u> <u>Qtr Sec</u><br>SENWSW                      | <u>Sec</u> <u>Twp</u><br>20 21N    | <u>Rge</u> <u>County</u><br>22E FERGUS   |         |  |  |
| Diversion to Reservoir: DIVERSION # 1                                 |   |                                    |  |         |  |  |
| Dam Height:   | 10.00   |                                    |  |         |  |  |
| Depth:  | 7.00  |                                    |  |         |  |  |
| Surface Area:   |   |                                    |  |         |  |  |
| Capacity:   | 0.56  | ACRE-FEET                          |  |         |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 SENWSW 20 21N 22E FERGUS

#### **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.

64754-00 64755-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64756-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | JUNE 30, 1971   |
| Type of Historical Right  | USE   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 4.70 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ARMELLS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Aeans of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1                         | NESENW 22 21N 22E FERGUS<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
|                           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESENW 22 21N 22E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 10.00 FEET  |
| Depth:                    | 7.00 FEET   |
| Surface Area:             | 0.80 ACRES  |
| Capacity:                 | 2.24 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

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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 County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | NESENW         | 22         | 21N | 22E FERGUS |

### 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.

64756-00 64757-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 64757-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE   |  |  |  |  |
|--|---|--|--|--|--|
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| Priority Date:   | JUNE 30, 1971   |  |  |  |  |
| Type of Historical Righ  | t: USE  |  |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:  | 0.30 AC-FT  |  |  |  |  |
| Source Name:<br>Source Type:   | UNNAMED TRIBUTARY OF ARMELLS CREEK<br>SURFACE WATER   |  |  |  |  |
| *Point of Diversion and Means of Diversion:<br><u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>1 NESENW 22 21N 22E FERGUS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |  |
| *Reservoir: ON<br><u>Govt</u>  | STREAM<br><u>Lot Qtr Sec Sec Twp Rge</u> <u>County</u><br>NESENW 22 21N 22E FERGUS  |  |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:  | 10.00 FEET<br>7.00 FEET   |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. Period of Use: JANUARY 1 TO DECEMBER 31 \*Place of Use: ID Acres Govt Lot Otr Sec Sec Twp Rge County

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | NESENW         | 22  | 21N | 22E FERGUS               |

#### **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.

64756-00 64757-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64758-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | NOVEMBER 15, 1952   |
| Type of Historical Right  | :USE  |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 2.20 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ARMELLS CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Portion of Divorcion | NWNWNW 24 21N 22E FERGUS<br>I: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWNW 24 21N 22E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 8.00 FEET   |
| Depth:                    | 5.00 FEET   |
| Surface Area:             | 1.00 ACRES  |
| Capacity:                 | 2.00 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014

40EJ 64758-00

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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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | NWNWNW         | 24         | 21N | 22E FERGUS               |

## 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.

64758-00 64759-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64759-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| <b>Priority Date:</b>                   | NOVEMBER 15, 1952   |  |  |  |  |
| Type of Historical Right                | :USE  |  |  |  |  |
| Purpose(use):                           | STOCK   |  |  |  |  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:                                 | 0.30 AC-FT  |  |  |  |  |
| Source Name:                            | UNNAMED TRIBUTARY OF ARMELLS CREEK  |  |  |  |  |
| Source Type:                            | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and I               | Means of Diversion:   |  |  |  |  |
| $\frac{ID}{1}$ Govt 1                   | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NWNWNW 24 21N 22E FERGUS  |  |  |  |  |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |  |  |  |  |
| *Reservoir: ON                          | STREAM  |  |  |  |  |
| <u>Govt I</u>                           | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWNW 24 21N 22E FERGUS   |  |  |  |  |
| Diversion to R                          |   |  |  |  |  |
| Dam Height:                             | 8.00 FEET   |  |  |  |  |
| Depth:<br>Surface Area:                 | 5.00 FEET<br>1.00 ACRES   |  |  |  |  |
| Capacity:                               | 2.00 ACRE-FEET  |  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWNWNW
 24
 21N
 22E
 FERGUS

#### **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.

64758-00 64759-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 64760-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>                   | JULY 28, 1966   |
| Type of Historical Right                | :USE  |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                                 | 8.70 AC-FT  |
| *Source Name:                           | UNNAMED TRIBUTARY OF SAND CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>                   |   |
| 1                                       | SESESW 25 21N 23E FERGUS  |
| Period of Diversion<br>Diversion Means: | L: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
|   | STREAM  |
| <u>Govt 1</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESESW 25 21N 23E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 12.00 FEET  |
| Depth:                                  | 9.00 FEET   |
| Surface Area:                           | 0.70 ACRES  |
| Capacity:                               | 2.52 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

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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 County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | SESESW         | 25         | 21N | 23E FERGUS |

### 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.

64760-00 64761-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 647  | 61 <b>-00</b> S         | STATEM           | IENT O            | F CLA             | IM                      |
|---|---|-------------------------|------------------|-------------------|-------------------|-------------------------|
|   | Version:  | 1 ORI                   | GINAL I          | RIGHT             |                   |                         |
|   |   | Status:                 | AC               | TIVE              |                   |                         |
| Owners:                                 | USA (DEP<br>5001 SOU<br>BILLINGS,   | THGATE                  | DR               | BUREA             | U OF              | LAND MGMT)              |
| <b>Priority Date:</b>                   | JULY 28, 1  | 966                     |                  |                   |                   |                         |
| Type of Historical Right                | :USE  |                         |                  |                   |                   |                         |
| Purpose(use):                           | STOCK   |                         |                  |                   |                   |                         |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |                         |                  |                   |                   |                         |
| Volume:                                 | 0.30 AC-F   | т                       |                  |                   |                   |                         |
| *Source Name:                           | UNNAMED TRIBUTARY OF SAND CREEK   |                         |                  |                   |                   |                         |
| Source Type:                            | Source Type: SURFACE WATER  |                         |                  |                   |                   |                         |
| *Point of Diversion and I               | Means of Div  | version:                |                  |                   |                   |                         |
| IDGovt I1                               |   | <u>Qtr Sec</u><br>ESESW | <u>Sec</u><br>25 | <u>Twp</u><br>21N |                   | <u>County</u><br>FERGUS |
| Period of Diversion<br>Diversion Means: | : JANUARY<br>DAM  | ' 1 TO DE               | CEMBE            | R 31              |                   |                         |
| *Reservoir: ONS                         | STREAM  |                         |                  |                   |                   |                         |
| <u>Govt I</u>                           |   | <u>Qtr Sec</u><br>ESESW | <u>Sec</u><br>25 | <u>Twp</u><br>21N | <u>Rge</u><br>23E | <u>County</u><br>FERGUS |
| Diversion to R                          | eservoir:   | DIVERS                  |                  |                   |                   |                         |
| Dam Height:                             |   | 12.00                   |                  |                   |                   |                         |
| Depth:<br>Surface Area:                 |   | 9.00<br>0.70            | FEET<br>ACRES    |                   |                   |                         |
| Capacity:                               |   |                         | ACRE-F           | EET               |                   |                         |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | SESESW         | 25  | 21N | 23E FERGUS |

#### **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.

64760-00 64761-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64762-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669           |
| <b>Priority Date:</b>     | NOVEMBER 10, 1952  |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                 |
| Volume:                   | 2.20 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF FARGO COULEE  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1                         | 1 SWSENW 31 21N 23E FERGUS   |
| Diversion Means:          | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|                           | STREAM   |
|                           | -  |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENW 31 21N 23E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 8.00 FEET  |
| Depth:                    | 5.00 FEET  |
| Surface Area:             | 0.60 ACRES   |
| Capacity:                 | 1.20 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                              |

APRIL 25, 2014

40EJ 64762-00

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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|-----|-----|--------------------------|
| 1         | 1                            | SWSENW         | 31  | 21N | 23E FERGUS               |

### 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.

64762-00 64763-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 64763-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |  |
|--|---|--|--|--|--|
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| Priority Date:   | NOVEMBER 10, 1952   |  |  |  |  |
| Type of Historical Right   | t: USE  |  |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:  | 0.30 AC-FT  |  |  |  |  |
| Source Name:<br>Source Type:   | UNNAMED TRIBUTARY OF FARGO COULEE<br>SURFACE WATER  |  |  |  |  |
| *Point of Diversion and<br><u>ID</u> <u>Govt</u><br>1<br>Period of Diversion<br>Diversion Means: |   |  |  |  |  |
| *Reservoir: ON<br><u>Govt</u>  | STREAM<br><u>Lot Qtr Sec Sec Twp Rge</u> <u>County</u><br>1 SWSENW 31 21N 23E FERGUS  |  |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:                            | 8.00 FEET<br>5.00 FEET  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. JANUARY 1 TO DECEMBER 31 **Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 1 SWSENW 31 21N 23E FERGUS

#### **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.

64762-00 64763-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64764-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| *Priority Date:           | NOVEMBER 24, 1967   |
|                           | THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE<br>DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER<br>APPROPRIATION ( GW2 ). THE PRIORITY DATE MAY BE CONTESTED BY<br>PROPER OBJECTION.  |
| *Type of Historical Right | : FILED   |
| Purpose(use):             | STOCK   |
| Flow Rate:                | 3.01 GPM  |
| *Volume:                  | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |
| Source Name:              | GROUNDWATER   |
| Source Type:              | GROUNDWATER   |
|                           | ALSO KNOWN AS FARGO WELL  |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   | Lot <u>Otr Sec</u> Sec Twp Rge County   |

|                        | U LIOU  | <u>Vii bee</u> | 500   | 1 11 12 | <u> </u> | county |
|------------------------|---------|----------------|-------|---------|----------|--------|
| 1                      | 1       | SWNENW         | 31    | 21N     | 23E      | FERGUS |
| Period of Diversi      | on: JAN | JARY 1 TO DE   | CEMB  | ER 31   |          |        |
| <b>Diversion Means</b> | : WEL   | .L             |       |         |          |        |
| Period of Use:         | JANU    | JARY 1 TO DEC  | CEMBE | R 31    |          |        |

#### \*Place of Use:

| ID | Acres Govt Lot | <u>Qtr Sec</u> | <u>Sec</u> | Twp | <b><u>Rge</u></b> County |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  | 1              | SWNENW         | 31         | 21N | 23E FERGUS               |

#### 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.

64764-00 64765-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 6476  | <b>5-00</b> S           | TATEM            | ENT OF     | = CLA | AIM                     |
|---------------------------|--|-------------------------|------------------|------------|-------|-------------------------|
|                           | Version:   | 1 ORIO                  | GINAL F          | RIGHT      |       |                         |
|                           |  | Status:                 | AC               | TIVE       |       |                         |
| Owners:                   | USA (DEP <sup>-</sup><br>5001 SOU <sup>-</sup><br>BILLINGS,  | FHGATE [                | DR               | BUREA      | U OF  | LAND MGMT)              |
| <b>*Priority Date:</b>    | NOVEMBE  | R 24, 196               | 67               |            |       |                         |
|                           | THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE<br>DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER<br>APPROPRIATION ( GW2 ). THE PRIORITY DATE MAY BE CONTESTED BY<br>PROPER OBJECTION. |                         |                  |            |       |                         |
| *Type of Historical Right | : FILED  |                         |                  |            |       |                         |
| Purpose(use):             | WILDLIFE   |                         |                  |            |       |                         |
| Flow Rate:                | 3.01 GPM   |                         |                  |            |       |                         |
| Volume:                   | 4.55 AC-F1   | -                       |                  |            |       |                         |
| Source Name:              | GROUNDV  | VATER                   |                  |            |       |                         |
| Source Type:              | GROI   | JNDWAT                  | ER               |            |       |                         |
|                           | ALSO KNC   | WN AS F                 | ARGO             | WELL       |       |                         |
| *Point of Diversion and I | Means of Div   | ersion:                 |                  |            |       |                         |
| ID Govt ]                 | 1 SV   | <u>Qtr Sec</u><br>VNENW | <u>Sec</u><br>31 | 21N        |       | <u>County</u><br>FERGUS |
| Period of Diversion       | USELL  | 1 TO DE                 | CEMBE            | R 31       |       |                         |
| Diversion Means:          |  |                         |                  | 101        |       |                         |
| Period of Use:            | JANUARY  | TIODEC                  |                  | 51         |       |                         |
| *Place of Use:            |  | 0 0                     | G                | m          | n     |                         |
| ID <u>Acres Govt I</u>    |  | <u>Qtr Sec</u>          | <u>Sec</u>       | <u>Twp</u> |       | County                  |
| 1                         | 1 SV   | VNENW                   | 31               | 21N        | 23E   | FERGUS                  |

#### 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.

64764-00 64765-00

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64766-00                                     | STATEMENT C                                       | DF CLAIM                               |                |
|---|---|---|--|----------------|
|   | Version: 1 C                                      | RIGINAL RIGHT                                     |  |                |
|   | Statu   | s: ACTIVE   |  |                |
| Owners:                                 | USA (DEPT OF I<br>5001 SOUTHGA<br>BILLINGS, MT 59 | FE DR   | AU OF LAND MGMT)                       |                |
| <b>Priority Date:</b>                   | FEBRUARY 28, <sup>2</sup>                         | 973   |  |                |
| Type of Historical Right                | USE   |   |  |                |
| Purpose(use):                           | WILDLIFE  |   |  |                |
| *Flow Rate:                             | A SPECIFIC FLC<br>ONSTREAM RES                    | -   | OT BEEN DECREED FOR THIS               | USE FROM THIS  |
| Volume:                                 | 4.70 AC-FT  |   |  |                |
| Source Name:                            | UNNAMED TRIE                                      | UTARY OF CAR                                      | TER COULEE                             |                |
| Source Type:                            | SURFACE   | WATER   |  |                |
| *Point of Diversion and I               | Ieans of Diversion                                |   |  |                |
| <u>ID</u> <u>Govt I</u>                 | <u>.ot</u> <u>Qtr S</u>                           | ec <u>Sec</u> <u>Twp</u>                          | <u>Rge</u> <u>County</u>               |                |
| 1                                       | NWNES   |   | 24E FERGUS                             |                |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO<br>DAM                             | DECEMBER 31                                       |  |                |
|   |   |   |  |                |
| *Reservoir: ONS                         | STREAM  |   |  |                |
| <u>Govt I</u>                           | ot <u>Qtr S</u><br>NWNES                          | $\frac{ec}{N} = \frac{Sec}{23} = \frac{Twp}{21N}$ | <u>Rge</u> <u>County</u><br>24E FERGUS |                |
| Diversion to R                          | eservoir: DIVEF                                   | RSION # 1   |  |                |
| Dam Height:                             | 8.00  | ) FEET  |  |                |
| Depth:                                  | 5.00  | ) FEET  |  |                |
| Surface Area:                           | 0.20  | ) ACRES   |  |                |
| Capacity:                               | 0.40  | ) ACRE-FEET                                       |  |                |
|   | THE CAPACITY, DNRC.                               | DAM HEIGHT, A                                     | ND SURFACE AREA HAVE BEE               | N ESTIMATED BY |

APRIL 25, 2014

40EJ 64766-00

Page 2 of 2

**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 | <b><u>Rge</u></b> <u>County</u> |
|----|-----------------------|----------------|------------|-----|---------------------------------|
| 1  |                       | NWNESW         | 23         | 21N | 24E FERGUS                      |

### 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.

64766-00 64767-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:            | 40EJ 64767-00 STATEMENT OF CLAIM  |
|--------------------------------|---|
|                                | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
| 0                              |   |
| Owners:                        | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                 | FEBRUARY 28, 1973   |
| Type of Historical Right       | USE   |
| Purpose(use):                  | STOCK   |
| *Flow Rate:                    | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                        | 0.30 AC-FT  |
| Source Name:                   | UNNAMED TRIBUTARY OF CARTER COULEE  |
| Source Type:                   | SURFACE WATER   |
| *Point of Diversion and M      | Aeans of Diversion:   |
| $\underline{ID}$ <u>Govt I</u> |   |
| 1<br>Period of Diversion       | NWNESW 23 21N 24E FERGUS<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:               | DAM   |
| *Reservoir: ONS                | STREAM  |
| <u>Govt I</u>                  | <u>Aot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNESW 23 21N 24E FERGUS  |
| Diversion to R                 |   |
| Dam Height:                    | 8.00 FEET<br>5.00 FEET  |
| Depth:<br>Surface Area:        | 0.20 ACRES  |
| Capacity:                      | 0.40 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWNESW
 23
 21N
 24E
 FERGUS

#### **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.

64766-00 64767-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64768-00                                     | STATEMENT C                                       | DF CLAIM                        |                       |
|---------------------------|---|---|---------------------------------|-----------------------|
|                           | Version: 1 C                                      | RIGINAL RIGHT                                     |                                 |                       |
|                           | Statu   | Is: ACTIVE  |                                 |                       |
| Owners:                   | USA (DEPT OF I<br>5001 SOUTHGA<br>BILLINGS, MT 59 | TE DR   | AU OF LAND MGMT)                |                       |
| Priority Date:            | SEPTEMBER 16                                      | , 1959  |                                 |                       |
| Type of Historical Right  | FILED   |   |                                 |                       |
| Purpose(use):             | WILDLIFE  |   |                                 |                       |
| *Flow Rate:               | A SPECIFIC FLC<br>ONSTREAM RES                    |   | OT BEEN DECREED FO              | OR THIS USE FROM THIS |
| Volume:                   | 2.70 AC-FT  |   |                                 |                       |
| Source Name:              | UNNAMED TRI                                       | BUTARY OF DOV                                     | VNER COULEE                     |                       |
| Source Type:              | SURFACE   | WATER   |                                 |                       |
| *Point of Diversion and M | Ieans of Diversion                                | :   |                                 |                       |
| <u>ID</u> <u>Govt I</u>   |   |   | <u>Rge</u> <u>County</u>        |                       |
| 1<br>Period of Diversion  |   | -   | 24E FERGUS                      |                       |
| Diversion Means:          | DAM   | DECEINIDER 31                                     |                                 |                       |
| *Reservoir: ONS           | STREAM  |   |                                 |                       |
| <u>Govt I</u>             | ot Qtr S<br>SESWN                                 | $\frac{ec}{W} = \frac{Sec}{34} = \frac{Twp}{21N}$ | Rge <u>County</u><br>24E FERGUS |                       |
| Diversion to R            | eservoir: DIVE                                    | RSION # 1   |                                 |                       |
| Dam Height:               |   | 0 FEET  |                                 |                       |
| Depth:                    | 5.0   | 0 FEET  |                                 |                       |
| Surface Area:             |   | 0 ACRES   |                                 |                       |
| Capacity:                 | 1.0   | 0 ACRE-FEET                                       |                                 |                       |
|                           | THE CAPACITY,<br>DNRC.                            | DAM HEIGHT, A                                     | ND SURFACE AREA H               | AVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64768-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcres Govt LotQtr SecSecTwpRgeCounty1SESWNW3421N24EFERGUS

### 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.

64768-00 64769-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64769-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | SEPTEMBER 16, 1959  |
| Type of Historical Right  | : FILED   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF DOWNER COULEE  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariad of Divarsion  | SESWNW 34 21N 24E FERGUS<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNW 34 21N 24E FERGUS  |
| Diversion to R            |   |
| Dam Height:               | 8.00 FEET   |
| Depth:<br>Surface Area:   | 5.00 FEET<br>0.50 ACRES   |
| Capacity:                 | 1.00 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SESWNW
 34
 21N
 24E
 FERGUS

#### **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.

64768-00 64769-00

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| Water Right Number:       | 40EJ 64770-         | 00 STATEM                 | IENT OF CLA                      | NIM                                |
|---------------------------|---------------------|---------------------------|----------------------------------|------------------------------------|
|                           | Version: 1          | ORIGINAL I                | RIGHT                            |                                    |
|                           | S                   | status: AC                | TIVE                             |                                    |
| Owners:                   | 5001 SOUTH          |                           | BUREAU OF                        | LAND MGMT)                         |
| <b>Priority Date:</b>     | FEBRUARY            | 28, 1973                  |                                  |                                    |
| Type of Historical Right  | :USE                |                           |                                  |                                    |
| Purpose(use):             | WILDLIFE            |                           |                                  |                                    |
| *Flow Rate:               |                     | FLOW RATE H<br>RESERVOIR. | HAS NOT BE                       | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                   | 7.70 AC-FT          |                           |                                  |                                    |
| *Source Name:             | UNNAMED -           | TRIBUTARY O               | F FITZNER (                      | COULEE                             |
| Source Type:              | SURFA               | CE WATER                  |                                  |                                    |
| *Point of Diversion and I | Means of Divers     | sion:                     |                                  |                                    |
| <u>ID</u> <u>Govt l</u>   |                     | tr Sec Sec                |                                  | County                             |
| 1<br>Period of Diversion  |                     | SESW 19                   | -                                | FERGUS                             |
| Diversion Means:          | DAM                 |                           | K 31                             |                                    |
| *Reservoir: ON            | STREAM              |                           |                                  |                                    |
| <u>Govt I</u>             | Lot Q<br>SWS        | tr Sec Sec<br>SESW 19     | <u>Twp</u> <u>Rge</u><br>21N 25E | <u>County</u><br>FERGUS            |
| Diversion to R            | eservoir: DI        | VERSION # 1               |                                  |                                    |
| Dam Height:               |                     | 8.00 FEET                 |                                  |                                    |
| Depth:                    |                     | 5.00 FEET                 |                                  |                                    |
| Surface Area:             |                     | 0.10 ACRES                |                                  |                                    |
| Capacity:                 |                     | 0.20 ACRE-F               | EET                              |                                    |
|                           | THE CAPACI<br>DNRC. | TY, DAM HEIG              | GHT, AND SU                      | JRFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64770-00

Page 2 of 2

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         |                       | SWSESW         | 19         | 21N | 25E FERGUS |

### 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.

64770-00 64771-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:   |   |  |  |  |  |  |  |
|---|---|--|--|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |  |  |
| Priority Date:  | FEBRUARY 28, 1973   |  |  |  |  |  |  |
| Type of Historical Right  | t: USE  |  |  |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |  |  |
| Volume:   | 0.30 AC-FT  |  |  |  |  |  |  |
| *Source Name:   | UNNAMED TRIBUTARY OF FITZNER COULEE   |  |  |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |  |  |
| *Point of Diversion and I<br><u>ID</u> <u>Govt I</u>                  | *Point of Diversion and Means of Diversion:   |  |  |  |  |  |  |
| 1   | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSESW 19 21N 25E FERGUS  |  |  |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |  |  |  |
| *Reservoir: ONSTREAM  |   |  |  |  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSESW 19 21N 25E FERGUS   |  |  |  |  |  |  |
| Diversion to Reservoir: DIVERSION # 1                                 |   |  |  |  |  |  |  |
| Dam Height:   | 8.00 FEET   |  |  |  |  |  |  |
| Depth:<br>Surface Area:   | 5.00 FEET<br>0.10 ACRES   |  |  |  |  |  |  |
| Capacity:   | 0.20 ACRE-FEET  |  |  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | SWSESW         | 19  | 21N | 25E FERGUS |

#### **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.

64770-00 64771-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64772                            | 2-00                    | STATEM           | IENT O            | F CLA                             | IM                                |  |
|---|---------------------------------------|-------------------------|------------------|-------------------|-----------------------------------|-----------------------------------|--|
|   | Version:                              | 1 OR                    | IGINAL           | RIGHT             |                                   |                                   |  |
|   |                                       | Status:                 | AC               | TIVE              |                                   |                                   |  |
| Owners:   | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE                   | DR               | BUREA             | U OF                              | LAND MGMT)                        |  |
| <b>Priority Date:</b>   | JULY 5, 1939                          |                         |                  |                   |                                   |                                   |  |
| Type of Historical Right  | :USE                                  |                         |                  |                   |                                   |                                   |  |
| Purpose(use):   | WILDLIFE                              |                         |                  |                   |                                   |                                   |  |
| *Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE<br>ONSTREAM RESERVOIR. |                                       |                         |                  |                   | EN DECREED FOR THIS USE FROM THIS |                                   |  |
| Volume:   | 1.70 AC-FT                            |                         |                  |                   |                                   |                                   |  |
| *Source Name:   | UNNAMED                               | TRIBU                   | TARY O           | F HAIN            | ES CO                             | DULEE                             |  |
| Source Type:  | SURF                                  | ACE W                   | ATER             |                   |                                   |                                   |  |
| *Point of Diversion and N   | Means of Dive                         | ersion:                 |                  |                   |                                   |                                   |  |
| $\underline{ID}$ <u>Govt I</u>  |                                       | <u>Qtr Sec</u>          |                  | Twp               |                                   | County                            |  |
| 1<br>Pariad of Diversion  |                                       | 2SESW                   | 23<br>ECEMBE     | 21N               | 25E                               | FERGUS                            |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM                     |                                       |                         |                  |                   |                                   |                                   |  |
| Reservoir: ONS  | STREAM                                |                         |                  |                   |                                   |                                   |  |
| <u>Govt I</u>   | <u>Lot</u><br>E2                      | <u>Qtr Sec</u><br>2SESW | <u>Sec</u><br>23 | <u>Twp</u><br>21N | <u>Rge</u><br>25E                 | <u>County</u><br>FERGUS           |  |
| Diversion to R  | eservoir: [                           | DIVERS                  | ION # 1          |                   |                                   |                                   |  |
| Dam Height:   |                                       |                         | FEET             |                   |                                   |                                   |  |
| Depth:  |                                       | 2.00                    | FEET             |                   |                                   |                                   |  |
| Surface Area:   |                                       |                         | ACRES            |                   |                                   |                                   |  |
| Capacity:   |                                       | 0.16                    | ACRE-F           | EET               |                                   |                                   |  |
|   | THE CAPAO<br>DNRC.                    | CITY, D                 | AM HEI           | GHT, AN           | ID SU                             | RFACE AREA HAVE BEEN ESTIMATED BY |  |

APRIL 25, 2014

40EJ 64772-00

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         |                | E2SESW         | 23         | 21N | 25E FERGUS               |

### 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.

64772-00 64773-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

| Water Right Number:   | 40EJ 6477   | <b>′3-00</b> S                     | STATEM           | ENT O             | F CLA             | IM                      |  |
|---|---|------------------------------------|------------------|-------------------|-------------------|-------------------------|--|
|   | Version:  | 1 ORI                              | GINAL I          | RIGHT             |                   |                         |  |
|   |   | Status:                            | AC               | TIVE              |                   |                         |  |
| Owners:   | USA (DEP<br>5001 SOU<br>BILLINGS,   | THGATE                             | DR               | BUREA             | U OF              | LAND MGMT)              |  |
| <b>Priority Date:</b>   | JULY 5, 1939  |                                    |                  |                   |                   |                         |  |
| Type of Historical Right  | :USE  |                                    |                  |                   |                   |                         |  |
| Purpose(use):   | STOCK   |                                    |                  |                   |                   |                         |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |                                    |                  |                   |                   |                         |  |
| Volume:   | 0.30 AC-F   | Г                                  |                  |                   |                   |                         |  |
| *Source Name:   | UNNAMED   | UNNAMED TRIBUTARY OF HAINES COULEE |                  |                   |                   |                         |  |
| Source Type:  | SURFACE WATER   |                                    |                  |                   |                   |                         |  |
| *Point of Diversion and I   | Means of Div  | ersion:                            |                  |                   |                   |                         |  |
| $\frac{ID}{1}$ Govt 1   |   | <u>Qtr Sec</u><br>2SESW            | <u>Sec</u><br>23 | <u>Twp</u><br>21N |                   | <u>County</u><br>FERGUS |  |
| <b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31<br><b>Diversion Means:</b> DAM |   |                                    |                  |                   |                   |                         |  |
| *Reservoir: ON  | STREAM  |                                    |                  |                   |                   |                         |  |
| <u>Govt I</u>   |   | Qtr Sec<br>2SESW                   | <u>Sec</u><br>23 | <u>Twp</u><br>21N | <u>Rge</u><br>25E | <u>County</u><br>FERGUS |  |
| Diversion to Reservoir: DIVERSION # 1   |   |                                    |                  |                   |                   |                         |  |
| Dam Height:   |   | 5.00                               |                  |                   |                   |                         |  |
| Depth:<br>Surface Area:   |   | 2.00                               | ACRES            |                   |                   |                         |  |
| Capacity:   |   |                                    | ACRE-F           | EET               |                   |                         |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | E2SESW         | 23  | 21N | 25E FERGUS |

#### **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.

64772-00 64773-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64774-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | JULY 19, 1962   |
| Type of Historical Right  | t: FILED  |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 2.70 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF CARROLL COULEE   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Domined of Diversion | NESESE 23 21N 25E FERGUS<br>1: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESESE 23 21N 25E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 10.00 FEET  |
| Depth:                    | 7.00 FEET   |
| Surface Area:             |   |
| Capacity:                 | 0.28 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014

40EJ 64774-00

Page 2 of 2

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  |                | NESESE         | 23         | 21N | 25E FERGUS |

#### 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.

64774-00 64775-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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>40EJ 64775-00</b> STATEMENT OF CLAIM   |
|--|---|
|  | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | JULY 19, 1962   |
| Type of Historical Right   | : FILED   |
| Purpose(use):  | STOCK   |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.30 AC-FT  |
| Source Name:   | UNNAMED TRIBUTARY OF CARROLL COULEE   |
| Source Type:   | SURFACE WATER   |
| *Point of Diversion and P<br><u>ID</u> <u>Govt 1</u><br>1<br>Period of Diversion<br>Diversion Means: |   |
| *Reservoir: ON   | STREAM  |
| <u>Govt I</u>  | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESESE 23 21N 25E FERGUS  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:                                | eservoir: DIVERSION # 1<br>10.00 FEET<br>7.00 FEET<br>0.10 ACRES<br>0.28 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | NESESE         | 23         | 21N | 25E FERGUS               |

#### **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.

64774-00 64775-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | <b>40EJ 64776-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |
|---|---|
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>                   | JULY 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.30 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF MISSOURI RIVER   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| ID Govt 1                               | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENW 23 21N 25E FERGUS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENW 23 21N 25E FERGUS   |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 12.00 FEET  |
| Depth:<br>Surface Area:                 | 9.00 FEET<br>0.50 ACRES   |
| Capacity:                               | 1.80 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 SWSENW 23 21N 25E FERGUS

#### **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.

64776-00 64777-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64777-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>   | JULY 31, 1960   |
| Type of Historical Right  | : USE   |
| Purpose(use):   | WILDLIFE  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:   | 2.70 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF MISSOURI RIVER   |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and I   | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>   |   |
| 1   | SWSENW 23 21N 25E FERGUS  |
| Diversion Means:  | I: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
|   | STREAM  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENW 23 21N 25E FERGUS |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 12.00 FEET<br>9.00 FEET<br>0.50 ACRES<br>1.80 ACRE-FEET                                       |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014

40EJ 64777-00

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         |                | SWSENW         | 23         | 21N | 25E FERGUS               |

#### 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.

64776-00 64777-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

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

Capacity:

### PRELIMINARY DECREE MISSOURI RIVER, BETWEEN BULLWHACKER CREEK & MUSSELSHELL RIVER BASIN 40EJ ABSTRACT OF WATER RIGHT CLAIM

#### **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:                   | 40EJ 64778-00 STATEMENT OF CLAIM  |  |  |  |  |
|---------------------------------------|---|--|--|--|--|
|                                       | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|                                       | Status: ACTIVE  |  |  |  |  |
| Owners:                               | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| Priority Date:                        | AUGUST 31, 1960   |  |  |  |  |
| Type of Historical Right              | it: USE   |  |  |  |  |
| Purpose(use):                         | STOCK   |  |  |  |  |
| *Flow Rate:                           | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:                               | 0.30 AC-FT  |  |  |  |  |
| Source Name:                          | HAINES COULEE   |  |  |  |  |
| Source Type:                          | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and I             | Means of Diversion:   |  |  |  |  |
| ID Govt                               | LotQtr SecSecTwpRgeCountyNWSESW2321N25EFERGUS   |  |  |  |  |
|                                       | n: JANUARY 1 TO DECEMBER 31   |  |  |  |  |
| <b>Diversion Means:</b>               | DAM   |  |  |  |  |
| *Reservoir: ON                        | ISTREAM   |  |  |  |  |
| <u>Govt 1</u>                         | LotQtr SecSecTwpRgeCountyNWSESW2321N25EFERGUS   |  |  |  |  |
| Diversion to Reservoir: DIVERSION # 1 |   |  |  |  |  |
| Dam Height:                           | 8.00 FEET   |  |  |  |  |
| Depth:                                | 5.00 FEET   |  |  |  |  |
| Surface Area:                         | : 0.10 ACRES  |  |  |  |  |

0.20 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | NWSESW         | 23  | 21N | 25E FERGUS |

#### **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.

64778-00 64779-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64779-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669           |
| Priority Date:            | AUGUST 31, 1960  |
| Type of Historical Right  | :USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                 |
| Volume:                   | 1.70 AC-FT   |
| Source Name:              | HAINES COULEE  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1                         | NWSESW 23 21N 25E FERGUS   |
|                           | : JANUARY 1 TO DECEMBER 31   |
| <b>Diversion Means:</b>   | DAM  |
| *Reservoir: ONS           | STREAM   |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESW 23 21N 25E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 8.00 FEET  |
| Depth:                    | 5.00 FEET  |
| Surface Area:             | 0.10 ACRES   |
| Capacity:                 | 0.20 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                              |

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APRIL 25, 2014 40EJ 64779-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | NWSESW         | 23         | 21N | 25E FERGUS               |

#### 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.

64778-00 64779-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64780-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | APRIL 30, 1942  |
| Type of Historical Right  | t: USE  |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 1.70 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF CARROLL COULEE   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| ID Govt 1                 |   |
| 1                         | SWNESW 27 21N 25E FERGUS  |
|                           | n: JANUARY 1 TO DECEMBER 31   |
| <b>Diversion Means:</b>   | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESW 27 21N 25E FERGUS |
| Diversion to R            | Reservoir: DIVERSION # 1  |
| Dam Height:               | 12.00 FEET  |
| Depth:                    | 9.00 FEET   |
| Surface Area:             | 0.30 ACRES  |
| Capacity:                 | 1.08 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

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APRIL 25, 2014 40EJ 64780-00

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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 County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | SWNESW         | 27         | 21N | 25E FERGUS |

#### 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.

64780-00 64781-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:         | 40EJ 64781-00 STATEMENT OF CLAIM  |  |
|-----------------------------|---|--|
|                             | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |
|                             |   |  |
| Owners:                     | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |
| Priority Date:              | APRIL 30, 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:                     | 0.30 AC-FT  |  |
| Source Name:                | UNNAMED TRIBUTARY OF CARROLL COULEE   |  |
| Source Type:                | SURFACE WATER   |  |
| *Point of Diversion and I   | Means of Diversion:   |  |
| <u>ID</u> <u>Govt I</u>     |   |  |
| 1<br>Dominal of Dividuation | SWNESW 27 21N 25E FERGUS<br>I: JANUARY 1 TO DECEMBER 31   |  |
| Diversion Means:            | DAM   |  |
| *Reservoir: ON              | STREAM  |  |
| <u>Govt I</u>               | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESW 27 21N 25E FERGUS   |  |
| Diversion to R              | eservoir: DIVERSION # 1   |  |
| Dam Height:                 | 12.00 FEET  |  |
| Depth:<br>Surface Area:     | 9.00 FEET<br>0.30 ACRES   |  |
| Capacity:                   | 1.08 ACRE-FEET  |  |

THE CAPACITY, DAM HEIGHT, 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> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | SWNESW         | 27         | 21N | 25E FERGUS               |

#### **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.

64780-00 64781-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64782-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|---|---|
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | FEBRUARY 28, 1973   |
| Type of Historical Right  | t: USE  |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-FT  |
| Source Name:<br>Source Type:  | UNNAMED TRIBUTARY OF HAINES COULEE<br>SURFACE WATER   |
| <b>Diversion Means:</b>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENENE 28 21N 25E FERGUS<br>n: JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON<br><u>Govt 1</u>                                       | STREAM<br><u>Lot Qtr Sec Sec Twp Rge County</u><br>SENENE 28 21N 25E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.10 ACRES<br>0.20 ACRE-FEET   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | SENENE         | 28  | 21N | 25E FERGUS |

#### **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.

64782-00 64783-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64783-00 STATEMENT OF CLAIM   |                               |
|---|--|-------------------------------|
|   | Version: 1 ORIGINAL RIGHT  |                               |
|   | Status: ACTIVE   |                               |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   | MGMT)                         |
| <b>Priority Date:</b>                   | FEBRUARY 28, 1973  |                               |
| Type of Historical Right                | USE  |                               |
| Purpose(use):                           | WILDLIFE   |                               |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DE<br>ONSTREAM RESERVOIR.                            | CREED FOR THIS USE FROM THIS  |
| Volume:                                 | 6.70 AC-FT   |                               |
| Source Name:                            | UNNAMED TRIBUTARY OF HAINES COULE  | <u> </u>                      |
| Source Type:                            | SURFACE WATER  |                               |
| *Point of Diversion and I               | eans of Diversion:   |                               |
| ID Govt 1                               |  |                               |
| 1                                       | SENENE 28 21N 25E FER  | GUS                           |
| Period of Diversion<br>Diversion Means: | JANUARY 1 TO DECEMBER 31<br>DAM  |                               |
|   |  |                               |
|   | TREAM  |                               |
| <u>Govt I</u>                           | t <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>Coun</u><br>SENENE 28 21N 25E FER | ty<br>GUS                     |
| Diversion to R                          | ervoir: DIVERSION # 1  |                               |
| Dam Height:                             | 8.00 FEET  |                               |
| Depth:                                  | 5.00 FEET  |                               |
| Surface Area:                           | 0.10 ACRES   |                               |
| Capacity:                               | 0.20 ACRE-FEET   |                               |
|   | THE CAPACITY, DAM HEIGHT, AND SURFAC<br>DNRC.  | E AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64783-00

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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         |                | SENENE         | 28         | 21N | 25E FERGUS               |

#### 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.

64782-00 64783-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:       | 40EJ 64784-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | APRIL 16, 1969  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| *Source Name:             | UNNAMED TRIBUTARY OF MISSOURI RIVER   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariad of Divarsion  | NENENE 1 22N 21E FERGUS<br>: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENENE 1 22N 21E FERGUS  |
| Diversion to R            |   |
| Dam Height:               | 8.00 FEET   |
| Depth:<br>Surface Area:   | 5.00 FEET<br>0.10 ACRES   |
| Capacity:                 | 0.20 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NENENE
 1
 22N
 21E
 FERGUS

#### **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.

64784-00 64785-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 64785                            | 5-00 STA                    | TEMENT C  | F CLAI            | Μ                                 |
|---|---------------------------------------|-----------------------------|---|-------------------|-----------------------------------|
|   | Version:                              | 1 ORIGIN                    | AL RIGHT  |                   |                                   |
|   |                                       | Status:                     | ACTIVE  |                   |                                   |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, M | HGATE DR                    |   | AU OF I           | LAND MGMT)                        |
| <b>Priority Date:</b>                   | APRIL 16, 1                           | 969                         |   |                   |                                   |
| Type of Historical Right                | :USE                                  |                             |   |                   |                                   |
| Purpose(use):                           | WILDLIFE                              |                             |   |                   |                                   |
| *Flow Rate:                             | A SPECIFIC                            |                             |   | OT BEE            | IN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 0.70 AC-FT                            |                             |   |                   |                                   |
| *Source Name:                           | UNNAMED                               | TRIBUTAR                    | Y OF MISS   | SOURII            | RIVER                             |
| Source Type:                            | SURF                                  | ACE WATE                    | २   |                   |                                   |
| *Point of Diversion and I               | Means of Dive                         | rsion:                      |   |                   |                                   |
| <u>ID</u> <u>Govt</u>                   |                                       | <u>Qtr Sec</u> <u>Se</u>    |   |                   | County                            |
| 1                                       |                                       |                             | 1 22N   | 21E               | FERGUS                            |
| Period of Diversion<br>Diversion Means: | DAM                                   | 1 TO DECEI                  | MBER 31   |                   |                                   |
|   |                                       |                             |   |                   |                                   |
|   | STREAM                                |                             |   |                   |                                   |
| <u>Govt I</u>                           | Lot N                                 | <u>Qtr Sec</u> Sec<br>ENENE | $\frac{\mathbf{c}}{1}$ $\frac{\mathbf{Twp}}{22N}$ | <u>Rge</u><br>21E | <u>County</u><br>FERGUS           |
| Diversion to R                          | eservoir: [                           | DIVERSION                   | # 1   |                   |                                   |
| Dam Height:                             |                                       | 8.00 FEE                    | T   |                   |                                   |
| Depth:                                  |                                       | 5.00 FEE                    | Т   |                   |                                   |
| Surface Area:                           |                                       | 0.10 ACF                    | RES   |                   |                                   |
| Capacity:                               |                                       | 0.20 ACF                    | RE-FEET   |                   |                                   |
|   | THE CAPAC<br>DNRC.                    | CITY, DAM H                 | HEIGHT, A   | ND SUI            | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64785-00

Page 2 of 2

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  |                | NENENE         | 1          | 22N | 21E FERGUS               |

#### 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.

64784-00 64785-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64786-0                               | 0 STATEN                       | IENT OF C                     | LAIM                         |                  |
|---------------------------|--|--------------------------------|-------------------------------|------------------------------|------------------|
|                           | Version: 1 -                               | - ORIGINAL I                   | RIGHT                         |                              |                  |
|                           | St   | atus: AC                       | TIVE                          |                              |                  |
| Owners:                   | USA (DEPT O<br>5001 SOUTHO<br>BILLINGS, MT | GATE DR                        | BUREAU C                      | OF LAND MGMT)                |                  |
| Priority Date:            | OCTOBER 31                                 | 1950                           |                               |                              |                  |
| Type of Historical Right  | :USE                                       |                                |                               |                              |                  |
| Purpose(use):             | WILDLIFE                                   |                                |                               |                              |                  |
| *Flow Rate:               | A SPECIFIC F<br>ONSTREAM R                 |                                | HAS NOT E                     | EEN DECREED FOR THI          | S USE FROM THIS  |
| Volume:                   | 2.70 AC-FT                                 |                                |                               |                              |                  |
| Source Name:              | UNNAMED TI                                 | RIBUTARY O                     | F REED C                      | OULEE                        |                  |
| Source Type:              | SURFAC                                     | E WATER                        |                               |                              |                  |
| *Point of Diversion and M | Means of Diversi                           | on:                            |                               |                              |                  |
| <u>ID</u> <u>Govt I</u>   |  | r Sec Sec                      |                               | <u>ge</u> <u>County</u>      |                  |
| 1<br>Period of Diversion  |  |                                |                               | E FERGUS                     |                  |
| Diversion Means:          | DAM  |                                | K 31                          |                              |                  |
| *Reservoir: ONS           | STREAM                                     |                                |                               |                              |                  |
| <u>Govt I</u>             | <u>Lot Qt</u><br>NEN                       | <u>Sec</u> <u>Sec</u><br>ENE 2 | <u>Twp</u> <u>R</u><br>22Ν 21 | <u>ge County</u><br>E FERGUS |                  |
| Diversion to R            | eservoir: DI∖                              | ERSION # 1                     |                               |                              |                  |
| Dam Height:               | g  | .00 FEET                       |                               |                              |                  |
| Depth:                    | 6  | .00 FEET                       |                               |                              |                  |
| Surface Area:             |  | .30 ACRES                      |                               |                              |                  |
| Capacity:                 | C  | .72 ACRE-F                     | EET                           |                              |                  |
|                           | THE CAPACIT<br>DNRC.                       | Y, DAM HEIC                    | GHT, AND S                    | SURFACE AREA HAVE BI         | EEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64786-00

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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         |                | NENENE         | 2          | 22N | 21E FERGUS               |

#### 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.

64786-00 64787-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64787-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |
|---|---|--|--|--|
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:  | OCTOBER 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:   | 0.30 AC-FT  |  |  |  |
| Source Name:<br>Source Type:  | UNNAMED TRIBUTARY OF REED COULEE<br>SURFACE WATER   |  |  |  |
| <b>Diversion Means:</b>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENENE 2 22N 21E FERGUS<br>n: JANUARY 1 TO DECEMBER 31<br>DAM  |  |  |  |
| *Reservoir: ON<br><u>Govt 1</u>                                       | STREAM<br>Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NENENE 2 22N 21E FERGUS   |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>9.00 FEET<br>6.00 FEET<br>0.30 ACRES<br>0.72 ACRE-FEET   |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NENENE
 2
 22N
 21E
 FERGUS

#### **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.

64786-00 64787-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64788         | -00 STATEN                               | MENT OF           | CLAIM                                 |                             |
|---|--------------------|--|-------------------|---------------------------------------|-----------------------------|
|   | Version: 1         | ORIGINAL                                 | RIGHT             |                                       |                             |
|   | S                  | Status: A                                | CTIVE             |                                       |                             |
| Owners:   | 5001 SOUTH         | OF INTERIOR<br>IGATE DR<br>IT 59101 4669 |                   | OF LAND M                             | GMT)                        |
| <b>Priority Date:</b>   | FEBRUARY           | 28, 1965                                 |                   |                                       |                             |
| Type of Historical Right  | :USE               |  |                   |                                       |                             |
| Purpose(use):   | WILDLIFE           |  |                   |                                       |                             |
| *Flow Rate:   |                    | FLOW RATE<br>RESERVOIR                   |                   | BEEN DECF                             | REED FOR THIS USE FROM THIS |
| Volume:   | 4.70 AC-FT         |  |                   |                                       |                             |
| Source Name:  | UNNAMED            | TRIBUTARY (                              | OF TWO C          | ALF CREEK                             |                             |
| Source Type:  | SURFA              | CE WATER                                 |                   |                                       |                             |
| *Point of Diversion and I   | Means of Diver     | sion:                                    |                   |                                       |                             |
| <u>ID</u> <u>Govt I</u>   |                    | <u>Otr Sec</u> <u>Sec</u>                |                   | Rge County                            |                             |
| 1   |                    | IWSW 15                                  |                   | 21E FERGU                             | S                           |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |                    |  |                   |                                       |                             |
| *Reservoir: ONS   | STREAM             |  |                   |                                       |                             |
| <u>Govt I</u>   |                    | <u>Otr Sec</u><br>IWSW 15                | <u>Twp</u><br>22N | <u>Rge</u> <u>County</u><br>21E FERGU | S                           |
| Diversion to R  | eservoir: D        | IVERSION # 1                             |                   |                                       |                             |
| Dam Height:   |                    | 12.00 FEET                               |                   |                                       |                             |
| Depth:  |                    | 9.00 FEET                                |                   |                                       |                             |
| Surface Area:   |                    | 1.30 ACRES                               |                   |                                       |                             |
| Capacity:   |                    | 4.68 ACRE-                               |                   |                                       |                             |
|   | THE CAPAC<br>DNRC. | ITY, DAM HEI                             | GHT, ANE          | SURFACE                               | AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64788-00

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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 County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | E2NWSW         | 15         | 22N | 21E FERGUS |

#### 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.

64788-00 64789-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64789-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | FEBRUARY 28, 1965   |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF TWO CALF CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Period of Diversion  | E2NWSW 15 22N 21E FERGUS<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>E2NWSW 15 22N 21E FERGUS  |
| Diversion to R            |   |
| Dam Height:               | 12.00 FEET  |
| Depth:<br>Surface Area:   | 9.00 FEET<br>1.30 ACRES   |
| Capacity:                 | 4.68 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 E2NWSW
 15
 22N
 21E
 FERGUS

#### **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.

64788-00 64789-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64790-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |  |  |  |
| <b>Priority Date:</b>   | AUGUST 31, 1964   |  |  |  |
| Type of Historical Right  | : USE   |  |  |  |
| Purpose(use):   | WILDLIFE  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |  |  |  |
| Volume:   | 0.70 AC-FT  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF TWO CALF CREEK   |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |
| <u>ID</u> <u>Govt 1</u>   |   |  |  |  |
| 1   | SENENE 20 22N 21E FERGUS  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
|   | STREAM  |  |  |  |
|   |   |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENENE 20 22N 21E FERGUS |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 9.00 FEET<br>6.00 FEET<br>0.10 ACRES<br>0.24 ACRE-FEET  |  |  |  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |  |  |  |

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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 | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | SENENE         | 20         | 22N | 21E FERGUS               |

#### 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.

64790-00 64791-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:   | 40EJ 64791-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT   |  |  |  |
|---|---|--|--|--|
| Owners:   | Status: ACTIVE<br>USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:  | AUGUST 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:   | 0.30 AC-FT  |  |  |  |
| Source Name:<br>Source Type:  | UNNAMED TRIBUTARY OF TWO CALF CREEK<br>SURFACE WATER  |  |  |  |
| <b>Diversion Means:</b>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENENE 20 22N 21E FERGUS<br>n: JANUARY 1 TO DECEMBER 31<br>DAM   |  |  |  |
| *Reservoir: ON<br><u>Govt 1</u>                                       | STREAM<br><u>Lot Qtr Sec Sec Twp Rge County</u><br>SENENE 20 22N 21E FERGUS   |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>9.00 FEET<br>6.00 FEET<br>0.10 ACRES<br>0.24 ACRE-FEET   |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | SENENE         | 20  | 22N | 21E FERGUS               |

#### **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.

64790-00 64791-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64792-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>                   | NOVEMBER 19, 1953  |
| Type of Historical Right                | t: USE   |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                                 | 1.50 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF TWO CALF CREEK  |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Means of Diversion:  |
| <u>ID</u> <u>Govt</u>                   |  |
| 1                                       | SENWSE 23 22N 21E FERGUS   |
| Period of Diversion<br>Diversion Means: | n: JANUARY 1 TO DECEMBER 31<br>PIT   |
|   |  |
| *Reservoir: ON                          | STREAM Reservoir Name: WESTERMEYER DUGOUT  |
| <u>Govt 1</u>                           | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWSE 23 22N 21E FERGUS     |
| Diversion to R                          | Reservoir: DIVERSION # 1   |
| Dam Height:                             | 7.00 FEET  |
| Depth:                                  | 4.00 FEET  |
| Surface Area:                           | 0.15 ACRES   |
| Capacity:                               | 0.24 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

40EJ 64792-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SENWSE         | 23         | 22N | 21E FERGUS               |

### 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.

64792-00 64793-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 647                         | <b>93-00</b> S           | TATEM            | ENT O             | F CLA             | IM  |
|---|----------------------------------|--------------------------|------------------|-------------------|-------------------|---|
|   | Version:                         | 1 ORI                    | GINAL F          | RIGHT             |                   |   |
|   |                                  | Status:                  | AC               | TIVE              |                   |   |
| Owners:   | USA (DEF<br>5001 SOU<br>BILLINGS | THGATE                   | DR               | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>   | NOVEMB                           | ER 19, 19                | 53               |                   |                   |   |
| Type of Historical Right  | :USE                             |                          |                  |                   |                   |   |
| Purpose(use):   | STOCK                            |                          |                  |                   |                   |   |
| *Flow Rate:   | ONSTREA                          | M RESER                  | RVOIR.           | THE F             | LOW               | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-F                        | Т                        |                  |                   |                   |   |
| Source Name:  | UNNAME                           | D TRIBUT                 | FARY O           | F TWO             | CALF              | CREEK   |
| Source Type:  | SUR                              | FACE WA                  | TER              |                   |                   |   |
| *Point of Diversion and 1   | Means of Div                     | version:                 |                  |                   |                   |   |
| $\frac{\mathbf{ID}}{1}$ Govt  |                                  | <u>Qtr Sec</u><br>SENWSE | <u>Sec</u><br>23 | <u>Twp</u><br>22N |                   | <u>County</u><br>FERGUS   |
| Period of Diversion<br>Diversion Means:                               | ו: JANUAR<br>PIT                 | ( 1 TO DE                | CEMBE            | R 31              |                   |   |
| *Reservoir: ON  | STREAM                           | Reservo                  | ir Name          | : WES             | TERM              | IEYER DUGOUT  |
| <u>Govt </u> ]  |                                  | <u>Qtr Sec</u><br>SENWSE | <u>Sec</u><br>23 | <u>Twp</u><br>22N | <u>Rge</u><br>21E | <u>County</u><br>FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir:                        |                          | FEET             | EET               |                   |   |

THE CAPACITY, DAM HEIGHT, 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> | Sec | Twp | Rge County |
|----|----------------|----------------|-----|-----|------------|
| 1  |                | SENWSE         | 23  | 22N | 21E FERGUS |

#### **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.

64792-00 64793-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64794-00                                     | STATEMENT C  | OF CLAIM                               |                     |
|---|---|--|--|---------------------|
|   | Version: 1 C                                      | RIGINAL RIGHT  |  |                     |
|   | Statu   | s: ACTIVE  |  |                     |
| Owners:   | USA (DEPT OF I<br>5001 SOUTHGA<br>BILLINGS, MT 59 | TE DR  | AU OF LAND MGMT)                       |                     |
| <b>Priority Date:</b>   | DECEMBER 31,                                      | 1936   |  |                     |
| Type of Historical Right  | USE   |  |  |                     |
| Purpose(use):   | WILDLIFE  |  |  |                     |
| *Flow Rate:   | A SPECIFIC FLC<br>ONSTREAM RES                    | -  | OT BEEN DECREED FOR                    | THIS USE FROM THIS  |
| Volume:   | 11.70 AC-FT                                       |  |  |                     |
| Source Name:  | UNNAMED TRIE                                      | BUTARY OF TWO  | O CALF CREEK                           |                     |
| Source Type:  | SURFACE   | WATER  |  |                     |
| *Point of Diversion and I   | Ieans of Diversion                                | :  |  |                     |
| <u>ID</u> <u>Govt l</u>   |   |  |  |                     |
| 1   | NESEN   |  | 21E FERGUS                             |                     |
| Period of Diversion<br>Diversion Means:                               | DAM   | DECEMBER 31  |  |                     |
|   | STREAM  |  |  |                     |
|   |   | a m  |  |                     |
| <u>Govt I</u>   | ot <u>Qtr S</u><br>NESEN                          | $\frac{\text{ec}}{\text{W}} = \frac{\text{Sec}}{27} = \frac{\text{Twp}}{22\text{N}}$ | <u>Rge</u> <u>County</u><br>21E FERGUS |                     |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 6.00<br>3.00<br>0.20<br>0.24                      | RSION # 1<br>D FEET<br>D FEET<br>D ACRES<br>4 ACRE-FEET<br>DAM HEIGHT, A             | ND SURFACE AREA HAVE                   | E BEEN ESTIMATED BY |
|   | DNRC.   |  |  |                     |

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APRIL 25, 2014 40EJ 64794-00

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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         |                | NESENW         | 27         | 22N | 21E FERGUS |

#### 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.

64794-00 64795-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Version:       1 ORIGINAL RIGHT<br>Status:       ACTIVE         Owners:       USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669         Priority Date:       DECEMBER 31, 1936         Type of Historical Right:       USE         Purpose(use):       STOCK |        |  |  |  |
|---|--------|--|--|--|
| Owners:       USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669         Priority Date:       DECEMBER 31, 1936         Type of Historical Right: USE   |        |  |  |  |
| 5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669<br>Priority Date: DECEMBER 31, 1936<br>Type of Historical Right: USE   |        |  |  |  |
| Type of Historical Right: USE   |        |  |  |  |
|   |        |  |  |  |
| Burmaga(waa)a STOCK   |        |  |  |  |
| Purpose(use): STOCK   |        |  |  |  |
| *Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MI<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOS  | INIMUM |  |  |  |
| Volume: 0.30 AC-FT  |        |  |  |  |
| Source Name: UNNAMED TRIBUTARY OF TWO CALF CREEK  |        |  |  |  |
| Source Type: SURFACE WATER  |        |  |  |  |
| *Point of Diversion and Means of Diversion:   |        |  |  |  |
| IDGovt LotQtr SecSecTwpRgeCounty1NESENW2722N21EFERGUS   |        |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM   |        |  |  |  |
| *Reservoir: ONSTREAM  |        |  |  |  |
| Govt LotQtr SecSecTwpRgeCountyNESENW2722N21EFERGUS  |        |  |  |  |
| Diversion to Reservoir:DIVERSION # 1Dam Height:6.00FEETDepth:3.00FEETSurface Area:0.20ACRESCapacity:0.24ACRE-FEET   |        |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NESENW
 27
 22N
 21E
 FERGUS

#### **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.

64794-00 64795-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 64796-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669           |
| <b>Priority Date:</b>                   | OCTOBER 26, 1967   |
| Type of Historical Right                | USE  |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                 |
| Volume:                                 | 5.70 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF TWO CALF CREEK  |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Aeans of Diversion:  |
| <u>ID</u> <u>Govt 1</u>                 |  |
| 1                                       | SWNENW 27 22N 21E FERGUS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |  |
| *Reservoir: ONS                         | STREAM   |
| <u>Govt I</u>                           | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNENW 27 22N 21E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 9.00 FEET  |
| Depth:                                  | 6.00 FEET  |
| Surface Area:                           | 1.80 ACRES   |
| Capacity:                               | 4.32 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                              |

40EJ 64796-00

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         |                | SWNENW         | 27         | 22N | 21E FERGUS               |

### Remarks:

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64796-00 64797-00

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

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| Water Right Number:       | 40EJ 64797-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | OCTOBER 26, 1967  |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF TWO CALF CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Dericil of Direction | SWNENW 27 22N 21E FERGUS<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNENW 27 22N 21E FERGUS  |
| Diversion to R            |   |
| Dam Height:               | 9.00 FEET   |
| Depth:<br>Surface Area:   | 6.00 FEET<br>1.80 ACRES   |
| Capacity:                 | 4.32 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWNENW
 27
 22N
 21E
 FERGUS

#### **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.

64796-00 64797-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 64798-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|--|---|
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | NOVEMBER 30, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.30 AC-FT  |
| Source Name:<br>Source Type:   | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK<br>SURFACE WATER  |
| *Point of Diversion and<br><u>ID</u> <u>Govt</u><br>1<br>Period of Diversion<br>Diversion Means: |   |
| *Reservoir: ON<br><u>Govt</u>  | STREAM<br><u>Lot Qtr Sec Sec Twp Rge County</u><br>NENWSE 35 22N 21E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:                            | 7.00 FEET<br>4.00 FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:

 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot

 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 NENWSE
 35
 22N
 21E
 FERGUS

#### **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.

64798-00 64799-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64799-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>   | NOVEMBER 30, 1949   |
| Type of Historical Right  | USE   |
| Purpose(use):   | WILDLIFE  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.  |
| Volume:   | 1.70 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK   |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and I   | leans of Diversion:   |
| <u>ID</u> <u>Govt l</u>   |   |
| 1   | NENWSE 35 22N 21E FERGUS  |
| Diversion Means:  | : JANUARY 1 TO DECEMBER 31<br>DAM   |
|   | STREAM  |
|   |   |
| <u>Govt I</u>   | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSE 35 22N 21E FERGUS  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | servoir: DIVERSION # 1<br>7.00 FEET<br>4.00 FEET<br>0.50 ACRES<br>0.80 ACRE-FEET<br>THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY |
|   | DNRC.   |

40EJ 64799-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NENWSE         | 35         | 22N | 21E FERGUS               |

### 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.

64798-00 64799-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 6480                             | <b>0-00</b> S          | STATEM          | IENT O            | F CLA             | IM                                |
|---|---------------------------------------|------------------------|-----------------|-------------------|-------------------|-----------------------------------|
|   | Version:                              | 1 ORI                  | GINAL           | RIGHT             |                   |                                   |
|   |                                       | Status:                | AC              | TIVE              |                   |                                   |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE                  | DR              | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | AUGUST 1,                             | , 1968                 |                 |                   |                   |                                   |
| Type of Historical Right                | :USE                                  |                        |                 |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                              |                        |                 |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFIC                            |                        |                 | HAS NC            | )T BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 11.70 AC-F                            | Т                      |                 |                   |                   |                                   |
| Source Name:                            | UNNAMED                               | TRIBU                  | TARY O          | F MISS            | OURI              | RIVER                             |
| Source Type:                            | SURF                                  | ACE WA                 | ATER            |                   |                   |                                   |
| *Point of Diversion and I               | Means of Dive                         | ersion:                |                 |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>                 |                                       | <u>Qtr Sec</u>         | Sec             | <u>Twp</u>        |                   | County                            |
| 1                                       | 6                                     |                        | 2               | 22N               | 22E               | FERGUS                            |
| Period of Diversion<br>Diversion Means: | DAM                                   | TIODE                  |                 | 51                |                   |                                   |
|   | STREAM                                |                        |                 |                   |                   |                                   |
| <u>Govt I</u>                           | Lot                                   | <u>Qtr Sec</u><br>NENW | <u>Sec</u><br>2 | <u>Twp</u><br>22N | <u>Rge</u><br>22E | <u>County</u><br>FERGUS           |
| Diversion to R                          | eservoir: [                           | DIVERS                 | ION # 1         |                   |                   |                                   |
| Dam Height:                             |                                       | 8.00                   | FEET            |                   |                   |                                   |
| Depth:                                  |                                       | 5.00                   | FEET            |                   |                   |                                   |
| Surface Area:                           |                                       |                        | ACRES           |                   |                   |                                   |
| Capacity:                               |                                       | 0.20                   | ACRE-F          | EET               |                   |                                   |
|   | THE CAPAO<br>DNRC.                    | CITY, DA               | AM HEIC         | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

40EJ 64800-00

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         | 6                            | NENW           | 2          | 22N | 22E FERGUS               |

### 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.

64800-00 64801-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64801-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | AUGUST 1, 1968  |
| Type of Historical Right                | L: USE  |
| Purpose(use):                           | STOCK   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.30 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF MISSOURI RIVER   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and 1               | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>                   | Lot <u>Qtr Sec Sec Twp Rge County</u>   |
| 1                                       | 6 NENW 2 22N 22E FERGUS   |
| Period of Diversior<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
| *Reservoir: ON                          | STREAM  |
| <u>Govt 1</u>                           | LotQtr SecSecTwpRgeCounty6NENW222N22EFERGUS   |
| Diversion to R                          |   |
| Dam Height:                             | 8.00 FEET   |
| Depth:                                  | 5.00 FEET   |
| Surface Area:<br>Capacity:              | 0.10 ACRES<br>0.20 ACRE-FEET  |
| Capacity:                               | U.ZU AGREFEET   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. JANUARY 1 TO DECEMBER 31 **Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 6 NENW 2 22N 22E FERGUS

#### **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.

64800-00 64801-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64802-00 STATEMENT OF CLAIM   |      |
|---------------------------|--|------|
|                           | Version: 1 ORIGINAL RIGHT  |      |
|                           | Status: ACTIVE   |      |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |      |
| <b>Priority Date:</b>     | JUNE 30, 1970  |      |
| Type of Historical Right  | USE  |      |
| Purpose(use):             | WILDLIFE   |      |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THONSTREAM RESERVOIR.          | −IIS |
| Volume:                   | 9.70 AC-FT   |      |
| Source Name:              | UNNAMED TRIBUTARY OF REED COULEE   |      |
| Source Type:              | SURFACE WATER  |      |
| *Point of Diversion and M | leans of Diversion:  |      |
| <u>ID</u> <u>Govt I</u>   |  |      |
| 1                         | 7 NWSE 4 22N 22E FERGUS  |      |
| Diversion Means:          | JANUARY 1 TO DECEMBER 31<br>DAM  |      |
| *Reservoir: ONS           | TREAM  |      |
| <u>Govt I</u>             | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSE 4 22N 22E FERGUS  |      |
| Diversion to R            | servoir: DIVERSION # 1   |      |
| Dam Height:               | 12.00 FEET   |      |
| Depth:                    | 9.00 FEET  |      |
| Surface Area:             | 0.70 ACRES   |      |
| Capacity:                 | 2.52 ACRE-FEET   |      |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED DNRC.                       | ) BY |

40EJ 64802-00

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         | 7              | NWSE           | 4          | 22N | 22E FERGUS               |

### 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.

64802-00 64803-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64803-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | JUNE 30, 1970   |
| Type of Historical Right                | t: USE  |
| Purpose(use):                           | STOCK   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.30 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF REED COULEE  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and                 | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>                   | LotQtr SecSecTwpRgeCounty7NWSE422N22EFERGUS   |
| Period of Diversion<br>Diversion Means: | n: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON                          | ISTREAM   |
| <u>Govt</u> ]                           | LotQtr SecSecTwpRgeCounty7NWSE422N22EFERGUS   |
| Diversion to R                          |   |
| Dam Height:                             | 12.00 FEET  |
| Depth:<br>Surface Area:                 | 9.00 FEET<br>0.70 ACRES   |
| Capacity:                               | 2.52 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. JANUARY 1 TO DECEMBER 31 **Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Rge County Sec Twp 7 1 NWSE 4 22N 22E FERGUS

#### **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.

64802-00 64803-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64804-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>     | MAY 31, 1970   |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                   | 2.70 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF REED COULEE   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1                         | W2SENE 7 22N 22E FERGUS<br>I: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM  |
| *Reservoir: ONS           | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>W2SENE 7 22N 22E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 8.00 FEET  |
| Depth:                    | 5.00 FEET  |
| Surface Area:             | 0.50 ACRES   |
| Capacity:                 | 1.00 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

40EJ 64804-00

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         |                | W2SENE         | 7          | 22N | 22E FERGUS               |

### 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.

64804-00 64805-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                                      | 40EJ 64805-00 STATEMENT OF CLAIM  |
|--|---|
|  | Version: 1 ORIGINAL RIGHT   |
|  | Status: ACTIVE  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | MAY 31, 1970  |
| 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:  | 0.30 AC-FT  |
| Source Name:   | UNNAMED TRIBUTARY OF REED COULEE  |
| Source Type:   | SURFACE WATER   |
| *Point of Diversion and I                                | Means of Diversion:   |
| $\frac{\mathbf{ID}}{1}$ Govt                             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>W2SENE 7 22N 22E FERGUS   |
| Period of Diversion<br>Diversion Means:                  | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON   | STREAM  |
| <u>Govt 1</u>  | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>W2SENE 7 22N 22E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area: | 8.00 FEET<br>5.00 FEET<br>0.50 ACRES  |
| Capacity:  | 1.00 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID **Acres Govt Lot** Qtr Sec Twp Rge County Sec 1 W2SENE 7 22N 22E FERGUS

#### **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.

64804-00 64805-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 6480                             | <b>6-00</b> S⊺         | ГАТЕМ           | ENT OI            | - CLA             | IM                                |
|---|---------------------------------------|------------------------|-----------------|-------------------|-------------------|-----------------------------------|
|   | Version:                              | 1 ORIG                 | GINAL F         | RIGHT             |                   |                                   |
|   |                                       | Status:                | AC              | TIVE              |                   |                                   |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE D                | DR              | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | AUGUST 1,                             | 1968                   |                 |                   |                   |                                   |
| Type of Historical Right                | USE                                   |                        |                 |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                              |                        |                 |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFIC                            |                        |                 | IAS NO            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 7.70 AC-FT                            |                        |                 |                   |                   |                                   |
| Source Name:                            | UNNAMED                               | TRIBUT                 | ARY OF          | F REED            | o cou             | ILEE                              |
| Source Type:                            | SURF                                  | ACE WAT                | ΓER             |                   |                   |                                   |
| *Point of Diversion and                 | Means of Dive                         | ersion:                |                 |                   |                   |                                   |
| <u>ID</u> <u>Govt</u>                   |                                       | <u>Qtr Sec</u>         | Sec             | Twp               |                   | County                            |
| 1                                       | -                                     |                        | 8               | 22N               | 22E               | FERGUS                            |
| Period of Diversion<br>Diversion Means: | DAM                                   | TIODEC                 | EINIBE          | R 31              |                   |                                   |
|   |                                       |                        |                 |                   |                   |                                   |
|   | STREAM                                |                        |                 |                   |                   |                                   |
| <u>Govt</u> ]                           | Lot<br>SW                             | <u>Qtr Sec</u><br>NWSW | <u>Sec</u><br>8 | <u>Twp</u><br>22N | <u>Rge</u><br>22E | <u>County</u><br>FERGUS           |
| Diversion to R                          | eservoir: [                           | DIVERSIC               | ON # 1          |                   |                   |                                   |
| Dam Height:                             |                                       | 8.00 F                 | EET             |                   |                   |                                   |
| Depth:                                  |                                       | 5.00 F                 | EET             |                   |                   |                                   |
| Surface Area:                           |                                       | 0.70 A                 | CRES            |                   |                   |                                   |
| Capacity:                               |                                       | 1.40 A                 | CRE-F           | EET               |                   |                                   |
|   | THE CAPAO<br>DNRC.                    | CITY, DAI              | M HEIG          | iht, an           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

40EJ 64806-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SWNWSW         | 8          | 22N | 22E FERGUS               |

#### 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.

64806-00 64807-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

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

| Water Right Number:        | 40EJ 64807-00 STATEMENT OF CLAIM  |
|----------------------------|---|
|                            | Version: 1 ORIGINAL RIGHT   |
|                            | Status: ACTIVE  |
| Owners:                    | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>      | AUGUST 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                    | 0.30 AC-FT  |
| Source Name:               | UNNAMED TRIBUTARY OF REED COULEE  |
| Source Type:               | SURFACE WATER   |
| *Point of Diversion and I  | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>    |   |
| 1<br>Derived of Dimension  | SWNWSW 8 22N 22E FERGUS<br>I: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:           | DAM   |
| *Reservoir: ON             | STREAM  |
| <u>Govt I</u>              | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWSW 8 22N 22E FERGUS  |
| Diversion to R             |   |
| Dam Height:                | 8.00 FEET   |
| Depth:                     | 5.00 FEET   |
| Surface Area:<br>Capacity: | 0.70 ACRES<br>1.40 ACRE-FEET  |
|                            |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWNWSW
 8
 22N
 22E
 FERGUS

#### **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.

64806-00 64807-00

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:       | 40EJ 64808-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| Priority Date:            | DECEMBER 2, 1966   |
| Type of Historical Right  | t: USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                   | 7.70 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF REED COULEE   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1                         | SESENW 9 22N 22E FERGUS  |
|                           | n: JANUARY 1 TO DECEMBER 31  |
| <b>Diversion Means:</b>   | DAM  |
| *Reservoir: ONS           | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESENW 9 22N 22E FERGUS |
| Diversion to R            | Reservoir: DIVERSION # 1   |
| Dam Height:               | 13.00 FEET   |
| Depth:                    | 10.00 FEET   |
| Surface Area:             | 1.50 ACRES   |
| Capacity:                 | 6.00 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

40EJ 64808-00

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         |                | SESENW         | 9          | 22N | 22E FERGUS               |

### 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.

64808-00 64809-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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### **IMPORTANT NOTICE**

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| Water Right Number:   | 40EJ 64809-00 STATEMENT OF CLAIM   |      |  |  |
|---|--|------|--|--|
|   | Version: 1 ORIGINAL RIGHT  |      |  |  |
|   | Status: ACTIVE   |      |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |      |  |  |
| <b>Priority Date:</b>   | DECEMBER 2, 1966   |      |  |  |
| Type of Historical Right  | USE  |      |  |  |
| Purpose(use):   | STOCK  |      |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. | THIS |  |  |
| Volume:   | 0.30 AC-FT   |      |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF REED COULEE   |      |  |  |
| Source Type:  | SURFACE WATER  |      |  |  |
| *Point of Diversion and I   | leans of Diversion:  |      |  |  |
| $\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$        | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESENW 9 22N 22E FERGUS  |      |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |  |      |  |  |
| *Reservoir: ON  | TREAM  |      |  |  |
| <u>Govt I</u>   |  |      |  |  |
| Diversion to R<br>Dam Height:   | servoir: DIVERSION # 1<br>13.00 FEET   |      |  |  |
| Dam Height.<br>Depth:   | 10.00 FEET   |      |  |  |
| Surface Area:   | 1.50 ACRES   |      |  |  |
| Capacity:   | 6.00 ACRE-FEET   |      |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 SESENW 9 22N 22E FERGUS

#### **Remarks:**

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64808-00 64809-00

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COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64810-00 STATEMENT OF CLAIM  |       |
|---------------------------|---|-------|
|                           | Version: 1 ORIGINAL RIGHT   |       |
|                           | Status: ACTIVE  |       |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |       |
| Priority Date:            | MAY 31, 1970  |       |
| Type of Historical Right  | USE   |       |
| Purpose(use):             | WILDLIFE  |       |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM ONSTREAM RESERVOIR.             | THIS  |
| Volume:                   | 4.70 AC-FT  |       |
| Source Name:              | UNNAMED TRIBUTARY OF REED COULEE  |       |
| Source Type:              | SURFACE WATER   |       |
| *Point of Diversion and M | leans of Diversion:   |       |
| <u>ID</u> <u>Govt I</u>   |   |       |
| 1<br>D                    | SESESW 9 22N 22E FERGUS<br>JANUARY 1 TO DECEMBER 31   |       |
| Diversion Means:          | DAM   |       |
|                           | TREAM   |       |
| <u>Govt I</u>             | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESESW 9 22N 22E FERGUS |       |
| Diversion to R            | servoir: DIVERSION # 1  |       |
| Dam Height:               | 8.00 FEET   |       |
| Depth:                    | 5.00 FEET   |       |
| Surface Area:             | 0.20 ACRES  |       |
| Capacity:                 | 0.40 ACRE-FEET  |       |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMAT DNRC.                          | ED BY |

APRIL 25, 2014

40EJ 64810-00

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 | Rge County |
|-----------|----------------|----------------|------------|-----|------------|
| 1         |                | SESESW         | 9          | 22N | 22E FERGUS |

### 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.

64810-00 64811-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64811-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | MAY 31, 1970  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF REED COULEE  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariad of Divarsion  | SESESW 9 22N 22E FERGUS<br>I: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESESW 9 22N 22E FERGUS  |
| Diversion to R            |   |
| Dam Height:               | 8.00 FEET   |
| Depth:<br>Surface Area:   | 5.00 FEET<br>0.20 ACRES   |
| Capacity:                 | 0.40 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | SESESW         | 9   | 22N | 22E FERGUS |

#### **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.

64810-00 64811-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:        | 40EJ 64812-00 STATEMENT OF CLAIM  |
|----------------------------|---|
|                            | Version: 1 ORIGINAL RIGHT   |
|                            | Status: ACTIVE  |
| Owners:                    | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:             | OCTOBER 5, 1944   |
| Type of Historical Right   | :USE  |
| Purpose(use):              | STOCK   |
| *Flow Rate:                | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                    | 0.30 AC-FT  |
| Source Name:               | UNNAMED TRIBUTARY OF REED COULEE  |
| Source Type:               | SURFACE WATER   |
| *Point of Diversion and I  | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>    |   |
| 1<br>Derived of Dimension  | NWNESE 10 22N 22E FERGUS<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:           | DAM   |
| *Reservoir: ON             | STREAM  |
| <u>Govt I</u>              | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNESE 10 22N 22E FERGUS   |
| Diversion to R             |   |
| Dam Height:                | 10.00 FEET  |
| Depth:                     | 7.00 FEET   |
| Surface Area:<br>Capacity: | 1.00 ACRES<br>2.80 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | NWNESE         | 10  | 22N | 22E FERGUS |

#### **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.

64812-00 64813-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64813-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>   | OCTOBER 5, 1944  |
| Type of Historical Right  | : USE  |
| Purpose(use):   | WILDLIFE   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:   | 5.60 AC-FT   |
| Source Name:  | UNNAMED TRIBUTARY OF REED COULEE   |
| Source Type:  | SURFACE WATER  |
| *Point of Diversion and I   | Means of Diversion:  |
| <u>ID</u> <u>Govt l</u>   |  |
| 1   | NWNESE 10 22N 22E FERGUS   |
| Diversion Means:  | I: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   | STREAM   |
|   |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec Sec Twp Rge County</u><br>NWNESE 10 22N 22E FERGUS                          |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>10.00 FEET<br>7.00 FEET<br>1.00 ACRES<br>2.80 ACRE-FEET         |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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APRIL 25, 2014 40EJ 64813-00

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         |                | NWNESE         | 10         | 22N | 22E FERGUS               |

#### 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.

64812-00 64813-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64814-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | APRIL 17, 1968   |
| Type of Historical Right  | :USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 5.70 AC-FT   |
| *Source Name:             | UNNAMED TRIBUTARY OF REED COULEE   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt 1</u>   |  |
| 1<br>                     | SWNWSW 12 22N 22E FERGUS<br>I: JANUARY 1 TO DECEMBER 31                                    |
| Diversion Means:          | DAM  |
|                           | STREAM   |
| <u>Govt I</u>             |  |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 7.00 FEET  |
| Depth:                    | 4.00 FEET  |
| Surface Area:             | 0.30 ACRES   |
| Capacity:                 | 0.48 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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APRIL 25, 2014 40EJ 64814-00

Page 2 of 2

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  |                | SWNWSW         | 12         | 22N | 22E FERGUS |

### 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.

64814-00 64815-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64815-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>                   | APRIL 17, 1968  |
| Type of Historical Right                | t: USE  |
| Purpose(use):                           | STOCK   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.30 AC-FT  |
| *Source Name:                           | UNNAMED TRIBUTARY OF REED COULEE  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| ID Govt                                 |   |
| 1                                       | SWNWSW 12 22N 22E FERGUS  |
| Period of Diversion<br>Diversion Means: | n: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON                          | STREAM  |
| <u>Govt 1</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWSW 12 22N 22E FERGUS   |
| Diversion to R                          | Reservoir: DIVERSION # 1  |
| Dam Height:                             | 7.00 FEET   |
| Depth:                                  | 4.00 FEET   |
| Surface Area:                           | 0.30 ACRES<br>0.48 ACRE-FEET  |
| Capacity:                               | U.40 AGREFEEI   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 SWNWSW
 12
 22N
 22E
 FERGUS

#### **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.

64814-00 64815-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64816-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT   |
|---|---|
| Owners:   | Status: ACTIVE<br>USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | JUNE 30, 1970   |
| Type of Historical Right  | :USE  |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-FT  |
| Source Name:<br>Source Type:  | UNNAMED TRIBUTARY OF REED COULEE<br>SURFACE WATER   |
| <b>Diversion Means:</b>   |   |
| Govt I  | -   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>7.00 FEET<br>4.00 FEET<br>0.60 ACRES<br>0.96 ACRE-FEET   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 NESWNE 14
 22N
 22E
 FERGUS

#### **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.

64816-00 64817-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64817-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | JUNE 30, 1970  |
| Type of Historical Right  | USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 5.70 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF REED COULEE   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Aeans of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1                         | NESWNE 14 22N 22E FERGUS   |
| Diversion Means:          | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|                           | STREAM   |
|                           |  |
| <u>Govt I</u>             | <u>ot Qtr Sec Sec Twp Rge County</u><br>NESWNE 14 22N 22E FERGUS                           |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 7.00 FEET  |
| Depth:                    | 4.00 FEET  |
| Surface Area:             | 0.60 ACRES   |
| Capacity:                 | 0.96 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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APRIL 25, 2014 40EJ 64817-00

Page 2 of 2

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  |                | NESWNE         | 14         | 22N | 22E FERGUS |

#### 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.

64816-00 64817-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64818-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | MAY 31, 1970  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 3.70 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF REED COULEE  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Portion of Divorcion | SWNESE 17 22N 22E FERGUS<br>I: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESE 17 22N 22E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 7.00 FEET   |
| Depth:                    | 4.00 FEET   |
| Surface Area:             | 0.40 ACRES  |
| Capacity:                 | 0.64 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014

40EJ 64818-00

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 | Rge County |
|-----------|----------------|----------------|------------|-----|------------|
| 1         |                | SWNESE         | 17         | 22N | 22E FERGUS |

### 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.

64818-00 64819-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64819-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | MAY 31, 1970  |
| Type of Historical Right  | : USE   |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF REED COULEE  |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and 1   | Means of Diversion:   |
| $\frac{\mathbf{ID}}{1}$ Govt  | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESE 17 22N 22E FERGUS  |
| Period of Diversion<br>Diversion Means:                               | I: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON  | STREAM  |
| <u>Govt 1</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESE 17 22N 22E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>7.00 FEET<br>4.00 FEET<br>0.40 ACRES<br>0.64 ACRE-FEET   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWNESE
 17
 22N
 22E
 FERGUS

#### **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.

64818-00 64819-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 64820-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| Priority Date:                          | DECEMBER 12, 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:                                 | 0.30 AC-FT  |  |  |  |  |
| *Source Name:                           | UNNAMED TRIBUTARY OF REED COULEE  |  |  |  |  |
| Source Type:                            | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and M               | Means of Diversion:   |  |  |  |  |
| ID Govt I                               | LotQtr SecSecTwpRgeCounty2NWNENW1822N22EFERGUS  |  |  |  |  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |  |  |  |  |
| *Reservoir: ONS                         | STREAM  |  |  |  |  |
| <u>Govt I</u>                           | LotQtr SecSecTwpRgeCounty2NWNENW1822N22EFERGUS  |  |  |  |  |
| Diversion to Ro                         | Diversion to Reservoir: DIVERSION # 1   |  |  |  |  |
| Dam Height:                             | 8.00 FEET   |  |  |  |  |
| Depth:                                  | 5.00 FEET   |  |  |  |  |
| Surface Area:<br>Capacity:              | 1.30 ACRES<br>2.60 ACRE-FEET  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. JANUARY 1 TO DECEMBER 31 **Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 2 NWNENW 18 22N 22E FERGUS

#### **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.

64820-00 64821-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 64821-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669             |
| <b>Priority Date:</b>                   | DECEMBER 12, 1939  |
| Type of Historical Right                | t: USE   |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                   |
| Volume:                                 | 10.44 AC-FT  |
| *Source Name:                           | UNNAMED TRIBUTARY OF REED COULEE   |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Means of Diversion:  |
| <u>ID</u> <u>Govt l</u>                 |  |
| 1                                       | 2 NWNENW 18 22N 22E FERGUS   |
| Period of Diversion<br>Diversion Means: | n: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |  |
|   | STREAM   |
| <u>Govt I</u>                           | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>2 NWNENW 18 22N 22E FERGUS |
| Diversion to R                          | Reservoir: DIVERSION # 1   |
| Dam Height:                             | 8.00 FEET  |
| Depth:                                  | 5.00 FEET  |
| Surface Area:                           | 1.30 ACRES   |
| Capacity:                               | 2.60 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                                |

APRIL 25, 2014

40EJ 64821-00

Page 2 of 2

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         | 2                            | NWNENW         | 18         | 22N | 22E FERGUS               |

### 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.

64820-00 64821-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64822-            | -00 STATEN                | IENT OF CL         | AIM                                |
|---------------------------|------------------------|---------------------------|--------------------|------------------------------------|
|                           | Version: 1             | ORIGINAL                  | RIGHT              |                                    |
|                           | S                      | Status: AC                | CTIVE              |                                    |
| Owners:                   | 5001 SOUTH             |                           | BUREAU OF          | F LAND MGMT)                       |
| Priority Date:            | APRIL 9, 196           | 8                         |                    |                                    |
| Type of Historical Right  | :USE                   |                           |                    |                                    |
| Purpose(use):             | WILDLIFE               |                           |                    |                                    |
| *Flow Rate:               |                        | FLOW RATE I<br>RESERVOIR. | HAS NOT BE         | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                   | 0.70 AC-FT             |                           |                    |                                    |
| Source Name:              | UNNAMED                | TRIBUTARY C               | F TWO CAL          | F CREEK                            |
| Source Type:              | SURFA                  | CE WATER                  |                    |                                    |
| *Point of Diversion and M | Means of Divers        | sion:                     |                    |                                    |
| <u>ID</u> <u>Govt I</u>   |                        | <u>tr Sec</u> <u>Sec</u>  |                    | County                             |
| 1<br>Period of Diversion  | -                      | WSW 19                    |                    | FERGUS                             |
| Diversion Means:          | DAM                    |                           | 51                 |                                    |
| *Reservoir: ONS           | STREAM                 |                           |                    |                                    |
| <u>Govt I</u>             | <u>.ot</u> Q<br>11 NES | <u>etr Sec</u><br>WSW 19  | Twp Rge<br>22N 22E | <u>County</u><br>FERGUS            |
| Diversion to R            | eservoir: DI           | IVERSION # 1              |                    |                                    |
| Dam Height:               |                        | 8.00 FEET                 |                    |                                    |
| Depth:                    |                        | 5.00 FEET                 |                    |                                    |
| Surface Area:             |                        | 0.20 ACRES                |                    |                                    |
| Capacity:                 |                        | 0.40 ACRE-F               | EET                |                                    |
|                           | THE CAPACI<br>DNRC.    | ITY, DAM HEI              | GHT, AND SU        | URFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64822-00

Page 2 of 2

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         | 11                    | NESWSW         | 19         | 22N        | 22E FERGUS               |

#### 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.

64822-00 64823-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64823-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT   |
|---|---|
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | APRIL 9, 1968   |
| Type of Historical Right  | :USE  |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-FT  |
| Source Name:<br>Source Type:  | UNNAMED TRIBUTARY OF TWO CALF CREEK<br>SURFACE WATER  |
| <b>Diversion Means:</b>   |   |
|   | -   |
| <u>Govt I</u>   | <u>Lot Qtr Sec Sec Twp Rge County</u><br>11 NESWSW 19 22N 22E FERGUS  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.20 ACRES<br>0.40 ACRE-FEET   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         | 11                           | NESWSW         | 19         | 22N | 22E FERGUS               |

#### **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.

64822-00 64823-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64824-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |  |  |  |
| <b>Priority Date:</b>   | APRIL 9, 1968   |  |  |  |
| Type of Historical Right  | t: USE  |  |  |  |
| Purpose(use):   | WILDLIFE  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |  |  |  |
| Volume:   | 1.70 AC-FT  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF TWO CALF CREEK   |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |
| ID Govt 1   |   |  |  |  |
| 1   | SWNWSE 20 22N 22E FERGUS  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| * <b>Reservoir:</b> ON  | STREAM  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWSE 20 22N 22E FERGUS |  |  |  |
| Diversion to R  | Reservoir: DIVERSION # 1  |  |  |  |
| Dam Height:   | 6.00 FEET   |  |  |  |
| Depth:  | 3.00 FEET   |  |  |  |
| Surface Area:   |   |  |  |  |
| Capacity:   | 0.12 ACRE-FEET  |  |  |  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |  |  |  |

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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         |                | SWNWSE         | 20         | 22N | 22E FERGUS |

### 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.

64824-00 64825-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64825-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| <b>Priority Date:</b>   | APRIL 9, 1968   |  |  |  |  |
| Type of Historical Right  | t: USE  |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:   | 0.30 AC-FT  |  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF TWO CALF CREEK   |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and I   | *Point of Diversion and Means of Diversion:   |  |  |  |  |
| <u>ID</u> <u>Govt I</u>   | Lot <u>Qtr Sec Sec Twp Rge</u> County<br>SWNWSE 20 22N 22E FERGUS   |  |  |  |  |
| <b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31<br><b>Diversion Means:</b> DAM |   |  |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWSE 20 22N 22E FERGUS   |  |  |  |  |
| Diversion to R  | Reservoir: DIVERSION # 1  |  |  |  |  |
| Dam Height:   | 6.00 FEET   |  |  |  |  |
| Depth:  | 3.00 FEET   |  |  |  |  |
| Surface Area:   |   |  |  |  |  |
| Capacity:   | 0.12 ACRE-FEET  |  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 SWNWSE 20
 22N
 22E FERGUS

#### **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.

64824-00 64825-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64826                             | 6-00 ST         |                  | ENT OF            | - CLA             | IM                                |
|---|--|-----------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                               | 1 ORIG          | INAL R           | RIGHT             |                   |                                   |
|   |  | Status:         | AC               | TIVE              |                   |                                   |
| Owners:   | USA (DEPT<br>5001 SOUTI<br>BILLINGS, M | HGATE D         | R                | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>   | NOVEMBER                               | R 30, 1953      | 3                |                   |                   |                                   |
| Type of Historical Right  | :USE                                   |                 |                  |                   |                   |                                   |
| Purpose(use):   | WILDLIFE                               |                 |                  |                   |                   |                                   |
| *Flow Rate:   | A SPECIFIC<br>ONSTREAM                 | -               |                  | AS NO             | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:   | 10.00 AC-FT                            | Г               |                  |                   |                   |                                   |
| Source Name:  | UNNAMED                                | TRIBUT          | ARY OF           | - TWO             | CALF              | CREEK                             |
| Source Type:  | SURFA                                  | ACE WAT         | ER               |                   |                   |                                   |
| *Point of Diversion and I   | Means of Dive                          | rsion:          |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt</u>   |  | Qtr Sec         | <u>Sec</u>       | Twp               |                   | County                            |
| 1   |  |                 | 21               | 22N               | 22E               | FERGUS                            |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |  |                 |                  |                   |                   |                                   |
|   |  |                 |                  |                   |                   |                                   |
|   |  |                 |                  |                   |                   | IDGE DAM                          |
| <u>Govt 1</u>   | Lot Q<br>NEN                           | Qtr Sec<br>NWSW | <u>Sec</u><br>21 | <u>Twp</u><br>22N | <u>Rge</u><br>22E | <u>County</u><br>FERGUS           |
| Diversion to R  | eservoir: D                            | DIVERSIC        | )N # 1           |                   |                   |                                   |
| Dam Height:   |  | 10.00 F         | EET              |                   |                   |                                   |
| Depth:  |  | 7.00 F          | EET              |                   |                   |                                   |
| Surface Area:   |  | 0.10 A          |                  |                   |                   |                                   |
| Capacity:   |  | 0.28 A          | CRE-FI           | EET               |                   |                                   |
|   | THE CAPAC<br>DNRC.                     | CITY, DAN       | / HEIG           | HT, AN            | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64826-00

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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         |                       | NENWSW         | 21         | 22N | 22E FERGUS |

### 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.

64826-00 64827-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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### **IMPORTANT NOTICE**

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| Water Right Number:   | 40EJ 64827-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT  |  |  |
|---|---|--|--|
|   | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| Priority Date:  | NOVEMBER 30, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |
| Volume:   | 0.30 AC-FT  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF TWO CALF CREEK   |  |  |
| Source Type:  | SURFACE WATER   |  |  |
| *Point of Diversion and   |   |  |  |
| $\frac{\text{ID}}{1}$ Govt  | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSW 21 22N 22E FERGUS  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |
| *Reservoir: ON  | ISTREAM Reservoir Name: BARNES RIDGE DAM  |  |  |
| <u>Govt </u> ]  | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSW 21 22N 22E FERGUS  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 10.00 FEET<br>7.00 FEET   |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 ID

 Acres Govt Lot
 Qtr Sec
 Sec

 Twp
 Rge
 County

1 NENWSW 21 22N 22E FERGUS

#### **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.

64826-00 64827-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:  | 40EJ 64828-00 RESERVED CLAIM |  |                   |  |  |  |  |
|--|------------------------------|--|-------------------|--|--|--|--|
|  | Version: 1 OR                | Version: 1 ORIGINAL RIGHT  |                   |  |  |  |  |
|  | Status:                      | AC   | CTIVE             |  |  |  |  |
| Owners:  | 5001 SOUTHGATE               | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |                   |  |  |  |  |
| Priority Date:   | APRIL 17, 1926               |  |                   |  |  |  |  |
| Type of Historical Right   | t: RESERVED                  |  |                   |  |  |  |  |
| Purpose(use):  | WILDLIFE                     |  |                   |  |  |  |  |
| Flow Rate:   | 1.48 GPM                     |  |                   |  |  |  |  |
| Volume:  | 2.12 AC-FT                   |  |                   |  |  |  |  |
| Source Name:   | GROUNDWATER                  |  |                   |  |  |  |  |
| Source Type:   | GROUNDWATER                  |  |                   |  |  |  |  |
| *Point of Diversion and  | Means of Diversion:          |  |                   |  |  |  |  |
| $\frac{ID}{1} \qquad \qquad \underline{Govt}$                          | SENENW                       | 21   | <u>Twp</u><br>22N | <u>Rge</u> <u>County</u><br>22E FERGUS |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: WELL |                              |  |                   |  |  |  |  |
| Period of Use:   | JANUARY 1 TO DE              | CEMBE  | R 31              |  |  |  |  |
| *Place of Use:   |                              |  |                   |  |  |  |  |
| ID Acres Govt  | Lot <u>Qtr Sec</u>           | Sec  | Twp               | <u>Rge</u> <u>County</u>               |  |  |  |
| 1  | SENENW                       | 21   | 22N               | 22E FERGUS                             |  |  |  |

#### **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. APRIL 25, 2014

40EJ 64828-00

Page 2 of 2

THE CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THIS CLAIM IS BASED ON PUBLIC WATER RESERVE NO. 107 CREATED BY EXECUTIVE ORDER DATED APRIL 17, 1926. IT IS NOT CLEAR IF THIS CLAIMED RIGHT IS A FEDERAL RESERVED WATER RIGHT, BUT IF IT IS, IT IS NOT CLEAR WHETHER THE PURPOSE CLAIMED WAS CONTEMPLATED BY SUCH A RESERVATION, OR IF THE AMOUNT OF WATER CLAIMED IS THE AMOUNT NECESSARY TO FULFILL THE PURPOSE OF THE RESERVATION.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                          | 40EJ 64829-00                                  | STATEM         | IENT OF                   | - CLA      | IM   |
|--|--|----------------|---------------------------|------------|--|
|  | Version: 1                                     | ORIGINAL I     | RIGHT                     |            |  |
|  | Stat   | us: AC         | TIVE                      |            |  |
| Owners:                                      | USA (DEPT OF<br>5001 SOUTHGA<br>BILLINGS, MT 5 | TE DR          | BUREA                     | U OF       | LAND MGMT)   |
| *Priority Date:                              | DECEMBER 31,                                   | 1879           |                           |            |  |
| Type of Historical Right                     | :USE   |                |                           |            |  |
| Purpose(use):                                | STOCK  |                |                           |            |  |
| Flow Rate:                                   | 1.48 GPM                                       |                |                           |            |  |
| *Volume:                                     | STOCK WATER<br>ANIMAL UNIT. A                  | ING PURPO      | OSES A                    | T THE      | DF WATER CONSUMPTIVELY USED FOR<br>E RATE OF 30 GALLONS PER DAY PER<br>E BASED ON REASONABLE CARRYING<br>THE AREA SERVICED BY THIS WATER |
| Source Name:                                 | GROUNDWATE                                     | R              |                           |            |  |
| Source Type:                                 | GROUND   | VATER          |                           |            |  |
| *Point of Diversion and I                    | Means of Diversion                             | :              |                           |            |  |
| IDGovt I1Period of DiversionDiversion Means: | SENEN  | IW 21          | <u>Twp</u><br>22N<br>R 31 |            | <u>County</u><br>FERGUS  |
| Period of Use:                               | JANUARY 1 TO                                   | DECEMBE        | R 31                      |            |  |
| *Place of Use:                               |  |                |                           |            |  |
| ID Acres Govt I                              | Lot Qtr  | Sec <u>Sec</u> | Twp                       | <u>Rge</u> | County   |
| 1  | SENEN  | IW 21          | 22N                       | 22E        | FERGUS   |
|  |  |                |                           |            |  |

**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 BASINS OR SUBBASINS AS WELL AS BEING 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:  | 40EJ 64830-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |  |  |
|--|---|--|--|--|--|--|
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |  |
| Priority Date:   | JUNE 29, 1970   |  |  |  |  |  |
| Type of Historical Right   | : USE   |  |  |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |  |
| Volume:  | 0.30 AC-FT  |  |  |  |  |  |
| Source Name:   | UNNAMED TRIBUTARY OF REED COULEE  |  |  |  |  |  |
| Source Type:   | SURFACE WATER   |  |  |  |  |  |
| *Point of Diversion and<br><u>ID</u> <u>Govt</u><br>1<br>Period of Diversion<br>Diversion Means: |   |  |  |  |  |  |
| *Reservoir: ON   | STREAM Reservoir Name: SHALE RESERVOIR  |  |  |  |  |  |
| <u>Govt</u> ]  | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>SENENE 21 22N 22E FERGUS  |  |  |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:                            | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.30 ACRES<br>0.60 ACRE-FEET   |  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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         |                | SENENE         | 21         | 22N | 22E FERGUS |

#### **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.

64830-00 64831-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 6483                           | 1-00                    | STATEM           | IENT O            | F CLA  | IM                                 |
|---|-------------------------------------|-------------------------|------------------|-------------------|--------|------------------------------------|
|   | Version:                            | 1 OR                    | IGINAL I         | RIGHT             |        |                                    |
|   |                                     | Status:                 | AC               | TIVE              |        |                                    |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE                   | DR               | BUREA             | U OF   | LAND MGMT)                         |
| <b>Priority Date:</b>                   | JUNE 29, 1                          | 970                     |                  |                   |        |                                    |
| Type of Historical Right                | :USE                                |                         |                  |                   |        |                                    |
| Purpose(use):                           | WILDLIFE                            |                         |                  |                   |        |                                    |
| *Flow Rate:                             | A SPECIFIC                          |                         |                  | HAS NO            | DT BEE | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                                 | 3.70 AC-FT                          | -                       |                  |                   |        |                                    |
| Source Name:                            | UNNAMED                             | TRIBU                   | TARY O           | F REEI            | D COL  | JLEE                               |
| Source Type:                            | SURF                                | ACE W                   | ATER             |                   |        |                                    |
| *Point of Diversion and I               | Means of Dive                       | ersion:                 |                  |                   |        |                                    |
| <u>ID</u> <u>Govt</u>                   |                                     | <u>Qtr Sec</u>          |                  | Twp               |        | County                             |
| -                                       | -                                   |                         |                  | 22N               | 22E    | FERGUS                             |
| Period of Diversion<br>Diversion Means: | DAM                                 | 1100                    | ECEMBE           | R 31              |        |                                    |
| *Reservoir: ON                          | STREAM                              | Reserve                 | oir Name         | : SHAI            | LE RE  | SERVOIR                            |
| Govt                                    | ot.                                 | Otr Sec                 | Sec              | Twn               | Rae    | County                             |
| 0011                                    | S                                   | <u>Qtr Sec</u><br>ENENE | <u>Sec</u><br>21 | <u>Twp</u><br>22N | 22E    | <u>County</u><br>FERGUS            |
| Diversion to R<br>Dam Height:           | eservoir:                           |                         | SION # 1<br>FEET |                   |        |                                    |
| Depth:                                  |                                     | 5.00                    | FEET             |                   |        |                                    |
| Surface Area:                           |                                     |                         | ACRES            |                   |        |                                    |
| Capacity:                               |                                     |                         | ACRE-F           |                   |        |                                    |
|   | THE CAPA<br>DNRC.                   | CITY, D                 | AM HEIC          | GHT, Al           | ND SU  | IRFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64831-00

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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> | Twp | Rge County |
|----|------------------------------|----------------|------------|-----|------------|
| 1  |                              | SENENE         | 21         | 22N | 22E FERGUS |

#### 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.

64830-00 64831-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:           | 40EJ 64832-00 STATEMENT OF CLAIM  |  |  |  |  |
|-------------------------------|---|--|--|--|--|
|                               | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|                               | Status: ACTIVE  |  |  |  |  |
| Owners:                       | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| <b>Priority Date:</b>         | AUGUST 17, 1950   |  |  |  |  |
| Type of Historical Right      | : USE   |  |  |  |  |
| Purpose(use):                 | STOCK   |  |  |  |  |
| *Flow Rate:                   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:                       | 0.30 AC-FT  |  |  |  |  |
| Source Name:                  | UNNAMED TRIBUTARY OF REED COULEE  |  |  |  |  |
| Source Type:                  | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and 1     | Means of Diversion:   |  |  |  |  |
| <u>ID</u> <u>Govt</u>         |   |  |  |  |  |
| 1<br>Devied of Diversion      | SWNESE 22 22N 22E FERGUS<br>I: JANUARY 1 TO DECEMBER 31   |  |  |  |  |
| Diversion Means:              | DAM   |  |  |  |  |
| *Reservoir: ON                | STREAM  |  |  |  |  |
| <u>Govt 1</u>                 | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESE 22 22N 22E FERGUS   |  |  |  |  |
| Diversion to R<br>Dam Height: | eservoir: DIVERSION # 1<br>8.00 FEET  |  |  |  |  |
| Depth:                        | 5.00 FEET   |  |  |  |  |
| Surface Area:                 | 0.20 ACRES  |  |  |  |  |
| Capacity:                     | 0.40 ACRE-FEET  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | SWNESE         | 22  | 22N | 22E FERGUS |

#### **Remarks:**

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64832-00 64833-00

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:   | 40EJ 64833-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>   | AUGUST 17, 1950  |
| Type of Historical Right  | :USE   |
| Purpose(use):   | WILDLIFE   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:   | 0.70 AC-FT   |
| Source Name:  | UNNAMED TRIBUTARY OF REED COULEE   |
| Source Type:  | SURFACE WATER  |
| *Point of Diversion and I   | Means of Diversion:  |
| <u>ID</u> <u>Govt l</u>   |  |
| 1<br>Dericil of Dimension   | SWNESE 22 22N 22E FERGUS<br>I: JANUARY 1 TO DECEMBER 31                                    |
| Diversion Means:  | DAM  |
|   | STREAM   |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESE 22 22N 22E FERGUS     |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 8.00 FEET<br>5.00 FEET<br>0.20 ACRES<br>0.40 ACRE-FEET                                     |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

APRIL 25, 2014

40EJ 64833-00

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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 County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | SWNESE         | 22         | 22N | 22E FERGUS |

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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:  | 40EJ 64834-00 STATEMENT OF CLAIM   |          |                   |                          |  |  |
|--|--|----------|-------------------|--------------------------|--|--|
|  | Version: 1   | ORIGINAL | RIGHT             |                          |  |  |
|  | Stat   | us: A    | CTIVE             |                          |  |  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |          |                   |                          |  |  |
| Priority Date:   | OCTOBER 10,  | 1963     |                   |                          |  |  |
| Type of Historical Right   | : FILED  |          |                   |                          |  |  |
| Purpose(use):  | WILDLIFE   |          |                   |                          |  |  |
| Flow Rate:   | 6.01 GPM   |          |                   |                          |  |  |
| Volume:  | 9.38 AC-FT   |          |                   |                          |  |  |
| Source Name:   | GROUNDWATE   | R        |                   |                          |  |  |
| Source Type:   | GROUND\  | WATER    |                   |                          |  |  |
| *Point of Diversion and I  | Means of Diversion   | n:       |                   |                          |  |  |
| $\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$         | Lot <u>Qtr</u><br>SENE   |          | <u>Twp</u><br>22N | Rge County<br>22E FERGUS |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: WELL |  |          |                   |                          |  |  |
| Period of Use:   | JANUARY 1 TO   | DECEMB   | ER 31             |                          |  |  |
| *Place of Use:   |  |          |                   |                          |  |  |
| ID <u>Acres Govt 1</u>   | Lot Qtr  | Sec Sec  | <u>Twp</u>        | <u>Rge</u> <u>County</u> |  |  |
| 1  | SENE   | NE 22    | 22N               | 22E FERGUS               |  |  |

#### **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. Page 2 of 2

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64835-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | OCTOBER 10, 1963  |
| Type of Historical Right                | t: FILED  |
| Purpose(use):                           | STOCK   |
| Flow Rate:                              | 6.01 GPM  |
| *Volume:                                | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |
| Source Name:                            | GROUNDWATER   |
| Source Type:                            | GROUNDWATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| $\frac{\mathbf{ID}}{1}$ Govt 1          | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>SENENE 22 22N 22E FERGUS  |
| Period of Diversion<br>Diversion Means: | n: JANUARY 1 TO DECEMBER 31<br>WELL   |
| Period of Use:                          | JANUARY 1 TO DECEMBER 31  |
| *Place of Use:                          |   |
| ID Acres Govt I                         | Lot <u>Qtr Sec Sec Twp Rge County</u>   |
| 1                                       | SENENE 22 22N 22E FERGUS  |

#### 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.

64834-00 64835-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64836-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>                   | APRIL 9, 1968   |
| Type of Historical Right                | :USE  |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                                 | 0.70 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF TWO CALF CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>                 |   |
| 1                                       | NENWSW 22 22N 22E FERGUS  |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |   |
| *Reservoir: ONS                         | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSW 22 22N 22E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 8.00 FEET   |
| Depth:                                  | 5.00 FEET   |
| Surface Area:                           | 0.10 ACRES  |
| Capacity:                               | 0.20 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

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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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NENWSW         | 22         | 22N | 22E FERGUS               |

### 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.

64836-00 64837-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64837-00 STATEMENT OF CLAIM  |     |  |  |
|---|---|-----|--|--|
|   | Version: 1 ORIGINAL RIGHT   |     |  |  |
|   | Status: ACTIVE  |     |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |     |  |  |
| <b>Priority Date:</b>   | APRIL 9, 1968   |     |  |  |
| Type of Historical Right  | USE   |     |  |  |
| Purpose(use):   | STOCK   |     |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM TO<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. | HIS |  |  |
| Volume:   | 0.30 AC-FT  |     |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF TWO CALF CREEK   |     |  |  |
| Source Type:  | SURFACE WATER   |     |  |  |
| *Point of Diversion and I   | leans of Diversion:   |     |  |  |
| $\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$        | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSW 22 22N 22E FERGUS  |     |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |     |  |  |
| *Reservoir: ON  | TREAM   |     |  |  |
| <u>Govt I</u>   | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSW 22 22N 22E FERGUS  |     |  |  |
| Diversion to R  | servoir: DIVERSION # 1  |     |  |  |
|   |   |     |  |  |
| Dam Height:   | 8.00 FEET   |     |  |  |
| Dam Height:<br>Depth:<br>Surface Area:                                | 8.00 FEET<br>5.00 FEET<br>0.10 ACRES  |     |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | NENWSW         | 22  | 22N | 22E FERGUS |

#### **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.

64836-00 64837-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 64838         | -00 STATEN                               | IENT OF                      | CLAIM                                  |                        |
|---|--------------------|--|------------------------------|--|------------------------|
|   | Version:           | I ORIGINAL                               | RIGHT                        |  |                        |
|   | 1                  | Status: AC                               | CTIVE                        |  |                        |
| Owners:                                 | 5001 SOUTH         | OF INTERIOR<br>HGATE DR<br>IT 59101 4669 |                              | OF LAND MGMT)                          |                        |
| <b>Priority Date:</b>                   | NOVEMBER           | 2, 1967                                  |                              |  |                        |
| Type of Historical Right                | :USE               |  |                              |  |                        |
| Purpose(use):                           | WILDLIFE           |  |                              |  |                        |
| *Flow Rate:                             |                    | FLOW RATE<br>RESERVOIR.                  |                              | BEEN DECREED F                         | OR THIS USE FROM THIS  |
| Volume:                                 | 0.70 AC-FT         |  |                              |  |                        |
| Source Name:                            | UNNAMED            | TRIBUTARY C                              | F TWO C                      | ALF CREEK                              |                        |
| Source Type:                            | SURFA              | CE WATER                                 |                              |  |                        |
| *Point of Diversion and I               | Aeans of Diver     | rsion:                                   |                              |  |                        |
| ID Govt 1                               |                    | <u> Qtr Sec</u> <u>Sec</u>               |                              | Rge <u>County</u>                      |                        |
| 1                                       |                    | SESW 22                                  |                              | 22E FERGUS                             |                        |
| Period of Diversion<br>Diversion Means: | DAM                | TO DECEMBI                               | ER 31                        |  |                        |
|   |                    |  |                              |  |                        |
|   | STREAM             |  |                              |  |                        |
| <u>Govt I</u>                           |                    | <u>Otr Sec</u><br>SESW 22                | <u>Twp</u> <u>1</u><br>22N 2 | <u>Rge</u> <u>County</u><br>22E FERGUS |                        |
| Diversion to R                          | eservoir: D        | IVERSION # 1                             |                              |  |                        |
| Dam Height:                             |                    | 8.00 FEET                                |                              |  |                        |
| Depth:                                  |                    | 5.00 FEET                                |                              |  |                        |
| Surface Area:                           |                    | 0.10 ACRES                               | 5                            |  |                        |
| Capacity:                               |                    | 0.20 ACRE-                               | FEET                         |  |                        |
|   | THE CAPAC<br>DNRC. | ITY, DAM HEI                             | GHT, AND                     | SURFACE AREA H                         | HAVE BEEN ESTIMATED BY |

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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 County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | NESESW         | 22         | 22N | 22E FERGUS |

### 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.

64838-00 64839-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64839-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:  | NOVEMBER 2, 1967  |  |  |  |
| 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:   | 0.30 AC-FT  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF TWO CALF CREEK   |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |
| $\frac{\mathbf{ID}}{1}$ Govt  | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>NESESW 22 22N 22E FERGUS   |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |
| Govt ]  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESESW 22 22N 22E FERGUS   |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:              | 8.00 FEET<br>5.00 FEET<br>0.10 ACRES  |  |  |  |
| Capacity:   | 0.20 ACRE-FEET  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 NESESW 22 22N 22E FERGUS

#### **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.

64838-00 64839-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64840-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669          |
| <b>Priority Date:</b>     | JUNE 30, 1970   |
| Type of Historical Right  | USE   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                |
| Volume:                   | 8.70 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF REED COULEE  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Aeans of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1                         | SESESW 24 22N 22E FERGUS  |
| Diversion Means:          | : JANUARY 1 TO DECEMBER 31<br>DAM   |
|                           |   |
|                           | STREAM  |
| <u>Govt I</u>             | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESESW 24 22N 22E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 8.00 FEET   |
| Depth:                    | 5.00 FEET   |
| Surface Area:             | 0.30 ACRES  |
| Capacity:                 | 0.60 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                             |

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Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| ID | Acres Govt Lot | Qtr Sec | <u>Sec</u> | Twp | Rge County |
|----|----------------|---------|------------|-----|------------|
| 1  |                | SESESW  | 24         | 22N | 22E FERGUS |

### 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.

64840-00 64841-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 6484                         | <b>41-00</b> ទ                 | STATEM           | IENT OI           | F CLA             | IM  |
|---|-----------------------------------|--------------------------------|------------------|-------------------|-------------------|---|
|   | Version:                          | 1 ORI                          | GINAL F          | RIGHT             |                   |   |
|   |                                   | Status:                        | AC               | TIVE              |                   |   |
| Owners:   | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                         | DR               | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>   | JUNE 30, <sup>2</sup>             | 1970                           |                  |                   |                   |   |
| Type of Historical Right  | :USE                              |                                |                  |                   |                   |   |
| Purpose(use):   | STOCK                             |                                |                  |                   |                   |   |
| *Flow Rate:   | ONSTREA                           | M RESE                         | RVOIR.           | THE FI            | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-F                         | Г                              |                  |                   |                   |   |
| Source Name:  | UNNAME                            | TRIBU                          | TARY O           | F REED            | o cou             | ILEE  |
| Source Type:  | SUR                               | FACE WA                        | TER              |                   |                   |   |
| *Point of Diversion and I   | Means of Div                      | ersion:                        |                  |                   |                   |   |
| $\frac{ID}{1} \qquad \qquad \frac{Govt I}{1}$                         | s                                 | Qtr Sec<br>ESESW               | <u>Sec</u><br>24 | <u>Twp</u><br>22N |                   | <u>County</u><br>FERGUS   |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |                                   |                                |                  |                   |                   |   |
| *Reservoir: ON  | STREAM                            |                                |                  |                   |                   |   |
| <u>Govt I</u>   |                                   | <u>Qtr Sec</u><br>ESESW        | <u>Sec</u><br>24 | <u>Twp</u><br>22N | <u>Rge</u><br>22E | <u>County</u><br>FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:              | eservoir:                         | DIVERS<br>8.00<br>5.00<br>0.30 | FEET             |                   |                   |   |
| Capacity:   |                                   | 0.60                           | ACRE-F           | EET               |                   |   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | SESESW         | 24  | 22N | 22E FERGUS |

#### **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.

64840-00 64841-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64842-00                                       | STATE         | /ENT O                     | F CLA | NM   |
|---|---|---------------|----------------------------|-------|--|
|   | Version: 1 O  | RIGINAL       | RIGHT                      |       |  |
|   | Statu   | s: AC         | CTIVE                      |       |  |
| Owners:   | USA (DEPT OF II<br>5001 SOUTHGAT<br>BILLINGS, MT 59 | E DR          |                            | U OF  | LAND MGMT)   |
| <b>*Priority Date:</b>  | OCTOBER 10, 19                                      | 963           |                            |       |  |
|   | DATE OF FILING                                      | THE NO        | TICE OF                    | CON   | RIGHT HAS BEEN CHANGED TO THE<br>IPLETION OF GROUNDWATER<br>ITY DATE MAY BE CONTESTED BY |
| *Type of Historical Right   | : FILED   |               |                            |       |  |
| Purpose(use):   | WILDLIFE  |               |                            |       |  |
| Flow Rate:  | 9.02 GPM  |               |                            |       |  |
| Volume:   | 4.55 AC-FT  |               |                            |       |  |
| Source Name:  | GROUNDWATER   | र             |                            |       |  |
| Source Type:  | GROUNDW   | ATER          |                            |       |  |
|   | ALSO KNOWN A  | S BREAK       | S WELL                     | -     |  |
| *Point of Diversion and I   | Means of Diversion:                                 |               |                            |       |  |
| <u>ID</u> <u>Govt 1</u><br>1<br>Period of Diversion<br>Diversion Means: | NESES   | N 25          | <u>Twp</u><br>22N<br>ER 31 |       | <u>County</u><br>FERGUS  |
| Period of Use:  | JANUARY 1 TO D                                      | DECEMBE       | ER 31                      |       |  |
| *Place of Use:  |   |               |                            |       |  |
| ID <u>Acres Govt I</u>  | Lot Qtr Se  | ec <u>Sec</u> | Twp                        | Rge   | <u>County</u>  |
| 1   | NESES   | N 25          | 22N                        | 22E   | FERGUS   |
|   |   |               |                            |       |  |

#### 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.

64842-00 64843-00

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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:                           | 40EJ 64843-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:                                       | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| *Priority Date:                               | OCTOBER 10, 1963  |  |  |  |
|   | THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE<br>DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER<br>APPROPRIATION (GW2). THE PRIORITY DATE MAY BE CONTESTED BY<br>PROPER OBJECTION.  |  |  |  |
| *Type of Historical Right                     | t: FILED  |  |  |  |
| Purpose(use):                                 | STOCK   |  |  |  |
| Flow Rate:                                    | 9.02 GPM  |  |  |  |
| *Volume:                                      | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |  |  |  |
| Source Name:                                  | GROUNDWATER   |  |  |  |
| Source Type:                                  | GROUNDWATER   |  |  |  |
|   | ALSO KNOWN AS BREAKS WELL   |  |  |  |
| *Point of Diversion and Means of Diversion:   |   |  |  |  |
| <u>ID</u> <u>Govt</u>                         |   |  |  |  |
| 1   | NESESW 25 22N 22E FERGUS  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 |   |  |  |  |

Diversion Means: WELL

\*Place of Use:

| ID | Acres Govt Lot | <u>Qtr Sec</u> | <u>Sec</u> | Twp | Rge County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | NESESW         | 25         | 22N | 22E FERGUS |

#### 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.

64842-00 64843-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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: 40EJ 64844-00 STATEMENT OF CLAIM                                 |   |             |                   |  |  |
|--|---|-------------|-------------------|--|--|
|  | Version: 1                                  | ORIGINAL    | RIGHT             |  |  |
|  | Sta   | itus: A     | CTIVE             |  |  |
| Owners:  | USA (DEPT OF<br>5001 SOUTHG<br>BILLINGS, MT | ATE DR      |                   | AU OF LAND MGMT)                       |  |
| Priority Date:   | OCTOBER 10,                                 | 1963        |                   |  |  |
| Type of Historical Right: FILED  |   |             |                   |  |  |
| Purpose(use):  | WILDLIFE                                    |             |                   |  |  |
| Flow Rate:   | 6.01 GPM                                    |             |                   |  |  |
| Volume:  | 9.38 AC-FT                                  |             |                   |  |  |
| Source Name:   | GROUNDWAT                                   | ER          |                   |  |  |
| Source Type:   | GROUND                                      | WATER       |                   |  |  |
| *Point of Diversion and I  | Means of Diversio                           | on:         |                   |  |  |
| $\frac{\mathbf{ID}}{1}$ Govt   | Lot Qtr<br>NESI                             | SecSecESE28 | <u>Twp</u><br>22N | <u>Rge</u> <u>County</u><br>22E FERGUS |  |
| <b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31<br><b>Diversion Means:</b> WELL |   |             |                   |  |  |
| Period of Use:   | JANUARY 1 TO                                | D DECEMB    | ER 31             |  |  |
| *Place of Use:   |   |             |                   |  |  |
| ID <u>Acres Govt 1</u>   | Lot Qtr                                     | Sec Sec     | <u>Twp</u>        | <u>Rge</u> <u>County</u>               |  |
| 1  | NESI  | ESE 28      | 22N               | 22E FERGUS                             |  |

#### **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.

Page 2 of 2

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 64845-00 STATEMENT OF CLAIM  |  |  |  |
|--|---|--|--|--|
|  | Version: 1 ORIGINAL RIGHT   |  |  |  |
|  | Status: ACTIVE  |  |  |  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:   | OCTOBER 10, 1963  |  |  |  |
| Type of Historical Right   | : FILED   |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |
| Flow Rate:   | 6.01 GPM  |  |  |  |
| *Volume:   | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |  |  |  |
| Source Name:   | GROUNDWATER   |  |  |  |
| Source Type:   | GROUNDWATER   |  |  |  |
| *Point of Diversion and Means of Diversion:                            |   |  |  |  |
| $\frac{\mathbf{ID}}{1}$ Govt 1   | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NESESE 28 22N 22E FERGUS  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: WELL |   |  |  |  |
| Period of Use:   | JANUARY 1 TO DECEMBER 31  |  |  |  |
| *Place of Use:   |   |  |  |  |
| ID Acres Govt I  | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>  |  |  |  |
| 1  | NESESE 28 22N 22E FERGUS  |  |  |  |

#### 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.

64844-00 64845-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 64846-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>                   | APRIL 9, 1968  |
| Type of Historical Right                | :USE   |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                                 | 0.70 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF TWO CALF CREEK  |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Means of Diversion:  |
| <u>ID</u> <u>Govt l</u>                 |  |
| 1                                       | SWSESW 28 22N 22E FERGUS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |  |
| *Reservoir: ON                          | STREAM   |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSESW 28 22N 22E FERGUS     |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 8.00 FEET  |
| Depth:                                  | 5.00 FEET  |
| Surface Area:                           | 0.15 ACRES   |
| Capacity:                               | 0.30 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

APRIL 25, 2014

40EJ 64846-00

Page 2 of 2

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  |                | SWSESW         | 28         | 22N | 22E FERGUS               |

#### 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.

64846-00 64847-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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>40EJ 64847-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |
|---------------------------|---|
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | APRIL 9, 1968   |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF TWO CALF CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   | Lot <u>Qtr Sec Sec Twp Rge</u> County<br>SWSESW 28 22N 22E FERGUS   |
| •                         | I JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSESW 28 22N 22E FERGUS   |
| Diversion to R            |   |
| Dam Height:               | 8.00 FEET   |
| Depth:<br>Surface Area:   | 5.00 FEET<br>0.15 ACRES   |
| Capacity:                 | 0.30 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | SWSESW         | 28  | 22N | 22E FERGUS |

#### **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.

64846-00 64847-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 64848-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>                   | SEPTEMBER 6, 1953  |
| Type of Historical Right                | USE  |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                                 | 0.70 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK  |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | leans of Diversion:  |
| <u>ID</u> <u>Govt I</u>                 |  |
| 1                                       | SENESE 30 22N 22E FERGUS   |
| Period of Diversion<br>Diversion Means: | JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |  |
|   | TREAM  |
| <u>Govt I</u>                           | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESE 30 22N 22E FERGUS |
| Diversion to R                          | servoir: DIVERSION # 1   |
| Dam Height:                             | 7.00 FEET  |
| Depth:                                  | 4.00 FEET  |
| Surface Area:                           | 0.10 ACRES   |
| Capacity:                               | 0.16 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

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APRIL 25, 2014 40EJ 64848-00

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 | Rge County |
|-----------|----------------|----------------|------------|-----|------------|
| 1         |                | SENESE         | 30         | 22N | 22E FERGUS |

#### 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.

64848-00 64849-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 64849-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|--|---|
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | SEPTEMBER 6, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.30 AC-FT  |
| Source Name:<br>Source Type:   | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK<br>SURFACE WATER  |
| *Point of Diversion and<br><u>ID</u> <u>Govt</u><br>1<br>Period of Diversion<br>Diversion Means: |   |
| *Reservoir: ON<br><u>Govt</u>  | STREAM<br><u>Lot Qtr Sec Sec Twp Rge County</u><br>SENESE 30 22N 22E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:                            | 7.00 FEET<br>4.00 FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SENESE         | 30         | 22N | 22E FERGUS               |

#### 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.

64848-00 64849-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64850-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669           |
| <b>Priority Date:</b>     | NOVEMBER 10, 1953  |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                 |
| Volume:                   | 1.40 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF TWO CALF CREEK  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| ID Govt 1                 |  |
| 1                         | NESWNE 30 22N 22E FERGUS   |
|                           | : JANUARY 1 TO DECEMBER 31   |
| <b>Diversion Means:</b>   | DAM  |
| *Reservoir: ON            | STREAM   |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWNE 30 22N 22E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 7.00 FEET  |
| Depth:                    | 4.00 FEET  |
| Surface Area:             | 0.10 ACRES   |
| Capacity:                 | 0.16 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                              |

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APRIL 25, 2014 40EJ 64850-00

Page 2 of 2

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  |                | NESWNE         | 30         | 22N | 22E FERGUS |

#### 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.

64850-00 64851-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:                                 | 40EJ 64851-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                                      | NOVEMBER 10, 1953   |
| Type of Historical Right                            | L: USE  |
| Purpose(use):                                       | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF TWO CALF CREEK   |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and N                           | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u><br>1<br>Period of Diversion | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NESWNE 30 22N 22E FERGUS<br>n: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:                                    | DAM   |
| *Reservoir: ONS                                     | STREAM  |
| <u>Govt I</u>                                       | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWNE 30 22N 22E FERGUS  |
| Diversion to Re                                     | eservoir: DIVERSION # 1   |
| Dam Height:   | 7.00 FEET   |
|   |   |
| Depth:<br>Surface Area:                             | 4.00 FEET<br>0.10 ACRES   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. Period of Use: JANUARY 1 TO DECEMBER 31 \*Place of Use: ID Acres Govt Lot Otr Sec Sec Twp Rge County

| Ш | Acres Gove Lot | <u>Qu sec</u> | Bet | <u>1 wp</u> | <u>Rge</u> <u>County</u> |
|---|----------------|---------------|-----|-------------|--------------------------|
| 1 |                | NESWNE        | 30  | 22N         | 22E FERGUS               |

#### **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.

64850-00 64851-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:        | 40EJ 64852-00 STATEMENT OF CLAIM  |
|----------------------------|---|
|                            | Version: 1 ORIGINAL RIGHT   |
|                            | Status: ACTIVE  |
| Owners:                    | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:             | APRIL 9, 1968   |
| Type of Historical Right   | :USE  |
| Purpose(use):              | STOCK   |
| *Flow Rate:                | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                    | 0.30 AC-FT  |
| Source Name:               | UNNAMED TRIBUTARY OF TWO CALF CREEK   |
| Source Type:               | SURFACE WATER   |
| *Point of Diversion and I  | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>    |   |
| 1                          | SENWNE 30 22N 22E FERGUS  |
| Diversion Means:           | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON             | STREAM  |
| <u>Govt I</u>              | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWNE 30 22N 22E FERGUS  |
| Diversion to R             | eservoir: DIVERSION # 1   |
| Dam Height:                | 8.00 FEET   |
| Depth:                     | 5.00 FEET   |
| Surface Area:<br>Capacity: | 0.10 ACRES<br>0.20 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:

 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 SENWNE
 30
 22N
 22E
 FERGUS

#### **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.

64852-00 64853-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 6485                             | 3-00 S                 | STATEM           | IENT O            | F CLA             | IM                                |
|---------------------------|---------------------------------------|------------------------|------------------|-------------------|-------------------|-----------------------------------|
|                           | Version:                              | 1 OR                   | IGINAL           | RIGHT             |                   |                                   |
|                           |                                       | Status:                | AC               | TIVE              |                   |                                   |
| Owners:                   | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| Priority Date:            | APRIL 9, 19                           | 968                    |                  |                   |                   |                                   |
| Type of Historical Right  | :USE                                  |                        |                  |                   |                   |                                   |
| Purpose(use):             | WILDLIFE                              |                        |                  |                   |                   |                                   |
| *Flow Rate:               | A SPECIFIC                            |                        |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 2.70 AC-FT                            |                        |                  |                   |                   |                                   |
| Source Name:              | UNNAMED                               | TRIBU                  | TARY O           | F TWO             | CALF              | CREEK                             |
| Source Type:              | SURF                                  | ACE WA                 | ATER             |                   |                   |                                   |
| *Point of Diversion and N | Means of Dive                         | ersion:                |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |                                       | <u>Qtr Sec</u>         |                  | Twp               |                   | County                            |
| 1<br>Period of Diversion  | -                                     |                        | 30<br>           | 22N               | 22E               | FERGUS                            |
| Diversion Means:          | DAM                                   | TIOD                   |                  |                   |                   |                                   |
| *Reservoir: ONS           | STREAM                                |                        |                  |                   |                   |                                   |
| <u>Govt I</u>             | <u>.ot</u><br>SE                      | <u>Qtr Sec</u><br>NWNE | <u>Sec</u><br>30 | <u>Twp</u><br>22N | <u>Rge</u><br>22E | <u>County</u><br>FERGUS           |
| Diversion to R            | eservoir: [                           | DIVERS                 | ION # 1          |                   |                   |                                   |
| Dam Height:               |                                       | 8.00                   |                  |                   |                   |                                   |
| Depth:                    |                                       | 5.00                   | FEET             |                   |                   |                                   |
| Surface Area:             |                                       |                        | ACRES            |                   |                   |                                   |
| Capacity:                 |                                       | 0.20                   | ACRE-F           | EET               |                   |                                   |
|                           | THE CAPAO<br>DNRC.                    | CITY, D/               | AM HEIC          | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64853-00

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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         |                       | SENWNE         | 30         | 22N | 22E FERGUS |

#### 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.

64852-00 64853-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 64854-00 STATEMENT OF CLAIM  |
|--|---|
|  | Version: 1 ORIGINAL RIGHT   |
|  | Status: ACTIVE  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>  | APRIL 9, 1968   |
| Type of Historical Right                                       | : USE   |
| Purpose(use):  | STOCK   |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.30 AC-FT  |
| Source Name:   | UNNAMED TRIBUTARY OF TWO CALF CREEK   |
| Source Type:   | SURFACE WATER   |
| *Point of Diversion and I                                      | Means of Diversion:   |
| $\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$ | NENESE 30 22N 22E FERGUS  |
| Period of Diversion<br>Diversion Means:                        | E: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON   | STREAM  |
| <u>Govt I</u>  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENESE 30 22N 22E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:       | 9.00 FEET<br>6.00 FEET<br>0.20 ACRES  |
| Capacity:  | 0.48 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 ID

 <u>Acres Govt Lot</u>
 <u>Qtr Sec</u>
 <u>Twp</u>
 <u>Rge</u>

 County

1 NENESE 30 22N 22E FERGUS

#### **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.

64854-00 64855-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64855-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>   | APRIL 9, 1968  |
| Type of Historical Right  | t: USE   |
| Purpose(use):   | WILDLIFE   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:   | 1.70 AC-FT   |
| Source Name:  | UNNAMED TRIBUTARY OF TWO CALF CREEK  |
| Source Type:  | SURFACE WATER  |
| *Point of Diversion and I   | Means of Diversion:  |
| <u>ID</u> <u>Govt l</u>   |  |
| 1   | NENESE 30 22N 22E FERGUS   |
| Diversion Means:  | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   | STREAM   |
| <u>Govt I</u>   |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 9.00 FEET<br>6.00 FEET   |
|   | DNRC.  |

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Page 2 of 2

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  |                | NENESE         | 30         | 22N | 22E FERGUS |

#### 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.

64854-00 64855-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64856-00 STATEMENT OF CLAIM   |    |
|---------------------------|--|----|
|                           | Version: 1 ORIGINAL RIGHT  |    |
|                           | Status: ACTIVE   |    |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |    |
| Priority Date:            | NOVEMBER 15, 1953  |    |
| Type of Historical Right  | USE  |    |
| Purpose(use):             | WILDLIFE   |    |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THE ONSTREAM RESERVOIR.          | IS |
| Volume:                   | 1.80 AC-FT   |    |
| Source Name:              | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK  |    |
| Source Type:              | SURFACE WATER  |    |
| *Point of Diversion and M | Ieans of Diversion:  |    |
| <u>ID</u> <u>Govt I</u>   |  |    |
| 1<br>Dominal of Dimension | NESWNE 31 22N 22E FERGUS<br>JANUARY 1 TO DECEMBER 31   |    |
| Diversion Means:          | DAM  |    |
| *Reservoir: ONS           | TREAM  |    |
| <u>Govt I</u>             | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWNE 31 22N 22E FERGUS |    |
| Diversion to R            | servoir: DIVERSION # 1   |    |
| Dam Height:               | 10.00 FEET   |    |
| Depth:                    | 7.00 FEET  |    |
| Surface Area:             | 0.10 ACRES   |    |
| Capacity:                 | 0.28 ACRE-FEET   |    |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED DNRC.                         | ΒY |

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APRIL 25, 2014 40EJ 64856-00

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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         |                | NESWNE         | 31         | 22N | 22E FERGUS |

#### 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.

64856-00 64857-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64857-00 STATEMENT OF CLAIM   |                  |
|---|--|------------------|
|   | Version: 1 ORIGINAL RIGHT  |                  |
|   | Status: ACTIVE   |                  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |                  |
| <b>Priority Date:</b>                   | NOVEMBER 15, 1953  |                  |
| Type of Historical Right                | USE  |                  |
| Purpose(use):                           | STOCK  |                  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED F<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITE<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN T | D TO THE MINIMUM |
| Volume:                                 | 0.30 AC-FT   |                  |
| Source Name:                            | UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUT  | TH FORK          |
| Source Type:                            | SURFACE WATER  |                  |
| *Point of Diversion and I               | eans of Diversion:   |                  |
| ID Govt 1                               | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWNE 31 22N 22E FERGUS                                      |                  |
| Period of Diversion<br>Diversion Means: | JANUARY 1 TO DECEMBER 31<br>DAM  |                  |
| *Reservoir: ON                          | TREAM  |                  |
| <u>Govt I</u>                           | <u>ot Qtr Sec Sec Twp Rge County</u><br>NESWNE 31 22N 22E FERGUS   |                  |
| Diversion to R                          | ervoir: DIVERSION # 1  |                  |
| Dam Height:                             | 10.00 FEET   |                  |
| Depth:                                  | 7.00 FEET  |                  |
| Surface Area:<br>Capacity:              | 0.10 ACRES<br>0.28 ACRE-FEET   |                  |
| Suparity.                               | 5.20 / IONE / 221  |                  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NESWNE
 31
 22N
 22E
 FERGUS

#### **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.

64856-00 64857-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                   | 40EJ 64858-00 STATEMENT OF CLAIM   |
|---------------------------------------|--|
|                                       | Version: 1 ORIGINAL RIGHT  |
|                                       | Status: ACTIVE   |
| Owners:                               | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| *Priority Date:                       | OCTOBER 10, 1963   |
|                                       | THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE<br>DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER<br>APPROPRIATION (GW2). THE PRIORITY DATE MAY BE CONTESTED BY<br>PROPER OBJECTION. |
| *Type of Historical Right             | t: FILED   |
| Purpose(use):                         | WILDLIFE   |
| Flow Rate:                            | 6.01 GPM   |
| Volume:                               | 9.38 AC-FT   |
| Source Name:                          | GROUNDWATER  |
| Source Type:                          | GROUNDWATER  |
|                                       | ALSO KNOWN AS SOUTH FORK TWO CALF WELL   |
| *Point of Diversion and I             | Means of Diversion:  |
| ID Govt 1<br>1<br>Pariod of Diversion | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>SWSENE 33 22N 22E FERGUS<br>n: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:                      | WELL   |
| Period of Use:                        | JANUARY 1 TO DECEMBER 31   |
| *Place of Use:                        |  |
| ID <u>Acres Govt I</u>                | Lot <u>Qtr Sec Sec Twp Rge County</u>  |
| 1                                     | SWSENE 33 22N 22E FERGUS   |

#### 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.

64858-00 64859-00

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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:                         | 40EJ 64859-00 STATEMENT OF CLAIM  |  |  |
|---|---|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |
|   | Status: ACTIVE  |  |  |
| Owners:                                     | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| *Priority Date:                             | OCTOBER 10, 1963  |  |  |
|   | THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE<br>DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER<br>APPROPRIATION (GW2). THE PRIORITY DATE MAY BE CONTESTED BY<br>PROPER OBJECTION.  |  |  |
| *Type of Historical Right                   | FILED   |  |  |
| Purpose(use):                               | STOCK   |  |  |
| Flow Rate:                                  | 6.01 GPM  |  |  |
| *Volume:                                    | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |  |  |
| Source Name:                                | GROUNDWATER   |  |  |
| Source Type:                                | GROUNDWATER   |  |  |
|   | ALSO KNOWN AS SOUTH FORK TWO CALF WELL  |  |  |
| *Point of Diversion and Means of Diversion: |   |  |  |
| ID Govt I                                   | <u>ot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENE 33 22N 22E FERGUS  |  |  |
| Period of Diversion<br>Diversion Means:     | : JANUARY 1 TO DECEMBER 31<br>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  |                | SWSENE         | 33         | 22N | 22E FERGUS               |

#### 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.

64858-00 64859-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64860-00                                       | STATEMENT C                                      | OF CLAIM                               |                   |
|---|---|--|--|-------------------|
|   | Version: 1 O  | RIGINAL RIGHT                                    |  |                   |
|   | Status  | ACTIVE   |  |                   |
| Owners:   | USA (DEPT OF IN<br>5001 SOUTHGAT<br>BILLINGS, MT 59 | E DR   | AU OF LAND MGMT)                       |                   |
| <b>Priority Date:</b>   | JUNE 27, 1967                                       |  |  |                   |
| Type of Historical Right  | USE   |  |  |                   |
| Purpose(use):   | WILDLIFE  |  |  |                   |
| *Flow Rate:   | A SPECIFIC FLO<br>ONSTREAM RES                      | -  | OT BEEN DECREED FOR TH                 | IIS USE FROM THIS |
| Volume:   | 7.70 AC-FT  |  |  |                   |
| Source Name:  | UNNAMED TRIB  | UTARY OF WO                                      | ODHAWK CREEK                           |                   |
| Source Type:  | SURFACE V   | VATER  |  |                   |
| *Point of Diversion and I   | Ieans of Diversion:                                 |  |  |                   |
| <u>ID</u> <u>Govt 1</u>   |   |  | <u>Rge</u> <u>County</u>               |                   |
| 1   | NENEN   |  | 20E FERGUS                             |                   |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |                   |
|   | STREAM  |  |  |                   |
|   |   | a m  |  |                   |
| <u>Govt I</u>   | <u>ot Qtr Se</u><br>NENENV                          | $\frac{c}{V} = \frac{Sec}{23} = \frac{Twp}{23N}$ | <u>Rge</u> <u>County</u><br>20E FERGUS |                   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 10.00<br>7.00<br>2.20<br>6.16                       | SION # 1<br>FEET<br>FEET<br>ACRES<br>ACRE-FEET   |  |                   |
|   | THE CAPACITY,<br>DNRC.                              | DAM HEIGHT, A                                    | ND SURFACE AREA HAVE E                 | BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64860-00

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 | Rge County |
|-----------|----------------|----------------|------------|-----|------------|
| 1         |                | NENENW         | 23         | 23N | 20E FERGUS |

#### 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.

64860-00 64861-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64861-00 STATEMENT OF CLAIM  |  |  |
|---|---|--|--|
|   | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| Priority Date:  | JUNE 27, 1967   |  |  |
| Type of Historical Right  | :USE  |  |  |
| Purpose(use):   | STOCK   |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |
| Volume:   | 0.30 AC-FT  |  |  |
| Source Name:<br>Source Type:  | UNNAMED TRIBUTARY OF WOODHAWK CREEK<br>SURFACE WATER  |  |  |
| *Point of Diversion and Means of Diversion:<br><u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>1 NENENW 23 23N 20E FERGUS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |
| *Reservoir: ON:<br><u>Govt I</u>  | STREAM<br>L <u>ot Qtr Sec Sec Twp Rge</u> <u>County</u><br>NENENW 23 23N 20E FERGUS   |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:   | eservoir: DIVERSION # 1<br>10.00 FEET<br>7.00 FEET<br>2.20 ACRES<br>6.16 ACRE-FEET  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 NENENW 23 23N 20E FERGUS

#### **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.

64860-00 64861-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64862-00 STATEMENT OF CLAIM   |  |  |
|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT  |  |  |
|   | Status: ACTIVE   |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |  |  |
| Priority Date:  | AUGUST 20, 1943  |  |  |
| Type of Historical Right  | t: USE   |  |  |
| Purpose(use):   | WILDLIFE   |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |  |  |
| Volume:   | 1.21 AC-FT   |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF WOODHAWK CREEK  |  |  |
| Source Type:  | SURFACE WATER  |  |  |
| *Point of Diversion and M   | Means of Diversion:  |  |  |
| <u>ID</u> <u>Govt I</u>   |  |  |  |
| 1<br>Donied of Dimension  | SWSWSE 25 23N 20E FERGUS   |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |  |  |  |
| *Reservoir: ONS   | STREAM   |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWSE 25 23N 20E FERGUS     |  |  |
| Diversion to R  | eservoir: DIVERSION # 1  |  |  |
| Dam Height:   | 15.00 FEET   |  |  |
| Depth:  | 12.00 FEET   |  |  |
| Surface Area:   |  |  |  |
| Capacity:   | 1.92 ACRE-FEET   |  |  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |  |  |

APRIL 25, 2014

40EJ 64862-00

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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> <u>County</u> |
|----|-----------------------|----------------|------------|-----|--------------------------|
| 1  |                       | SWSWSE         | 25         | 23N | 20E FERGUS               |

#### 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.

64862-00 64863-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                   | 40EJ 64863-00 STATEMENT OF CLAIM  |  |  |
|---------------------------------------|---|--|--|
|                                       | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |
|                                       | Status: ACTIVE  |  |  |
| Owners:                               | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| Priority Date:                        | AUGUST 20, 1943   |  |  |
| Type of Historical Right              | :USE  |  |  |
| Purpose(use):                         | STOCK   |  |  |
| *Flow Rate:                           | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |
| Volume:                               | 0.79 AC-FT  |  |  |
| Source Name:                          | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |  |  |
| Source Type:                          | SURFACE WATER   |  |  |
| *Point of Diversion and M             | Means of Diversion:   |  |  |
| <u>ID</u> <u>Govt I</u>               |   |  |  |
| 1<br>Pariod of Diversion              | SWSWSE 25 23N 20E FERGUS<br>: JANUARY 1 TO DECEMBER 31  |  |  |
| Diversion Means:                      | DAM   |  |  |
| *Reservoir: ONS                       | STREAM  |  |  |
| <u>Govt I</u>                         | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWSE 25 23N 20E FERGUS  |  |  |
| Diversion to Reservoir: DIVERSION # 1 |   |  |  |
| Dam Height:                           | 15.00 FEET  |  |  |
| Depth:<br>Surface Area:               | 12.00 FEET<br>0.40 ACRES  |  |  |
| Capacity:                             | 1.92 ACRE-FEET  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. JANUARY 1 TO DECEMBER 31

Period of Use: \*Place of Use:

| ince or   | c bei          |                |            |     |                          |
|-----------|----------------|----------------|------------|-----|--------------------------|
| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
| 1         |                | SWSWSE         | 25         | 23N | 20E FERGUS               |

### **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.

64862-00 64863-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:      | 40EJ 64864-00 RESERVED CLAIM   |  |  |  |  |  |
|--------------------------|--|--|--|--|--|--|
|                          | Version: 1 ORIGINAL RIGHT  |  |  |  |  |  |
|                          | Status: ACTIVE   |  |  |  |  |  |
| Owners:                  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |  |  |  |  |  |
| Priority Date:           | APRIL 17, 1926   |  |  |  |  |  |
| Type of Historical Right | t: RESERVED  |  |  |  |  |  |
| Purpose(use):            | WILDLIFE   |  |  |  |  |  |
| Flow Rate:               | 1.00 GPM   |  |  |  |  |  |
| Volume:                  | 0.82 AC-FT   |  |  |  |  |  |
| *Source Name:            | SPRING, UNNAMED TRIBUTARY OF WOODHAWK CREEK  |  |  |  |  |  |
| Source Type:             | GROUNDWATER  |  |  |  |  |  |
|                          | ALSO KNOWN AS HART SPRING  |  |  |  |  |  |
| *Point of Diversion and  | Means of Diversion:  |  |  |  |  |  |
| IDGovt1                  | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESW 35 23N 20E FERGUS     |  |  |  |  |  |
| Period of Diversion      | n: JANUARY 1 TO DECEMBER 31  |  |  |  |  |  |
| <b>Diversion Means:</b>  | DEVELOPED SPRING   |  |  |  |  |  |
| Period of Use:           | JANUARY 1 TO DECEMBER 31   |  |  |  |  |  |
| *Place of Use:           |  |  |  |  |  |  |
| ID Acres Govt            | Lot <u>Qtr Sec Sec Twp Rge County</u>  |  |  |  |  |  |
| 1                        | NWSESW 35 23N 20E FERGUS   |  |  |  |  |  |

**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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THIS CLAIM IS BASED ON PUBLIC WATER RESERVE NO. 107 CREATED BY EXECUTIVE ORDER DATED APRIL 17, 1926. IT IS NOT CLEAR IF THIS CLAIMED RIGHT IS A FEDERAL RESERVED WATER RIGHT, BUT IF IT IS, IT IS NOT CLEAR WHETHER THE PURPOSE CLAIMED WAS CONTEMPLATED BY SUCH A RESERVATION, OR IF THE AMOUNT OF WATER CLAIMED IS THE AMOUNT NECESSARY TO FULFILL THE PURPOSE OF THE RESERVATION.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:          | 40EJ 648  | 6 <b>5-00</b> S         | STATEN           | /ENT O            | F CLA      | MM                      |
|------------------------------|---|-------------------------|------------------|-------------------|------------|-------------------------|
|                              | Version:  | 1 ORI                   | GINAL            | RIGHT             |            |                         |
|                              |   | Status:                 | AC               | CTIVE             |            |                         |
| Owners:                      | USA (DEP<br>5001 SOU<br>BILLINGS,   | THGATE                  | DR               |                   | U OF       | LAND MGMT)              |
| *Priority Date:              | DECEMBE   | R 31, 187               | 79               |                   |            |                         |
| Type of Historical Right     | :USE  |                         |                  |                   |            |                         |
| Purpose(use):                | STOCK   |                         |                  |                   |            |                         |
| Flow Rate:                   | 1.00 GPM  |                         |                  |                   |            |                         |
| *Volume:                     | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |                         |                  |                   |            |                         |
| *Source Name:                | SPRING, U   | JNNAMEI                 | D TRIE           | BUTARY            | OF V       | VOODHAWK CREEK          |
| Source Type:                 | GRO   | UNDWAT                  | ER               |                   |            |                         |
|                              | ALSO KNO  | OWN AS I                | HARTS            | SPRING            |            |                         |
| *Point of Diversion and I    | Means of Div  | version:                |                  |                   |            |                         |
| $\frac{\mathbf{ID}}{1}$ Govt |   | <u>Qtr Sec</u><br>NSESW | <u>Sec</u><br>35 | <u>Twp</u><br>23N |            | <u>County</u><br>FERGUS |
| Period of Diversion          | : JANUARY   | 1 TO DE                 | CEMB             | ER 31             |            |                         |
| <b>Diversion Means:</b>      | DEVELOF   | PED SPRI                | NG               |                   |            |                         |
| Period of Use:               | JANUARY   | 1 TO DE                 | CEMBE            | ER 31             |            |                         |
| *Place of Use:               |   |                         |                  |                   |            |                         |
| ID <u>Acres Govt 1</u>       | Lot   | <u>Qtr Sec</u>          | <u>Sec</u>       | Twp               | <u>Rge</u> | County                  |
| 1                            | N   | NSESW                   | 35               | 23N               | 20E        | FERGUS                  |
|                              |   |                         |                  |                   |            |                         |

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:                   | 40EJ 6486                           | <b>6-00</b> S                      | TATEM              | ENT OI                    | = CLA             | IM  |
|---------------------------------------|-------------------------------------|------------------------------------|--------------------|---------------------------|-------------------|---|
|                                       | Version:                            | 1 ORIC                             | GINAL F            | RIGHT                     |                   |   |
|                                       |                                     | Status:                            | AC                 | TIVE                      |                   |   |
| Owners:                               | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE [                            | DR                 | BUREA                     | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>                 | JUNE 30, 1                          | 970                                |                    |                           |                   |   |
| Type of Historical Right              | :USE                                |                                    |                    |                           |                   |   |
| Purpose(use):                         | STOCK                               |                                    |                    |                           |                   |   |
| *Flow Rate:                           | ONSTREAM                            | <b>MRESER</b>                      | VOIR.              | THE FI                    | _OW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                               | 0.30 AC-FT                          |                                    |                    |                           |                   |   |
| Source Name:                          | UNNAMED                             | TRIBUT                             | ARY O              | F MISS                    | OURI              | RIVER   |
| Source Type:                          | SURF                                | ACE WA                             | TER                |                           |                   |   |
| *Point of Diversion and I             | Means of Div                        | ersion:                            |                    |                           |                   |   |
| ID Govt 1<br>1<br>Period of Diversion | NW                                  | <u>Qtr Sec</u><br>SWSW<br>1 TO DE0 | Sec<br>11<br>CEMBE | <u>Twp</u><br>23N<br>R 31 |                   | <u>County</u><br>FERGUS   |
| <b>Diversion Means:</b>               | DAM                                 |                                    |                    |                           |                   |   |
| *Reservoir: ON                        | STREAM                              |                                    |                    |                           |                   |   |
| <u>Govt I</u>                         |                                     | <u>Qtr Sec</u><br>SWSW             | <u>Sec</u><br>11   | <u>Twp</u><br>23N         | <u>Rge</u><br>21E | <u>County</u><br>FERGUS   |
| Diversion to R                        | eservoir:                           | DIVERSIO                           |                    |                           |                   |   |
| Dam Height:                           |                                     | 8.00 F<br>5.00 F                   |                    |                           |                   |   |
| Depth:<br>Surface Area:               |                                     | 0.40 A                             |                    |                           |                   |   |
| Capacity:                             |                                     | 0.80 A                             |                    | EET                       |                   |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWSWSW
 11
 23N
 21E
 FERGUS

### **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.

64866-00 64867-00

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| Water Right Number:                     | 40EJ 64867-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>                   | JUNE 30, 1970  |
| Type of Historical Right                | USE  |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                                 | 6.70 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF MISSOURI RIVER  |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Ieans of Diversion:  |
| <u>ID</u> <u>Govt 1</u>                 |  |
| 1                                       | NWSWSW 11 23N 21E FERGUS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |  |
|   | STREAM   |
| <u>Govt I</u>                           | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWSW 11 23N 21E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 8.00 FEET  |
| Depth:                                  | 5.00 FEET  |
| Surface Area:                           | 0.40 ACRES   |
| Capacity:                               | 0.80 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                      |

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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         |                | NWSWSW         | 11         | 23N | 21E FERGUS |

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64866-00 64867-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 64868-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>                   | NOVEMBER 24, 1953   |
| Type of Historical Right                | : USE   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                                 | 10.10 AC-FT   |
| *Source Name:                           | UNNAMED TRIBUTARY OF MISSOURI RIVER   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>                   |   |
| 1                                       | NWSWSE 13 23N 21E FERGUS  |
| Period of Diversion<br>Diversion Means: | I: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWSE 13 23N 21E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 7.00 FEET   |
| Depth:                                  | 4.00 FEET   |
| Surface Area:                           | 0.20 ACRES  |
| Capacity:                               | 0.32 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014

40EJ 64868-00

Page 2 of 2

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> <u>County</u> |
|----|-----------------------|----------------|------------|-----|--------------------------|
| 1  |                       | NWSWSE         | 13         | 23N | 21E FERGUS               |

# Remarks:

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64868-00 64869-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:        | 40EJ 64869-00 STATEMENT OF CLAIM  |  |  |  |  |  |
|----------------------------|---|--|--|--|--|--|
|                            | Version: 1 ORIGINAL RIGHT   |  |  |  |  |  |
|                            | Status: ACTIVE  |  |  |  |  |  |
| Owners:                    | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |  |
| Priority Date:             | NOVEMBER 24, 1953   |  |  |  |  |  |
| Type of Historical Right   | :USE  |  |  |  |  |  |
| Purpose(use):              | STOCK   |  |  |  |  |  |
| *Flow Rate:                | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |  |
| Volume:                    | 0.30 AC-FT  |  |  |  |  |  |
| *Source Name:              | UNNAMED TRIBUTARY OF MISSOURI RIVER   |  |  |  |  |  |
| Source Type:               | SURFACE WATER   |  |  |  |  |  |
| *Point of Diversion and I  | *Point of Diversion and Means of Diversion:   |  |  |  |  |  |
| $\frac{\text{ID}}{1}$ Govt | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NWSWSE 13 23N 21E FERGUS  |  |  |  |  |  |
| •                          | I JANUARY 1 TO DECEMBER 31  |  |  |  |  |  |
| Diversion Means:           | DAM   |  |  |  |  |  |
| *Reservoir: ON             | STREAM  |  |  |  |  |  |
| <u>Govt I</u>              | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWSE 13 23N 21E FERGUS  |  |  |  |  |  |
| Diversion to R             |   |  |  |  |  |  |
| Dam Height:                | 7.00 FEET   |  |  |  |  |  |
| Depth:<br>Surface Area:    | 4.00 FEET<br>0.20 ACRES   |  |  |  |  |  |
| Capacity:                  | 0.32 ACRE-FEET  |  |  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWSWSE
 13
 23N
 21E
 FERGUS

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64868-00 64869-00

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| Water Right Number:       | 40EJ 64870-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>     | SEPTEMBER 12, 1967   |
| Type of Historical Right  | USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.         |
| Volume:                   | 4.70 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF WOODHAWK CREEK  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Jeans of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1<br>Dominal of Dimension | SWSESE 15 23N 21E FERGUS<br>JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM  |
| *Reservoir: ONS           | STREAM   |
| <u>Govt I</u>             | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSESE 15 23N 21E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 15.00 FEET   |
| Depth:                    | 12.00 FEET   |
| Surface Area:             | 0.60 ACRES   |
| Capacity:                 | 2.88 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED B'DNRC.                       |

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APRIL 25, 2014 40EJ 64870-00

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 | Rge County |
|-----------|----------------|----------------|------------|-----|------------|
| 1         |                | SWSESE         | 15         | 23N | 21E FERGUS |

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64870-00 64871-00

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## **IMPORTANT NOTICE**

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| 40EJ 64871-00                               | STATEMENT C   | OF CLAIM   |  |  |  |
|---|---|--|--|--|--|
| Version: 1 OF                               | RIGINAL RIGHT   | Г  |  |  |  |
| Status                                      | ACTIVE  |  |  |  |  |
| 5001 SOUTHGATI                              | E DR  | AU OF LAND MGMT)   |  |  |  |
| SEPTEMBER 12,                               | 1967  |  |  |  |  |
| :USE  |   |  |  |  |  |
| STOCK                                       |   |  |  |  |  |
| ONSTREAM RESE                               | ERVOIR. THE F   | FLOW RATE IS LIMITED TO THE MINIMUM  | THIS   |  |  |
| 0.30 AC-FT                                  |   |  |  |  |  |
| UNNAMED TRIBL                               | JTARY OF WOO  | ODHAWK CREEK   |  |  |  |
| SURFACE W                                   | ATER  |  |  |  |  |
| *Point of Diversion and Means of Diversion: |   |  |  |  |  |
| SWSESE                                      | 15 23N  |  |  |  |  |
| DAM   |   |  |  |  |  |
| STREAM                                      |   |  |  |  |  |
| Lot Qtr Sec<br>SWSESE                       | <b><u>Sec</u></b> <u><b>Twp</b></u><br>15 23N   | Rge County<br>21E FERGUS   |  |  |  |
| eservoir: DIVERS                            | SION # 1  |  |  |  |  |
|   |   |  |  |  |  |
| 12.00                                       | FEEI  |  |  |  |  |
| 0.00  | ACRES   |  |  |  |  |
|   | Version: 1 OF<br>Status:<br>USA (DEPT OF IN<br>5001 SOUTHGATE<br>BILLINGS, MT 591<br>SEPTEMBER 12, 7<br>: USE<br>STOCK<br>A SPECIFIC FLOW<br>ONSTREAM RESE<br>AMOUNT HISTOR<br>0.30 AC-FT<br>UNNAMED TRIBU<br>SURFACE W<br>Means of Diversion:<br>Lot Qtr Sea<br>SWSESE<br>: JANUARY 1 TO D<br>DAM<br>STREAM<br>Lot Qtr Sea<br>SWSESE<br>eservoir: DIVERS | Version:       1 ORIGINAL RIGHT         Status:       ACTIVE         USA (DEPT OF INTERIOR BURE       5001 SOUTHGATE DR         BILLINGS, MT 59101 4669       SEPTEMBER 12, 1967         SEDTEMBER 12, 1967       : USE         STOCK       A SPECIFIC FLOW RATE HAS NONSTREAM RESERVOIR. THE AMOUNT HISTORICALLY NECES         0.30 AC-FT       UNNAMED TRIBUTARY OF WOUS SURFACE WATER         Means of Diversion:       23N         : JANUARY 1 TO DECEMBER 31       23N         STREAM       Stream         Model       Stream | Version: $1 - 0$ RIGINAL RIGHT<br>Status:ACTIVEUSA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669SEPTEMBER 12, 1967SEPTEMBER 12, 1967:USESTOCKA SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.0.30 AC-FTUNNAMED TRIBUTARY OF WOODHAWK CREEK<br>SURFACE WATERMeans of Diversion:<br>SWSESETsZ3N21EFERGUS: JANUARY 1 TO DECEMBER 31<br>DAMDAMof<br>SWSESE $\frac{Qtr Sec}{15}$ $\frac{Sec}{23N}$ $\frac{Twp}{21E}$ $\frac{Rge}{FERGUS}$ eservoir:DIVERSION # 1<br>$15.00$ FEET |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SWSESE         | 15         | 23N | 21E FERGUS               |

### **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.

64870-00 64871-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64872-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669           |
| <b>Priority Date:</b>     | OCTOBER 31, 1969   |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                 |
| Volume:                   | 2.70 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF WOODHAWK CREEK  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1<br>Donied of Dimension  | SWNENW 15 23N 21E FERGUS<br>: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM  |
| *Reservoir: ONS           | STREAM   |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNENW 15 23N 21E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 8.00 FEET  |
| Depth:                    | 5.00 FEET  |
| Surface Area:             | 0.40 ACRES   |
| Capacity:                 | 0.80 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                              |

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APRIL 25, 2014 40EJ 64872-00

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 | Rge County |
|-----------|----------------|----------------|------------|-----|------------|
| 1         |                | SWNENW         | 15         | 23N | 21E FERGUS |

### 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.

64872-00 64873-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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>40EJ 64873-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |
|---|---|
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>                   | OCTOBER 31, 1969  |
| Type of Historical Right                | :USE  |
| Purpose(use):                           | STOCK   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.30 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| IDGovt I1                               | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNENW 15 23N 21E FERGUS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNENW 15 23N 21E FERGUS   |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 8.00 FEET   |
| Depth:<br>Surface Area:                 | 5.00 FEET<br>0.40 ACRES   |
| Capacity:                               | 0.80 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 ID

 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

# 1 SWNENW 15 23N 21E FERGUS

### **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.

64872-00 64873-00

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:                     | 40EJ 64874-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>                   | JUNE 30, 1970   |
| Type of Historical Right                | : USE   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                                 | 6.70 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>                 |   |
| 1                                       | SESWNW 17 23N 21E FERGUS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNW 17 23N 21E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 12.00 FEET  |
| Depth:                                  | 9.00 FEET   |
| Surface Area:                           | 0.20 ACRES  |
| Capacity:                               | 0.72 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014

40EJ 64874-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SESWNW         | 17         | 23N | 21E FERGUS               |

### Remarks:

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64874-00 64875-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:  | <b>40EJ 64875-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |
|--|---|
|  | Status: ACTIVE  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | JUNE 30, 1970   |
| Type of Historical Right                                       | :USE  |
| Purpose(use):  | STOCK   |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.30 AC-FT  |
| Source Name:   | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:   | SURFACE WATER   |
| *Point of Diversion and I                                      | Means of Diversion:   |
| $\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$ | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNW 17 23N 21E FERGUS   |
| Period of Diversion<br>Diversion Means:                        | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON   | STREAM  |
| <u>Govt I</u>  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNW 17 23N 21E FERGUS   |
| Diversion to R   | eservoir: DIVERSION # 1   |
| Dam Height:  | 12.00 FEET  |
| Depth:<br>Surface Area:  | 9.00 FEET<br>0.20 ACRES   |
| Capacity:  | 0.72 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SESWNW
 17
 23N
 21E
 FERGUS

### **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.

64874-00 64875-00

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:   | 40EJ 64876-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>   | JUNE 30, 1972   |
| Type of Historical Right  | :USE  |
| Purpose(use):   | WILDLIFE  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:   | 4.70 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and I   | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>   |   |
| 1   | NWNWSE 19 23N 21E FERGUS  |
| Diversion Means:  | : JANUARY 1 TO DECEMBER 31<br>DAM   |
|   | STREAM  |
|   |   |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSE 19 23N 21E FERGUS |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 8.00 FEET<br>5.00 FEET<br>0.10 ACRES<br>0.20 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

APRIL 25, 2014

40EJ 64876-00

Page 2 of 2

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         | 19         | 23N | 21E FERGUS               |

### 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.

64876-00 64877-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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>40EJ 64877-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |
|---------------------------|---|
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | JUNE 30, 1972   |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| $\frac{ID}{1}$ Govt 1     | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NWNWSE 19 23N 21E FERGUS  |
| •                         | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSE 19 23N 21E FERGUS   |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 8.00 FEET   |
| Depth:<br>Surface Area:   | 5.00 FEET<br>0.10 ACRES   |
| Capacity:                 | 0.20 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NWNWSE         | 19         | 23N | 21E FERGUS               |

### **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.

64876-00 64877-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64878-00 STATEMENT OF CLAIM  |  |  |
|---------------------------|---|--|--|
|                           | Version: 1 ORIGINAL RIGHT   |  |  |
|                           | Status: ACTIVE  |  |  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| Priority Date:            | NOVEMBER 2, 1948  |  |  |
| Type of Historical Right  | : USE   |  |  |
| Purpose(use):             | STOCK   |  |  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |
| Volume:                   | 0.30 AC-FT  |  |  |
| Source Name:              | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |  |  |
| Source Type:              | SURFACE WATER   |  |  |
| *Point of Diversion and I | Aeans of Diversion:   |  |  |
| <u>ID</u> <u>Govt I</u>   |   |  |  |
| 1<br>Portion of Divorcion | NESWNE 21 23N 21E FERGUS<br>: JANUARY 1 TO DECEMBER 31  |  |  |
| Diversion Means:          | DAM   |  |  |
| *Reservoir: ONS           | STREAM  |  |  |
| <u>Govt I</u>             | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWNE 21 23N 21E FERGUS   |  |  |
| Diversion to R            | Diversion to Reservoir: DIVERSION # 1   |  |  |
| Dam Height:               | 8.00 FEET   |  |  |
| Depth:<br>Surface Area:   | 5.00 FEET<br>0.70 ACRES   |  |  |
| Capacity:                 | 1.40 ACRE-FEET  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NESWNE
 21
 23N
 21E
 FERGUS

### **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.

64878-00 64879-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64879-00 STATEMENT OF CLAIM   |  |  |  |  |  |
|---|--|--|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT  |  |  |  |  |  |
|   | Status: ACTIVE   |  |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669           |  |  |  |  |  |
| <b>Priority Date:</b>   | NOVEMBER 2, 1948   |  |  |  |  |  |
| Type of Historical Right  | : USE  |  |  |  |  |  |
| Purpose(use):   | WILDLIFE<br>A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR.  |  |  |  |  |  |
| *Flow Rate:   |  |  |  |  |  |  |
| Volume:   | 3.70 AC-FT   |  |  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF WOODHAWK CREEK  |  |  |  |  |  |
| Source Type:  | SURFACE WATER  |  |  |  |  |  |
| *Point of Diversion and M   | Means of Diversion:  |  |  |  |  |  |
| <u>ID</u> <u>Govt I</u>   |  |  |  |  |  |  |
| 1<br>Portion of Divorcion   | NESWNE 21 23N 21E FERGUS   |  |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |  |  |  |  |  |  |
| *Reservoir: ONS   | STREAM   |  |  |  |  |  |
| <u>Govt I</u>   | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWNE 21 23N 21E FERGUS |  |  |  |  |  |
| Diversion to R  | eservoir: DIVERSION # 1  |  |  |  |  |  |
| Dam Height:   | 8.00 FEET  |  |  |  |  |  |
| Depth:  | 5.00 FEET  |  |  |  |  |  |
| Surface Area:   | 0.70 ACRES   |  |  |  |  |  |
| Capacity:   | 1.40 ACRE-FEET   |  |  |  |  |  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                              |  |  |  |  |  |

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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 County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | NESWNE         | 21         | 23N | 21E FERGUS |

### 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.

64878-00 64879-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64880-00 STATEMENT OF CLAIM  |  |  |  |  |  |  |
|---|---|--|--|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |  |  |
| Priority Date:  | JUNE 4, 1951  |  |  |  |  |  |  |
| Type of Historical Right  | :USE  |  |  |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |  |  |
| Volume:   | 0.30 AC-FT  |  |  |  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |  |  |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |  |  |
| *Point of Diversion and Means of Diversion:                           |   |  |  |  |  |  |  |
| $\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$        | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NESWNW 21 23N 21E FERGUS  |  |  |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWNW 21 23N 21E FERGUS   |  |  |  |  |  |  |
| <b>Diversion to Reservoir:</b> DIVERSION # 1                          |   |  |  |  |  |  |  |
| Dam Height:   | 10.00 FEET  |  |  |  |  |  |  |
| Depth:<br>Surface Area:   | 7.00 FEET<br>0.30 ACRES   |  |  |  |  |  |  |
| Capacity:   | 0.84 ACRE-FEET  |  |  |  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NESWNW
 21
 23N
 21E
 FERGUS

### **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.

64880-00 64881-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64881-00 STATEMENT OF CLAIM  |                   |  |  |  |  |
|---|---|-------------------|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |                   |  |  |  |  |
|   | Status: ACTIVE  |                   |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669          |                   |  |  |  |  |
| <b>Priority Date:</b>   | JUNE 4, 1951  |                   |  |  |  |  |
| Type of Historical Right  | USE   |                   |  |  |  |  |
| Purpose(use):   | WILDLIFE  |                   |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR TH<br>ONSTREAM RESERVOIR.                             | IS USE FROM THIS  |  |  |  |  |
| Volume:   | 3.70 AC-FT  |                   |  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |                   |  |  |  |  |
| Source Type:  | SURFACE WATER   |                   |  |  |  |  |
| *Point of Diversion and I   | eans of Diversion:  |                   |  |  |  |  |
| <u>ID</u> <u>Govt 1</u>   |   |                   |  |  |  |  |
| 1   | NESWNW 21 23N 21E FERGUS  |                   |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |                   |  |  |  |  |
|   |   |                   |  |  |  |  |
|   | TREAM   |                   |  |  |  |  |
| <u>Govt I</u>   | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWNW 21 23N 21E FERGUS |                   |  |  |  |  |
| Diversion to R  | servoir: DIVERSION # 1  |                   |  |  |  |  |
| Dam Height:   | 10.00 FEET  |                   |  |  |  |  |
| Depth:  | 7.00 FEET   |                   |  |  |  |  |
| Surface Area:   | 0.30 ACRES  |                   |  |  |  |  |
| Capacity:   | 0.84 ACRE-FEET  |                   |  |  |  |  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE E<br>DNRC.  | SEEN ESTIMATED BY |  |  |  |  |

40EJ 64881-00

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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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NESWNW         | 21         | 23N | 21E FERGUS               |

#### 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.

64880-00 64881-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:   | 40EJ 64882-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>   | OCTOBER 31, 1969   |
| Type of Historical Right  | : USE  |
| Purpose(use):   | WILDLIFE   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:   | 3.70 AC-FT   |
| Source Name:  | UNNAMED TRIBUTARY OF WOODHAWK CREEK  |
| Source Type:  | SURFACE WATER  |
| *Point of Diversion and I   | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1   | NENESW 23 23N 21E FERGUS<br>I: JANUARY 1 TO DECEMBER 31                                    |
| Diversion Means:  | DAM  |
|   | STREAM   |
| <u>Govt I</u>   |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.10 ACRES<br>0.20 ACRE-FEET          |
| _ <b> .</b>   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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APRIL 25, 2014 40EJ 64882-00

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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         |                | NENESW         | 23         | 23N | 21E FERGUS |

#### 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.

64882-00 64883-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:  | 40EJ 64883-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT   |
|--|---|
| Owners:  | Status: ACTIVE<br>USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:   | OCTOBER 31, 1969  |
| Type of Historical Right   | : USE   |
| Purpose(use):  | STOCK   |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.30 AC-FT  |
| Source Name:<br>Source Type:   | UNNAMED TRIBUTARY OF WOODHAWK CREEK<br>SURFACE WATER  |
| *Point of Diversion and<br><u>ID</u> <u>Govt</u><br>1<br>Period of Diversion<br>Diversion Means: |   |
| *Reservoir: ON<br><u>Govt</u>  | STREAM<br><u>Lot Qtr Sec Sec Twp Rge County</u><br>NENESW 23 23N 21E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:                            | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.10 ACRES<br>0.20 ACRE-FEET   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NENESW
 23
 23N
 21E
 FERGUS

#### **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.

64882-00 64883-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 64884-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>                   | JUNE 30, 1971   |
| Type of Historical Right                | :USE  |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                                 | 2.70 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>                 |   |
| 1                                       | NESWSW 24 23N 21E FERGUS  |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |   |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWSW 24 23N 21E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 9.00 FEET   |
| Depth:                                  | 6.00 FEET   |
| Surface Area:                           | 0.40 ACRES  |
| Capacity:                               | 0.96 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

40EJ 64884-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NESWSW         | 24         | 23N | 21E FERGUS               |

#### 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.

64884-00 64885-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:                     | <b>40EJ 64885-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |
|---|---|
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>                   | JUNE 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.30 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| $\frac{ID}{1}$ Govt 1                   | Lot <u>Qtr Sec Sec Twp Rge</u> County<br>NESWSW 24 23N 21E FERGUS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWSW 24 23N 21E FERGUS   |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 9.00 FEET   |
| Depth:<br>Surface Area:                 | 6.00 FEET<br>0.40 ACRES   |
| Capacity:                               | 0.96 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NESWSW
 24
 23N
 21E
 FERGUS

#### **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.

64884-00 64885-00

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:       | 40EJ 64886-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | MAY 31, 1971  |
| Type of Historical Right  | t: USE  |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 2.70 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Dominal of Dimension | NWNWNE 25 23N 21E FERGUS<br>1: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWNE 25 23N 21E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 10.00 FEET  |
| Depth:                    | 7.00 FEET   |
| Surface Area:             |   |
| Capacity:                 | 0.28 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

40EJ 64886-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NWNWNE         | 25         | 23N | 21E FERGUS               |

#### 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.

64886-00 64887-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 64887-00 STATEMENT OF CLAIM  |  |
|---|---|--|
|   | Version: 1 ORIGINAL RIGHT   |  |
|   | Status: ACTIVE  |  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |
| <b>Priority Date:</b>                   | MAY 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:                                 | 0.30 AC-FT  |  |
| Source Name:                            | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |  |
| Source Type:                            | SURFACE WATER   |  |
| *Point of Diversion and I               | leans of Diversion:   |  |
| $\frac{ID}{1}$ Govt I                   | ot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NWNWNE 25 23N 21E FERGUS   |  |
| Period of Diversion<br>Diversion Means: | JANUARY 1 TO DECEMBER 31<br>DAM   |  |
| *Reservoir: ON                          | STREAM  |  |
| <u>Govt I</u>                           | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWNE 25 23N 21E FERGUS  |  |
| Diversion to R                          | servoir: DIVERSION # 1  |  |
| Dam Height:                             | 10.00 FEET  |  |
| Depth:                                  | 7.00 FEET   |  |
| Surface Area:<br>Capacity:              | 0.10 ACRES<br>0.28 ACRE-FEET  |  |
| Capacity.                               | 0.20 MORETEET   |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWNWNE
 25
 23N
 21E
 FERGUS

#### **Remarks:**

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64886-00 64887-00

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| Water Right Number:       | 40EJ 64888-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | SEPTEMBER 13, 1967   |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 0.70 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF WOODHAWK CREEK  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1                         | NESENW 26 23N 21E FERGUS   |
| Diversion Means:          | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|                           | STREAM   |
|                           |  |
| <u>Govt I</u>             | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>NESENW 26 23N 21E FERGUS            |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 8.00 FEET  |
| Depth:                    | 5.00 FEET  |
| Surface Area:             | 0.30 ACRES   |
| Capacity:                 | 0.60 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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APRIL 25, 2014 40EJ 64888-00

Page 2 of 2

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  |                | NESENW         | 26         | 23N | 21E FERGUS |

#### Remarks:

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64888-00 64889-00

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| Water Right Number:                     | 40EJ 64889-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | SEPTEMBER 13, 1967  |
| Type of Historical Right                | : USE   |
| Purpose(use):                           | STOCK   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.30 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| $\frac{ID}{1}$ Govt 1                   | Lot <u>Qtr Sec Sec Twp Rge County</u><br>NESENW 26 23N 21E FERGUS   |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESENW 26 23N 21E FERGUS   |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 8.00 FEET   |
| Depth:                                  | 5.00 FEET   |
| Surface Area:<br>Capacity:              | 0.30 ACRES<br>0.60 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NESENW
 26
 23N
 21E
 FERGUS

#### **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.

64888-00 64889-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                                  | 40EJ 64890-00 STATEMENT OF CLAIM  |
|--|---|
|  | Version: 1 ORIGINAL RIGHT   |
|  | Status: ACTIVE  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                                       | APRIL 16, 1969  |
| Type of Historical Right                             | :USE  |
| Purpose(use):  | STOCK   |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.30 AC-FT  |
| Source Name:   | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:   | SURFACE WATER   |
| *Point of Diversion and I<br><u>ID</u> <u>Govt I</u> |   |
| <u>1</u> <u>00011</u>                                | NESWSW 26 23N 21E FERGUS  |
| Period of Diversion<br>Diversion Means:              | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON                                       | STREAM  |
| <u>Govt I</u>  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWSW 26 23N 21E FERGUS   |
| Diversion to R                                       |   |
| Dam Height:  | 10.00 FEET  |
| Depth:<br>Surface Area:                              | 7.00 FEET<br>0.10 ACRES   |
| Capacity:  | 0.28 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NESWSW
 26
 23N
 21E
 FERGUS

#### **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.

64890-00 64891-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64891-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>                   | APRIL 16, 1969  |
| Type of Historical Right                | :USE  |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                                 | 1.70 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>                 |   |
| 1                                       | NESWSW 26 23N 21E FERGUS  |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |   |
| *Reservoir: ONS                         | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWSW 26 23N 21E FERGUS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 10.00 FEET  |
| Depth:                                  | 7.00 FEET   |
| Surface Area:                           | 0.10 ACRES  |
| Capacity:                               | 0.28 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

40EJ 64891-00

Page 2 of 2

**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 | <b><u>Rge</u></b> <u>County</u> |
|----|-----------------------|----------------|------------|-----|---------------------------------|
| 1  |                       | NESWSW         | 26         | 23N | 21E FERGUS                      |

#### 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.

64890-00 64891-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:            | 40EJ 6489                         | 9 <b>2-00</b> S        | STATEM           | ENT O             | F CLA             | IM  |
|--------------------------------|-----------------------------------|------------------------|------------------|-------------------|-------------------|---|
|                                | Version:                          | 1 ORI                  | GINAL I          | RIGHT             |                   |   |
|                                |                                   | Status:                | AC               | TIVE              |                   |   |
| Owners:                        | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                 | DR               | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>          | JUNE 30, 1                        | 1971                   |                  |                   |                   |   |
| Type of Historical Right       | :USE                              |                        |                  |                   |                   |   |
| Purpose(use):                  | STOCK                             |                        |                  |                   |                   |   |
| *Flow Rate:                    | ONSTREA                           | M RESEF                | RVOIR.           | THE F             | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                        | 0.30 AC-FT                        | Г                      |                  |                   |                   |   |
| Source Name:                   | UNNAMED                           |                        | FARY O           | F WOO             | DHAV              | VK CREEK  |
| Source Type:                   | SURF                              | ACE WA                 | TER              |                   |                   |   |
| *Point of Diversion and I      | Means of Div                      | ersion:                |                  |                   |                   |   |
| $\frac{\mathbf{ID}}{1}$ Govt 1 |                                   | <u>Qtr Sec</u>         | Sec              | <u>Twp</u>        |                   | County  |
| 1<br>Period of Diversion       |                                   |                        | 27               | 23N               | 21E               | FERGUS  |
| Diversion Means:               | DAM                               | TIODE                  |                  |                   |                   |   |
| * <b>Reservoir:</b> ON         | STREAM                            |                        |                  |                   |                   |   |
| <u>Govt I</u>                  |                                   | <u>Qtr Sec</u><br>NWSW | <u>Sec</u><br>27 | <u>Twp</u><br>23N | <u>Rge</u><br>21E | <u>County</u><br>FERGUS   |
| Diversion to R                 | eservoir:                         | DIVERSI                |                  |                   |                   |   |
| Dam Height:                    |                                   | 12.00 I                |                  |                   |                   |   |
| Depth:                         |                                   | 9.00                   |                  |                   |                   |   |
| Surface Area:<br>Capacity:     |                                   |                        | ACRES<br>ACRE-F  | EET               |                   |   |
| L 0                            |                                   |                        |                  |                   |                   |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

1 NENWSW 27 23N 21E FERGUS

#### **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.

64892-00 64893-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 64893-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>                   | JUNE 30, 1971  |
| Type of Historical Right                | : USE  |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                                 | 2.70 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF WOODHAWK CREEK  |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and M               | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>                 |  |
| 1                                       | NENWSW 27 23N 21E FERGUS   |
| Period of Diversion<br>Diversion Means: | I: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |  |
| *Reservoir: ONS                         | STREAM   |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSW 27 23N 21E FERGUS     |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 12.00 FEET   |
| Depth:                                  | 9.00 FEET  |
| Surface Area:                           | 0.10 ACRES   |
| Capacity:                               | 0.36 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

40EJ 64893-00

Page 2 of 2

**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  |                | NENWSW         | 27         | 23N | 21E FERGUS               |

#### 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.

64892-00 64893-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:       | 40EJ 64894-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669    |
| <b>Priority Date:</b>     | JANUARY 7, 1966   |
| Type of Historical Right  | :USE  |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.          |
| Volume:                   | 0.21 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Donied of Dimension  | NESESE 28 23N 21E FERGUS<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESESE 28 23N 21E FERGUS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 12.00 FEET  |
| Depth:                    | 9.00 FEET   |
| Surface Area:             | 0.40 ACRES  |
| Capacity:                 | 1.44 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                       |

40EJ 64894-00

Page 2 of 2

**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  |                | NESESE         | 28         | 23N | 21E FERGUS               |

#### 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.

64894-00 64895-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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#### **IMPORTANT NOTICE**

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| Water Right Number:  | <b>40EJ 64895-00</b> STATEMENT OF CLAIM   |  |  |  |
|--|---|--|--|--|
|  | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:   | JANUARY 7, 1966   |  |  |  |
| Type of Historical Right   | : USE   |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:  | 0.79 AC-FT  |  |  |  |
| Source Name:   | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |  |  |  |
| Source Type:   | SURFACE WATER   |  |  |  |
| *Point of Diversion and Means of Diversion:<br><u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>1 NESESE 28 23N 21E FERGUS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ONS  | STREAM  |  |  |  |
| <u>Govt I</u>  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESESE 28 23N 21E FERGUS   |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:  | eservoir: DIVERSION # 1<br>12.00 FEET<br>9.00 FEET<br>0.40 ACRES<br>1.44 ACRE-FEET  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY<br/>DNRC.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         | 28         | 23N | 21E FERGUS               |

#### **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.

64894-00 64895-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64896-00 STATEMENT OF CLAIM   |      |
|---------------------------|--|------|
|                           | Version: 1 ORIGINAL RIGHT  |      |
|                           | Status: ACTIVE   |      |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |      |
| <b>Priority Date:</b>     | JUNE 30, 1972  |      |
| Type of Historical Right  | USE  |      |
| Purpose(use):             | WILDLIFE   |      |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM TH ONSTREAM RESERVOIR.         | IIS  |
| Volume:                   | 3.21 AC-FT   |      |
| Source Name:              | UNNAMED TRIBUTARY OF WOODHAWK CREEK  |      |
| Source Type:              | SURFACE WATER  |      |
| *Point of Diversion and I | leans of Diversion:  |      |
| <u>ID</u> <u>Govt l</u>   |  |      |
| 1                         | SWNWNE 29 23N 21E FERGUS<br>JANUARY 1 TO DECEMBER 31                                       |      |
| Diversion Means:          | DAM  |      |
|                           | TREAM  |      |
| <u>Govt I</u>             |  |      |
| Diversion to R            | servoir: DIVERSION # 1   |      |
| Dam Height:               | 15.00 FEET   |      |
| Depth:                    | 12.00 FEET   |      |
| Surface Area:             | 0.80 ACRES   |      |
| Capacity:                 | 3.84 ACRE-FEET   |      |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED DNRC.                       | ) BY |

40EJ 64896-00

Page 2 of 2

**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> <u>County</u> |
|----|-----------------------|----------------|------------|-----|--------------------------|
| 1  |                       | SWNWNE         | 29         | 23N | 21E FERGUS               |

#### 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.

64896-00 64897-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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>40EJ 64897-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |  |  |
|---|---|--|--|
|   | Status: ACTIVE  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| Priority Date:  | JUNE 30, 1972   |  |  |
| Type of Historical Right  | :USE  |  |  |
| Purpose(use):   | STOCK   |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |
| Volume:   | 0.79 AC-FT  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF WOODHAWK CREEK   |  |  |
| Source Type:  | SURFACE WATER   |  |  |
| *Point of Diversion and Means of Diversion:                           |   |  |  |
| <u>ID</u> <u>Govt I</u>   | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>SWNWNE 29 23N 21E FERGUS  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |
| *Reservoir: ON  | STREAM  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWNE 29 23N 21E FERGUS   |  |  |
| Diversion to Reservoir: DIVERSION # 1                                 |   |  |  |
| Dam Height:   | 15.00 FEET  |  |  |
| Depth:<br>Surface Area:   | 12.00 FEET<br>0.80 ACRES  |  |  |
| Capacity:   | 3.84 ACRE-FEET  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWNWNE
 29
 23N
 21E
 FERGUS

#### **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.

64896-00 64897-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64898-00   | STATEMENT O                       | F CLAIM                         |                 |
|---|---|-----------------------------------|---------------------------------|-----------------|
|   | Version: 1 OR   | IGINAL RIGHT                      |                                 |                 |
|   | Status:   | ACTIVE                            |                                 |                 |
| Owners:   | USA (DEPT OF IN<br>5001 SOUTHGATE<br>BILLINGS, MT 591 | DR                                | U OF LAND MGMT)                 |                 |
| <b>Priority Date:</b>   | APRIL 10, 1941  |                                   |                                 |                 |
| Type of Historical Right: USE   |   |                                   |                                 |                 |
| Purpose(use):   | WILDLIFE  |                                   |                                 |                 |
| *Flow Rate:   | A SPECIFIC FLOW<br>ONSTREAM RESE                      |                                   | T BEEN DECREED FOR THIS         | SUSE FROM THIS  |
| Volume:   | 2.70 AC-FT  |                                   |                                 |                 |
| Source Name:  | UNNAMED TRIBL   | TARY OF REED                      | D COULEE                        |                 |
| Source Type:  | SURFACE W   | ATER                              |                                 |                 |
| *Point of Diversion and Means of Diversion:                           |   |                                   |                                 |                 |
| ID Govt 1   |   |                                   | <u>Rge</u> <u>County</u>        |                 |
| 1   | E2SENW  |                                   | 21E FERGUS                      |                 |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |                                   |                                 |                 |
|   |   |                                   |                                 |                 |
| *Reservoir: ONS   | STREAM  |                                   |                                 |                 |
| <u>Govt I</u>   | ot <u>Qtr Sec</u><br>E2SENW                           | $\frac{Sec}{33}  \frac{Twp}{23N}$ | Rge <u>County</u><br>21E FERGUS |                 |
| Diversion to Reservoir: DIVERSION # 1                                 |   |                                   |                                 |                 |
| Dam Height:   | 11.00   |                                   |                                 |                 |
| Depth:  | 8.00  | FEET                              |                                 |                 |
| Surface Area:   |   | ACRES                             |                                 |                 |
| Capacity:   | -   | ACRE-FEET                         |                                 |                 |
|   | THE CAPACITY, D<br>DNRC.                              | AM HEIGHT, AN                     | ND SURFACE AREA HAVE BE         | EN ESTIMATED BY |

40EJ 64898-00

Page 2 of 2

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  |                | E2SENW         | 33         | 23N | 21E FERGUS               |

#### 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.

64898-00 64899-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                         | 40EJ 64899-00 STATEMENT OF CLAIM  |  |  |
|---|---|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |
|   | Status: ACTIVE  |  |  |
| Owners:                                     | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| Priority Date:                              | APRIL 10, 1941  |  |  |
| Type of Historical Right                    | : USE   |  |  |
| Purpose(use):                               | STOCK   |  |  |
| *Flow Rate:                                 | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |
| Volume:                                     | 0.30 AC-FT  |  |  |
| Source Name:                                | UNNAMED TRIBUTARY OF REED COULEE  |  |  |
| Source Type:                                | SURFACE WATER   |  |  |
| *Point of Diversion and Means of Diversion: |   |  |  |
| <u>ID</u> <u>Govt I</u>                     |   |  |  |
| 1<br>Dominal of Dividuation                 | E2SENW 33 23N 21E FERGUS<br>I: JANUARY 1 TO DECEMBER 31   |  |  |
| Diversion Means:                            | DAM   |  |  |
| *Reservoir: ON                              | STREAM  |  |  |
| <u>Govt I</u>                               | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>E2SENW 33 23N 21E FERGUS   |  |  |
| Diversion to Reservoir: DIVERSION # 1       |   |  |  |
| Dam Height:                                 | 11.00 FEET  |  |  |
| Depth:<br>Surface Area:                     | 8.00 FEET<br>1.40 ACRES   |  |  |
| Capacity:                                   | 4.48 ACRE-FEET  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 E2SENW
 33
 23N
 21E
 FERGUS

#### **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.

64898-00 64899-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 6490                           | <b>0-00</b> S           | STATEM           |                   | F CLA             | IM                                |
|---|-------------------------------------|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                            | 1 ORI                   | GINAL I          | RIGHT             |                   |                                   |
|   |                                     | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEP1<br>5001 SOUT<br>BILLINGS, | HGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | JULY 29, 1                          | 940                     |                  |                   |                   |                                   |
| Type of Historical Right                | :USE                                |                         |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                            |                         |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFIC                          |                         |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 1.70 AC-FT                          | -                       |                  |                   |                   |                                   |
| *Source Name:                           | UNNAMED                             | TRIBU                   | TARY O           | F REED            | o cou             | ILEE                              |
| Source Type:                            | SURF                                | ACE WA                  | TER              |                   |                   |                                   |
| *Point of Diversion and I               | Means of Dive                       | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>                 |                                     | <u>Qtr Sec</u>          | Sec              | Twp               |                   | County                            |
| 1                                       |                                     | 2NESW                   | 34               | 23N               | 21E               | FERGUS                            |
| Period of Diversion<br>Diversion Means: | DAM                                 | TIODE                   | CEMBE            | :R 31             |                   |                                   |
| *Reservoir: ONS                         | STREAM                              |                         |                  |                   |                   |                                   |
| <u>Govt I</u>                           |                                     | <u>Qtr Sec</u><br>2NESW | <u>Sec</u><br>34 | <u>Twp</u><br>23N | <u>Rge</u><br>21E | <u>County</u><br>FERGUS           |
| Diversion to R                          | eservoir:                           | DIVERSI                 | ON # 1           |                   |                   |                                   |
| Dam Height:                             |                                     | 10.00                   | FEET             |                   |                   |                                   |
| Depth:                                  |                                     | 7.00                    | FEET             |                   |                   |                                   |
| Surface Area:                           |                                     | 0.30                    | ACRES            |                   |                   |                                   |
| Capacity:                               |                                     | 0.84                    | ACRE-F           | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.                   | CITY, DA                | AM HEIC          | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64900-00

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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 County |
|----|----------------|----------------|------------|-----|------------|
| 1  |                | E2NESW         | 34         | 23N | 21E FERGUS |

#### 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.

64900-00 64901-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:        | 40EJ 649                          | 0 <b>1-00</b> S         | STATEM           | IENT O            | F CLA             | IM  |
|----------------------------|-----------------------------------|-------------------------|------------------|-------------------|-------------------|---|
|                            | Version:                          | 1 ORI                   | GINAL I          | RIGHT             |                   |   |
|                            |                                   | Status:                 | AC               | TIVE              |                   |   |
| Owners:                    | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                  | DR               | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>      | JULY 29, 2                        | 1940                    |                  |                   |                   |   |
| Type of Historical Right   | :USE                              |                         |                  |                   |                   |   |
| Purpose(use):              | STOCK                             |                         |                  |                   |                   |   |
| *Flow Rate:                | ONSTREA                           | M RESE                  | RVOIR.           | THE F             | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                    | 0.30 AC-F                         | т                       |                  |                   |                   |   |
| *Source Name:              | UNNAME                            | D TRIBU                 | TARY O           | F REED            | o cou             | ILEE  |
| Source Type:               | SUR                               | FACE WA                 | ATER             |                   |                   |   |
| *Point of Diversion and I  | Means of Div                      | version:                |                  |                   |                   |   |
| $\frac{ID}{1}$ Govt        |                                   | <u>Qtr Sec</u><br>2NESW | Sec              | Twp               |                   |   |
| Period of Diversion        |                                   | -                       | 34<br>CEMBE      | 23N               | 21E               | FERGUS  |
| Diversion Means:           | DAM                               | TIODE                   |                  |                   |                   |   |
| *Reservoir: ON             | STREAM                            |                         |                  |                   |                   |   |
| <u>Govt I</u>              |                                   | <u>Qtr Sec</u><br>2NESW | <u>Sec</u><br>34 | <u>Twp</u><br>23N | <u>Rge</u><br>21E | <u>County</u><br>FERGUS   |
| Diversion to R             | eservoir:                         | DIVERS                  |                  |                   |                   |   |
| Dam Height:                |                                   | 10.00                   |                  |                   |                   |   |
| Depth:<br>Surface Area:    |                                   | 7.00                    | FEET<br>ACRES    |                   |                   |   |
| Surface Area:<br>Capacity: |                                   |                         | ACRES            | EET               |                   |   |
| ± 0                        |                                   |                         |                  |                   |                   |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 Units of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

1 E2NESW 34 23N 21E FERGUS

#### **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.

64900-00 64901-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:         | 40EJ 64902-00 STATEMENT OF CLAIM  |
|-----------------------------|---|
|                             | Version: 1 ORIGINAL RIGHT   |
|                             | Status: ACTIVE  |
| Owners:                     | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:              | APRIL 16, 1969  |
| Type of Historical Right    | t: USE  |
| Purpose(use):               | STOCK   |
| *Flow Rate:                 | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                     | 0.30 AC-FT  |
| Source Name:                | UNNAMED TRIBUTARY OF REED COULEE  |
| Source Type:                | SURFACE WATER   |
| *Point of Diversion and I   | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>     |   |
| 1<br>Dominal of Dividuation | SESESW 35 23N 21E FERGUS<br>1: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:            | DAM   |
| *Reservoir: ON              | STREAM  |
| <u>Govt I</u>               | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESESW 35 23N 21E FERGUS   |
| Diversion to R              |   |
| Dam Height:                 | 8.00 FEET   |
| Depth:<br>Surface Area:     | 5.00 FEET<br>0.10 ACRES   |
| Capacity:                   | 0.20 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County |
|-----------|----------------|----------------|-----|-----|------------|
| 1         |                | SESESW         | 35  | 23N | 21E FERGUS |

#### **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.

64902-00 64903-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64903-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| <b>Priority Date:</b>   | APRIL 16, 1969   |
| Type of Historical Right  | :USE   |
| Purpose(use):   | WILDLIFE   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.   |
| Volume:   | 1.70 AC-FT   |
| Source Name:  | UNNAMED TRIBUTARY OF REED COULEE   |
| Source Type:  | SURFACE WATER  |
| *Point of Diversion and I   | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1   | SESESW 35 23N 21E FERGUS<br>: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:  | DAM  |
|   | STREAM   |
| Govt I  |  |
| <u></u>   | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESESW 35 23N 21E FERGUS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.10 ACRES<br>0.20 ACRE-FEET<br>THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY |
|   | DNRC.  |

APRIL 25, 2014

40EJ 64903-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcres Govt LotQtr SecSecTwpRgeCounty1SESESW3523N21EFERGUS

#### 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.

64902-00 64903-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64904-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669     |
| Priority Date:            | OCTOBER 2, 1943  |
| Type of Historical Right  | USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.           |
| Volume:                   | 0.38 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF SODA CREEK  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and N | leans of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1<br>Pariad of Divarsian  | NWSWNE 4 20N 29E PETROLEUM<br>JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM  |
| *Reservoir: ONS           | TREAM Reservoir Name: WHISTLING ANTELOPE   |
| <u>Govt L</u>             | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWNE 4 20N 29E PETROLEUM |
| Diversion to Re           | servoir: DIVERSION # 1   |
| Dam Height:               | 11.00 FEET   |
| Depth:                    | 8.00 FEET  |
| Surface Area:             | 0.50 ACRES   |
| Capacity:                 | 1.60 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                        |

APRIL 25, 2014

40EJ 64904-00

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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 | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | NWSWNE         | 4          | 20N | 29E PETROLEUM            |

#### 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.

64904-00 64905-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64905-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>   | OCTOBER 2, 1943   |
| Type of Historical Right  | t: USE  |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.62 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF SODA CREEK   |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and 1   | Means of Diversion:   |
| $\frac{\mathbf{ID}}{1}$ Govt  | LotQtr SecSecTwpRgeCountyNWSWNE420N29EPETROLEUM   |
| Period of Diversior<br>Diversion Means:                               | n: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON  | STREAM Reservoir Name: WHISTLING ANTELOPE   |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWNE <u>4</u> 20N 29E PETROLEUM  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 11.00 FEET<br>8.00 FEET   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NWSWNE         | 4          | 20N | 29E PETROLEUM            |

#### **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.

64904-00 64905-00

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

CLAIM NOS. 64905-00 AND 123373-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64906-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669       |
| Priority Date:                          | JULY 24, 1945  |
| Type of Historical Right                | t: USE   |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.             |
| Volume:                                 | 0.38 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF DRY COULEE  |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and I               | Means of Diversion:  |
| ID Govt 1                               |  |
| 1                                       | SWNWNE 27 21N 27E PETROLEUM  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |  |
| *Reservoir: ONS                         | STREAM   |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWNE 27 21N 27E PETROLEUM |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 12.00 FEET   |
| Depth:                                  | 9.00 FEET  |
| Surface Area:                           | 0.20 ACRES   |
| Capacity:                               | 0.72 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                          |

APRIL 25, 2014

40EJ 64906-00

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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         |                | SWNWNE         | 27         | 21N | 27E PETROLEUM            |

#### 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.

64906-00 64907-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:            | 40EJ 6490                         | <b>7-00</b> S           | STATEM           | IENT O            | F CLA             | IM  |
|--------------------------------|-----------------------------------|-------------------------|------------------|-------------------|-------------------|---|
|                                | Version:                          | 1 ORI                   | GINAL I          | RIGHT             |                   |   |
|                                |                                   | Status:                 | AC               | TIVE              |                   |   |
| Owners:                        | USA (DEP<br>5001 SOU<br>BILLINGS, | FHGATE                  | DR               | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>          | JULY 24, 1                        | JULY 24, 1945           |                  |                   |                   |   |
| Type of Historical Right       | :USE                              |                         |                  |                   |                   |   |
| Purpose(use):                  | STOCK                             |                         |                  |                   |                   |   |
| *Flow Rate:                    | ONSTREA                           | M RESER                 | RVOIR.           | THE F             | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                        | 0.62 AC-FT                        | Г                       |                  |                   |                   |   |
| Source Name:                   | UNNAMED                           |                         | TARY O           | F DRY             | COUL              | EE  |
| Source Type:                   | SURF                              | ACE WA                  | TER              |                   |                   |   |
| *Point of Diversion and I      | Means of Div                      | ersion:                 |                  |                   |                   |   |
| $\frac{\mathbf{ID}}{1}$ Govt 1 |                                   | <u>Qtr Sec</u>          | Sec              | Twp               |                   | County  |
| 1<br>Period of Diversion       | _                                 |                         | 27               | 21N               | 27E               | PETROLEUM   |
| Diversion Means:               | DAM                               | TIODE                   |                  |                   |                   |   |
| * <b>Reservoir:</b> ON         | STREAM                            |                         |                  |                   |                   |   |
| <u>Govt I</u>                  |                                   | <u>Qtr Sec</u><br>VNWNE | <u>Sec</u><br>27 | <u>Twp</u><br>21N | <u>Rge</u><br>27E | <u>County</u><br>PETROLEUM  |
| Diversion to R                 | eservoir:                         | DIVERSI                 |                  |                   |                   |   |
| Dam Height:                    |                                   | 12.00                   |                  |                   |                   |   |
| Depth:                         |                                   | 9.00                    |                  |                   |                   |   |
| Surface Area:<br>Capacity:     |                                   |                         | ACRES<br>ACRE-F  | EET               |                   |   |
| Suparity.                      |                                   | 0.72                    |                  |                   |                   |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWNWNE
 27
 21N
 27E
 PETROLEUM

#### **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.

64906-00 64907-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64912-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | JUNE 18, 1955  |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 2.71 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF KARSTEN COULEE  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt</u>     |  |
| 1                         | S2SWSE 2 22N 28E PHILLIPS  |
| Diversion Means:          | I: JANUARY 1 TO DECEMBER 31<br>DAM   |
|                           |  |
|                           | STREAM   |
| <u>Govt 1</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>S2SWSE 2 22N 28E PHILLIPS    |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 12.00 FEET   |
| Depth:                    | 9.00 FEET  |
| Surface Area:             | 0.30 ACRES   |
| Capacity:                 | 1.08 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

APRIL 25, 2014

40EJ 64912-00

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | S2SWSE         | 2          | 22N | 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.

64912-00 64913-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 6491                         | <b>3-00</b> S           | STATEM          | ENT O             | F CLA             | IM  |
|---|-----------------------------------|-------------------------|-----------------|-------------------|-------------------|---|
|   | Version:                          | 1 ORI                   | GINAL I         | RIGHT             |                   |   |
|   |                                   | Status:                 | AC              | TIVE              |                   |   |
| Owners:                                 | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                  | DR              | BUREA             | U OF              | LAND MGMT)  |
| Priority Date:                          | JUNE 18, 1                        | 955                     |                 |                   |                   |   |
| Type of Historical Right                | :USE                              |                         |                 |                   |                   |   |
| Purpose(use):                           | STOCK                             |                         |                 |                   |                   |   |
| *Flow Rate:                             | ONSTREA                           | M RESEI                 | RVOIR.          | THE F             | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-F1                        | Г                       |                 |                   |                   |   |
| Source Name:                            | UNNAMED                           |                         | TARY O          | F KARS            | STEN              | COULEE  |
| Source Type:                            | SURF                              | ACE WA                  | TER             |                   |                   |   |
| *Point of Diversion and M               | Means of Div                      | ersion:                 |                 |                   |                   |   |
| ID Govt I                               |                                   | <u>Qtr Sec</u><br>2SWSE | <u>Sec</u><br>2 | <u>Twp</u><br>22N |                   | <u>County</u><br>PHILLIPS   |
| Period of Diversion<br>Diversion Means: | : JANUARY<br>DAM                  | 1 TO DE                 | CEMBE           | R 31              |                   |   |
| *Reservoir: ONS                         | STREAM                            |                         |                 |                   |                   |   |
| <u>Govt I</u>                           |                                   | <u>Qtr Sec</u><br>2SWSE | <u>Sec</u><br>2 | <u>Twp</u><br>22N | <u>Rge</u><br>28E | <u>County</u><br>PHILLIPS   |
| Diversion to Re                         | eservoir:                         | DIVERS                  |                 |                   |                   |   |
| Dam Height:                             |                                   | 12.00<br>9.00           |                 |                   |                   |   |
| Depth:<br>Surface Area:                 |                                   |                         | ACRES           |                   |                   |   |
| Capacity:                               |                                   |                         | ACRE-F          | EET               |                   |   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|-----|-----|--------------------------|
| 1         |                              | S2SWSE         | 2   | 22N | 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.

64912-00 64913-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 649 <sup>2</sup>             | 1 <b>4-00</b> S        | TATEN           | /ENT O            | F CLA          | IM   |
|---|-----------------------------------|------------------------|-----------------|-------------------|----------------|--|
|   | Version:                          | 1 ORI                  | GINAL           | RIGHT             |                |  |
|   |                                   | Status:                | AC              | CTIVE             |                |  |
| Owners:                                 | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                 | DR              |                   | U OF           | LAND MGMT)   |
| <b>Priority Date:</b>                   | DECEMBE                           | R 6, 1937              | 7               |                   |                |  |
| Type of Historical Right                | :USE                              |                        |                 |                   |                |  |
| Purpose(use):                           | STOCK                             |                        |                 |                   |                |  |
| *Flow Rate:                             | CONSISTS<br>DITCH SY              | S OF STO<br>STEM. TH   | CK DR<br>HE FLC | INKING            | DIRE<br>E IS L | EN DECREED BECAUSE THIS USE<br>CTLY FROM THE SOURCE, OR FROM A<br>IMITED TO THE MINIMUM AMOUNT<br>AIN THIS PURPOSE.                      |
| *Volume:                                | STOCK W                           | ATERING<br>NIT. ANIN   | PURP            | OSES A            | AT TH          | OF WATER CONSUMPTIVELY USED FOR<br>E RATE OF 30 GALLONS PER DAY PER<br>E BASED ON REASONABLE CARRYING<br>THE AREA SERVICED BY THIS WATER |
| *Source Name:                           | INTERIOR                          | DRAINA                 | GE              |                   |                |  |
| Source Type:                            | SURI                              | FACE WA                | TER             |                   |                |  |
|   | POTHOLE                           | LAKE                   |                 |                   |                |  |
| Point of Diversion and I                | Means of Div                      | version:               |                 |                   |                |  |
| $\frac{ID}{1}$ Govt 1                   | <u>Lot</u>                        | <u>Qtr Sec</u><br>NESE | <u>Sec</u><br>2 | <u>Twp</u><br>22N |                | <u>County</u><br>PHILLIPS  |
| Period of Diversion<br>Diversion Means: | LIVESTO                           | -                      | -               | -                 | RCE            |  |
| Period of Use:                          | JANUARY                           | 1 TO DE                | CEMBE           | R 31              |                |  |
| Place of Use:                           |                                   |                        |                 |                   |                |  |
| ID <u>Acres Govt I</u>                  | Lot                               | <u>Qtr Sec</u>         | Sec             | Twp               | Rge            | County   |
| 1                                       |                                   | NESE                   | 2               | 22N               | 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.

64914-00 64915-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:           | version.                                    | ORIGINAL                                     |                             | OF CLAIM   |
|-------------------------------|---|--|-----------------------------|--|
| Owners:                       | USA (DEPT OF<br>5001 SOUTHG<br>BILLINGS, MT | ATE DR                                       |                             | AU OF LAND MGMT)   |
| Priority Date:                | DECEMBER 6                                  | 1937   |                             |  |
| Type of Historical Right      | :USE  |  |                             |  |
| Purpose(use):<br>*Flow Rate:  |   |  |                             | CREED BECAUSE THIS USE CONSISTS OF<br>FROM THE SOURCE, OR FROM A DITCH |
| Volume:                       | 3.68 AC-FT                                  |  |                             |  |
| *Source Name:<br>Source Type: | INTERIOR DR<br>SURFAC                       | AINAGE<br>E WATER                            |                             |  |
|                               | POTHOLE LAP                                 | ΚE   |                             |  |
| Point of Diversion and I      | Means of Diversi                            | on:  |                             |  |
| IDGovt I1Period of Diversion  | N   | <u>: Sec</u> <u>Sec</u><br>ESE 2<br>O DECEME | <u>Twp</u><br>22N<br>3ER 31 |  |
| <b>Diversion Means:</b>       | WILDLIFE DIF                                | RECT FROM                                    | I SOURC                     | RCE  |
| Period of Use:                | JANUARY 1 T                                 | D DECEMB                                     | ER 31                       |  |
| Place of Use:                 |   |  |                             |  |
| ID <u>Acres Govt 1</u>        | Lot Qti                                     | <u>Sec</u> <u>Sec</u>                        | Twp                         | <u>Rge</u> <u>County</u>   |
| 1                             | Ν   | ESE 2  | 22N                         | 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.

64914-00 64915-00

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.

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

| 40EJ 6491                                  | 16-00 STA   | TEMENT OF CLAIM   |  |  |
|--|---|---|--|--|
| Version:                                   | 1 ORIGIN  | AL RIGHT  |  |  |
|  | Status:   | WITHDRAWN   |  |  |
| 5001 SOU                                   | THGATE DR   | OR BUREAU OF LAND MGMT)<br>669  |  |  |
|  |   |   |  |  |
| ority Date:                                |   |   |  |  |
| t:   |   |   |  |  |
| WILDLIFE                                   |   |   |  |  |
|  |   |   |  |  |
|  |   |   |  |  |
| UNNAMED                                    | ) TRIBUTAR  | Y OF MISSOURI RIVER   |  |  |
| Point of Diversion and Means of Diversion: |   |   |  |  |
|  |   |   |  |  |
|  |   |   |  |  |
|  | Version:<br>USA (DEP<br>5001 SOU<br>BILLINGS,<br>ority Date:<br>::<br>WILDLIFE<br>UNNAMEE | Status:<br>USA (DEPT OF INTERI<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 40<br>ority Date:<br>WILDLIFE<br>UNNAMED TRIBUTAR |  |  |

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 10/19/1983.

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

#### **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:      | 40EJ 6491           | 1 <b>7-00</b> STAT                       | TEMENT OF CLAIM                |
|--------------------------|---------------------|--|--------------------------------|
|                          | Version:            | 1 ORIGIN                                 | AL RIGHT                       |
|                          |                     | Status:                                  | WITHDRAWN                      |
| Owners:                  | 5001 SOU            | T OF INTERIO<br>THGATE DR<br>MT 59101 46 | OR BUREAU OF LAND MGMT)<br>669 |
| <b>Priority Date:</b>    |                     |  |                                |
| Enforceable Price        | ority Date:         |  |                                |
| Type of Historical Right | :                   |  |                                |
| Purpose (use):           | STOCK               |  |                                |
| Flow Rate:               |                     |  |                                |
| Volume:                  |                     |  |                                |
| Source Name:             | UNNAMED             | TRIBUTAR                                 | Y OF MISSOURI RIVER            |
| Point of Diversion and N | <b>Jeans of Div</b> | ersion:                                  |                                |
| Period of Use:           |                     |  |                                |
| Place of Use:            |                     |  |                                |
|                          |                     |  |                                |

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 10/19/1983.

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

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

| Water Right Number:  | 40EJ 64922-00 STATEMENT OF CLAIM   |
|--|--|
|  | Version: 1 ORIGINAL RIGHT  |
|  | Status: ACTIVE   |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669     |
| Priority Date:   | OCTOBER 7, 1961  |
| Type of Historical Right   | t: USE   |
| Purpose(use):  | WILDLIFE   |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.           |
| Volume:  | 5.21 AC-FT   |
| Source Name:   | KARSTEN COULEE, EAST FORK  |
| Source Type:   | SURFACE WATER  |
| *Point of Diversion and I  | Means of Diversion:  |
| ID Govt 1  |  |
| 1  | N2SESE 7 22N 29E PHILLIPS  |
| Period of Diversion<br>Diversion Means:                                | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|  |  |
|  | STREAM   |
| <u>Govt I</u>  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>N2SESE 7 22N 29E PHILLIPS |
| Diversion to Ro<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 9.00 FEET<br>6.00 FEET   |
|  | DNRC.  |

APRIL 25, 2014

40EJ 64922-00

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         |                | N2SESE         | 7          | 22N | 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.

64922-00 64923-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64923-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| Priority Date:  | OCTOBER 7, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |  |
| Source Name:  | KARSTEN COULEE, EAST FORK   |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and   | Means of Diversion:   |  |  |  |  |
| IDGovt1   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>N2SESE 7 22N 29E PHILLIPS  |  |  |  |  |
| Period of Diversion<br>Diversion Means:                               | a: JANUARY 1 TO DECEMBER 31<br>DAM  |  |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |  |
| Govt  | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>N2SESE 7 22N 29E PHILLIPS   |  |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 9.00 FEET<br>6.00 FEET  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY<br/>DNRC.Period of Use:JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | N2SESE         | 7   | 22N | 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.

64922-00 64923-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64924-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| Priority Date:  | FEBRUARY 28, 1942   |  |  |  |  |
| Type of Historical Right: USE   |   |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF KARSTEN COULEE   |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and Means of Diversion:                           |   |  |  |  |  |
| <u>ID</u> <u>Govt 1</u>   |   |  |  |  |  |
| 1<br>Dericil of Dimension   | NWSESW 7 22N 29E PHILLIPS   |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESW 7 22N 29E PHILLIPS   |  |  |  |  |
| <b>Diversion to Reservoir:</b> DIVERSION # 1                          |   |  |  |  |  |
| Dam Height:   | 15.00 FEET  |  |  |  |  |
| Depth:<br>Surface Area:   | 12.00 FEET<br>1.00 ACRES  |  |  |  |  |
| Capacity:   | 4.80 ACRE-FEET  |  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 ID

 Acres Govt Lot
 Qtr Sec
 Sec

 Twp
 Rge
 County

1 NWSESW 7 22N 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.

64924-00 64927-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                          | 40EJ 64925-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |  |
|--|---|--|--|--|--|
| Owners:                                      | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| Priority Date:                               | FEBRUARY 24, 1936   |  |  |  |  |
| Type of Historical Right: USE                |   |  |  |  |  |
| Purpose(use):                                | STOCK   |  |  |  |  |
| *Flow Rate:                                  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE<br>CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A<br>DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT<br>HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:                                      | 0.79 AC-FT  |  |  |  |  |
| *Source Name:                                | INTERIOR DRAINAGE   |  |  |  |  |
| Source Type:                                 | SURFACE WATER   |  |  |  |  |
|  | POTHOLE LAKE  |  |  |  |  |
| *Point of Diversion and Means of Diversion:  |   |  |  |  |  |
| IDGovt 11Period of DiversionDiversion Means: | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWNW 7 22N 29E PHILLIPS<br>a: JANUARY 1 TO DECEMBER 31<br>LIVESTOCK DIRECT FROM SOURCE   |  |  |  |  |
| Period of Use: JANUARY 1 TO DECEMBER 31      |   |  |  |  |  |
|  |   |  |  |  |  |
| *Place of Use:<br>ID Acres Govt I            | Lot <u>Qtr Sec Sec Twp Rge County</u>   |  |  |  |  |
| 1 <u>Actes 6001</u>                          | NWNWNW 7 22N 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.

64925-00 64926-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64926-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE                                      |  |  |  |  |  |
|---|--|--|--|--|--|--|
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |  |  |  |  |  |
| <b>Priority Date:</b>   | FEBRUARY 24, 1936  |  |  |  |  |  |
| Type of Historical Right: USE   |  |  |  |  |  |  |
| Purpose(use):<br>*Flow Rate:  | WILDLIFE<br>NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF<br>WILDLIFE DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH<br>SYSTEM. |  |  |  |  |  |
| Volume:   | 0.73 AC-FT   |  |  |  |  |  |
| *Source Name:<br>Source Type:   | INTERIOR DRAINAGE<br>SURFACE WATER<br>POTHOLE LAKE   |  |  |  |  |  |
| *Point of Diversion and Means of Diversion:   |  |  |  |  |  |  |
| ID     Govt Lot     Qtr Sec     Sec     Twp     Rge     County       1     NWNWNW     7     22N     29E     PHILLIPS       Period of Diversion: JANUARY 1 TO DECEMBER 31     Diversion Means:     WILDLIFE DIRECT FROM SOURCE       Period of Use:     JANUARY 1 TO DECEMBER 31 |  |  |  |  |  |  |
| *Place of Use:  |  |  |  |  |  |  |
| ID <u>Acres</u> Govt 1  | <u>ot Qtr Sec Sec Twp Rge County</u>   |  |  |  |  |  |
| 1   | NWNWNW 7 22N 29E PHILLIPS  |  |  |  |  |  |

#### Remarks:

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64925-00 64926-00

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.

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 6492   | 27-00                   | STATEN          |                   | F CLA             | IM                                |
|---|---|-------------------------|-----------------|-------------------|-------------------|-----------------------------------|
|   | Version:  | 1 OR                    | IGINAL I        | RIGHT             |                   |                                   |
|   |   | Status:                 | AC              | TIVE              |                   |                                   |
| Owners:                                 | USA (DEP <sup>-</sup><br>5001 SOU <sup>-</sup><br>BILLINGS, | THGATE                  | DR              | BUREA             | U OF              | LAND MGMT)                        |
| Priority Date:                          | FEBRUAR   | Y 28, 194               | 42              |                   |                   |                                   |
| Type of Historical Right                | :USE  |                         |                 |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE  |                         |                 |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFI<br>ONSTREA  |                         |                 | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 5.21 AC-FT  | Г                       |                 |                   |                   |                                   |
| Source Name:                            | UNNAMED   |                         | TARY O          | F KARS            | STEN              | COULEE                            |
| Source Type:                            | SURF  | ACE W                   | ATER            |                   |                   |                                   |
| *Point of Diversion and N               | Means of Div  | ersion:                 |                 |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>                 |   | <u>Qtr Sec</u>          |                 | Twp               |                   | <u>County</u>                     |
| 1                                       |   | VSESW                   | 7               | 22N               | 29E               | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | : JANUARY<br>DAM  | 1 TO DE                 | CEMBE           | :R 31             |                   |                                   |
|   |   |                         |                 |                   |                   |                                   |
|   | STREAM  |                         |                 |                   |                   |                                   |
| <u>Govt I</u>                           | <u>Lot</u><br>NV  | <u>Qtr Sec</u><br>VSESW | <u>Sec</u><br>7 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir:   | DIVERS                  | ION # 1         |                   |                   |                                   |
| Dam Height:                             |   | 15.00                   | FEET            |                   |                   |                                   |
| Depth:                                  |   | 12.00                   | FEET            |                   |                   |                                   |
| Surface Area:                           |   | 1.00                    | ACRES           |                   |                   |                                   |
| Capacity:                               |   | 4.80                    | ACRE-F          | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.   | CITY, D                 | AM HEIC         | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64927-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NWSESW         | 7          | 22N | 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.

64924-00 64927-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:                     | 40EJ 64928-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| <b>Priority Date:</b>                   | JULY 1, 1964  |  |  |  |  |
| Type of Historical Right                | : USE   |  |  |  |  |
| Purpose(use):                           | STOCK   |  |  |  |  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:                                 | 0.79 AC-FT  |  |  |  |  |
| *Source Name:                           | UNNAMED TRIBUTARY OF DAM COULEE   |  |  |  |  |
| Source Type:                            | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and I               | Means of Diversion:   |  |  |  |  |
| $\frac{ID}{1}$ Govt 1                   | Lot <u>Qtr Sec Sec Twp Rge County</u><br>SENWNE 8 22N 29E PHILLIPS  |  |  |  |  |
| Period of Diversion<br>Diversion Means: | DAM   |  |  |  |  |
| *Reservoir: ON                          | STREAM  |  |  |  |  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWNE 8 22N 29E PHILLIPS  |  |  |  |  |
| Diversion to R                          |   |  |  |  |  |
| Dam Height:                             | 7.00 FEET   |  |  |  |  |
| Depth:<br>Surface Area:                 | 4.00 FEET<br>0.30 ACRES   |  |  |  |  |
| Capacity:                               | 0.48 ACRE-FEET  |  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SENWNE
 8
 22N
 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.

64928-00 64929-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64929          | -00 STATE                | MENT O            | - CLA             | IM                                |
|---------------------------|---------------------|--------------------------|-------------------|-------------------|-----------------------------------|
|                           | Version: 1          | ORIGINAL                 | RIGHT             |                   |                                   |
|                           | S                   | Status: A                | CTIVE             |                   |                                   |
| Owners:                   | 5001 SOUTH          |                          |                   | UOF               | LAND MGMT)                        |
| Priority Date:            | JULY 1, 1964        | 4                        |                   |                   |                                   |
| Type of Historical Right  | :USE                |                          |                   |                   |                                   |
| Purpose(use):             | WILDLIFE            |                          |                   |                   |                                   |
| *Flow Rate:               |                     | FLOW RATE<br>RESERVOIR   |                   | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 3.21 AC-FT          |                          |                   |                   |                                   |
| *Source Name:             | UNNAMED             | TRIBUTARY (              | OF DAM            | COUL              | EE                                |
| Source Type:              | SURFA               | CE WATER                 |                   |                   |                                   |
| *Point of Diversion and M | Means of Diver      | sion:                    |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |                     | <u>Otr Sec</u> Sec       | Twp               |                   | County                            |
| 1<br>Period of Diversion  |                     | WNE 8                    | 22N               | 29E               | PHILLIPS                          |
| Diversion Means:          | DAM                 |                          |                   |                   |                                   |
| *Reservoir: ONS           | STREAM              |                          |                   |                   |                                   |
| <u>Govt I</u>             | <u>Lot</u> Q<br>SEN | <u>etr Sec</u><br>NWNE 8 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | County<br>PHILLIPS                |
| Diversion to R            | eservoir: D         | IVERSION # 1             | I                 |                   |                                   |
| Dam Height:               |                     | 7.00 FEET                |                   |                   |                                   |
| Depth:                    |                     | 4.00 FEET                |                   |                   |                                   |
| Surface Area:             |                     | 0.30 ACRES               |                   |                   |                                   |
| Capacity:                 |                     | 0.48 ACRE-               | FEET              |                   |                                   |
|                           | THE CAPAC<br>DNRC.  | ITY, DAM HEI             | IGHT, AN          | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64929-00

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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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SENWNE         | 8          | 22N | 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.

64928-00 64929-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64930-                              | - <b>00</b> STATE                   | EMENT O           | F CLA             | IM                                |
|---|--|-------------------------------------|-------------------|-------------------|-----------------------------------|
|   | Version: 1                               | ORIGINA                             | L RIGHT           |                   |                                   |
|   | S  | Status: A                           | ACTIVE            |                   |                                   |
| Owners:                                 | USA (DEPT (<br>5001 SOUTH<br>BILLINGS, M | IGATE DR                            |                   | U OF              | LAND MGMT)                        |
| Priority Date:                          | FEBRUARY                                 | 28, 1946                            |                   |                   |                                   |
| Type of Historical Right                | :USE                                     |                                     |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                                 |                                     |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFIC<br>ONSTREAM                   |                                     |                   | DT BEI            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 3.21 AC-FT                               |                                     |                   |                   |                                   |
| Source Name:                            | UNNAMED                                  | TRIBUTARY                           | OF DAM            | COUL              | EE                                |
| Source Type:                            | SURFA                                    | CE WATER                            |                   |                   |                                   |
| *Point of Diversion and M               | Aeans of Diver                           | sion:                               |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>                 |  | <u>Otr Sec</u> <u>Sec</u>           |                   |                   | County                            |
| 1                                       |  | SWSE 8                              | 22N               | 29E               | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM                                      | TO DECEM                            | SER 31            |                   |                                   |
| *Reservoir: ONS                         | STREAM                                   |                                     |                   |                   |                                   |
| <u>Govt I</u>                           | <u>zot</u> <u>Q</u><br>NWS               | <u>Otr Sec</u> <u>Sec</u><br>SWSE 8 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir: D                              | IVERSION #                          | 1                 |                   |                                   |
| Dam Height:                             | 1  | 12.00 FEET                          |                   |                   |                                   |
| Depth:                                  |  | 9.00 FEET                           |                   |                   |                                   |
| Surface Area:                           |  | 0.50 ACRE                           |                   |                   |                                   |
| Capacity:                               |  | 1.80 ACRE                           | -FEET             |                   |                                   |
|   | THE CAPAC<br>DNRC.                       | ITY, DAM HE                         | EIGHT, AI         | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64930-00

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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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NWSWSE         | 8          | 22N | 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.

64930-00 64931-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 64931-00 STATEMENT OF CLAIM  |  |  |  |
|--|---|--|--|--|
|  | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:   | FEBRUARY 28, 1946   |  |  |  |
| Type of Historical Right   | :USE  |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:  | 0.79 AC-FT  |  |  |  |
| Source Name:   | UNNAMED TRIBUTARY OF DAM COULEE   |  |  |  |
| Source Type:   | SURFACE WATER   |  |  |  |
| *Point of Diversion and Means of Diversion:<br><u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>1 NWSWSE 8 22N 29E PHILLIPS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ON<br>Govt I   | STREAM<br><u>.ot Qtr Sec Sec Twp Rge County</u>   |  |  |  |
| 00011  | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWSE 8 22N 29E PHILLIPS   |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:  | eservoir: DIVERSION # 1<br>12.00 FEET<br>9.00 FEET<br>0.50 ACRES<br>1.80 ACRE-FEET  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|-----|-----|--------------------------|
| 1         |                              | NWSWSE         | 8   | 22N | 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.

64930-00 64931-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64932-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| Priority Date:            | JULY 1, 1942   |
| Type of Historical Right  | :USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 17.21 AC-FT  |
| *Source Name:             | UNNAMED TRIBUTARY OF DAM COULEE  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1<br>Donied of Dimension  | W2SESE 9 22N 29E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31                                    |
| Diversion Means:          | DAM  |
| *Reservoir: ONS           | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>W2SESE 9 22N 29E PHILLIPS    |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 12.00 FEET   |
| Depth:                    | 9.00 FEET  |
| Surface Area:             | 0.90 ACRES   |
| Capacity:                 | 3.24 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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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         |                | W2SESE         | 9          | 22N | 29E PHILLIPS             |

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64932-00 64933-00

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

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64933-00 STATEMENT OF CLAIM  |                          |                 |                   |                   |                           |  |
|---|---|--------------------------|-----------------|-------------------|-------------------|---------------------------|--|
|   | Version:  | 1 ORI                    | GINAL I         | RIGHT             |                   |                           |  |
|   |   | Status:                  | AC              | TIVE              |                   |                           |  |
| Owners:   | USA (DEP<br>5001 SOU<br>BILLINGS,   | THGATE                   | DR              | BUREA             | U OF              | LAND MGMT)                |  |
| <b>Priority Date:</b>   | JULY 1, 19  | JULY 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |                          |                 |                   |                   |                           |  |
| Volume:   | 0.79 AC-F   | Г                        |                 |                   |                   |                           |  |
| *Source Name:   | UNNAME  | TRIBU                    | TARY O          | F DAM             | COUL              | .EE                       |  |
| Source Type:  | SUR   | FACE WA                  | TER             |                   |                   |                           |  |
| *Point of Diversion and I   | Means of Div  | ersion:                  |                 |                   |                   |                           |  |
| $\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$        | V   | <u>Qtr Sec</u><br>V2SESE | <u>Sec</u><br>9 | <u>Twp</u><br>22N |                   | <u>County</u><br>PHILLIPS |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |                          |                 |                   |                   |                           |  |
| *Reservoir: ON  | STREAM  |                          |                 |                   |                   |                           |  |
| <u>Govt I</u>   | L <u>ot</u><br>V  | <u>Qtr Sec</u><br>V2SESE | <u>Sec</u><br>9 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS |  |
| Diversion to R  | eservoir:   | DIVERS                   |                 |                   |                   |                           |  |
| Dam Height:   |   | 12.00                    |                 |                   |                   |                           |  |
| Depth:<br>Surface Area:   |   | 9.00<br>0.90             | ACRES           |                   |                   |                           |  |
| Capacity:   |   |                          | ACRE-F          | EET               |                   |                           |  |

THE CAPACITY, DAM HEIGHT, 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> | Sec | Twp | Rge County   |
|----|----------------|----------------|-----|-----|--------------|
| 1  |                | W2SESE         | 9   | 22N | 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.

64932-00 64933-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 64934-  | 00 STATEM                          | IENT OF CLA                      | MM                                |  |  |
|---|--|------------------------------------|----------------------------------|-----------------------------------|--|--|
|   | Version: 1   | ORIGINAL                           | RIGHT                            |                                   |  |  |
|   | S  | tatus: AC                          | TIVE                             |                                   |  |  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |                                    |                                  |                                   |  |  |
| <b>Priority Date:</b>                   | JUNE 30, 195   | 54                                 |                                  |                                   |  |  |
| Type of Historical Right                | :USE   |                                    |                                  |                                   |  |  |
| Purpose(use):                           | WILDLIFE   |                                    |                                  |                                   |  |  |
| *Flow Rate:                             | A SPECIFIC I   |                                    | HAS NOT BE                       | EN DECREED FOR THIS USE FROM THIS |  |  |
| Volume:                                 | 3.21 AC-FT   |                                    |                                  |                                   |  |  |
| *Source Name:                           | UNNAMED T  | RIBUTARY O                         | F HAWLEY (                       | CREEK                             |  |  |
| Source Type:                            | SURFAC   | CE WATER                           |                                  |                                   |  |  |
| *Point of Diversion and I               | Means of Divers  | sion:                              |                                  |                                   |  |  |
| <u>ID</u> <u>Govt l</u>                 |  | tr Sec Sec                         |                                  | County                            |  |  |
| 1                                       |  | WSW 13                             |                                  | PHILLIPS                          |  |  |
| Period of Diversion<br>Diversion Means: | DAM  |                                    | ER 31                            |                                   |  |  |
| *Reservoir: ON                          | STREAM   |                                    |                                  |                                   |  |  |
| <u>Govt I</u>                           | Lot Q  | <u>tr Sec</u> <u>Sec</u><br>WSW 13 | <u>Twp</u> <u>Rge</u><br>22N 29E | <u>County</u><br>PHILLIPS         |  |  |
| Diversion to R                          | eservoir: Dl'  | VERSION # 1                        |                                  |                                   |  |  |
| Dam Height:                             | 1  | 2.00 FEET                          |                                  |                                   |  |  |
| Depth:                                  |  | 9.00 FEET                          |                                  |                                   |  |  |
| Surface Area:                           |  | 1.70 ACRES                         |                                  |                                   |  |  |
| Capacity:                               |  | 6.12 ACRE-F                        |                                  |                                   |  |  |
|   | THE RESER  |                                    | S INTO THE                       | W2NESW SEC 13 TWP 22N RGE 29E     |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use:

JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County   |
|-----------|----------------|----------------|-----|-----|--------------|
| 1         |                | W2NESW         | 13  | 22N | 29E PHILLIPS |
| 2         |                | SENWSW         | 13  | 22N | 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.

64934-00 64935-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:        | 40EJ 6493                         | 8 <b>5-00</b> S        | STATEM           | ENT O             | F CLA             | IM  |
|----------------------------|-----------------------------------|------------------------|------------------|-------------------|-------------------|---|
|                            | Version:                          | 1 ORI                  | GINAL I          | RIGHT             |                   |   |
|                            |                                   | Status:                | AC               | TIVE              |                   |   |
| Owners:                    | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                 | DR               | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>      | JUNE 30, <sup>2</sup>             | 1954                   |                  |                   |                   |   |
| Type of Historical Right   | :USE                              |                        |                  |                   |                   |   |
| Purpose(use):              | STOCK                             |                        |                  |                   |                   |   |
| *Flow Rate:                | ONSTREA                           | M RESE                 | RVOIR.           | THE FI            | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                    | 0.79 AC-F                         | Г                      |                  |                   |                   |   |
| *Source Name:              | UNNAME                            |                        | TARY O           | F HAW             | LEY C             | REEK  |
| Source Type:               | SUR                               | FACE WA                | TER              |                   |                   |   |
| *Point of Diversion and I  | Means of Div                      | ersion:                |                  |                   |                   |   |
| <u>ID</u> <u>Govt 1</u>    |                                   | <u>Qtr Sec</u>         | Sec              | <u>Twp</u>        |                   | County  |
| 1<br>Period of Diversion   |                                   |                        | 13<br>СЕМРЕ      | 22N               | 29E               | PHILLIPS  |
| Diversion Means:           | DAM                               | TIODE                  |                  | K 31              |                   |   |
| *Reservoir: ON             | STREAM                            |                        |                  |                   |                   |   |
| <u>Govt I</u>              |                                   | <u>Qtr Sec</u><br>NWSW | <u>Sec</u><br>13 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS   |
| Diversion to R             | eservoir:                         | DIVERSI                | ON # 1           |                   |                   |   |
| Dam Height:                |                                   | 12.00                  |                  |                   |                   |   |
| Depth:                     |                                   | 9.00                   |                  |                   |                   |   |
| Surface Area:<br>Capacity: |                                   |                        | ACRES<br>ACRE-F  | FET               |                   |   |
| Capacity.                  |                                   | 0.12                   |                  |                   |                   |   |

THE RESERVOIR EXTENDS INTO THE W2NESW SEC 13 TWP 22N RGE 29E PHILLIPS COUNTY. THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | Qtr Sec | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|---------|-----|-----|--------------------------|
| 1         |                | W2NESW  | 13  | 22N | 29E PHILLIPS             |
| 2         |                | SENWSW  | 13  | 22N | 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.

64934-00 64935-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64936-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | AUGUST 5, 1964  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF HAWLEY CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariad of Divarsion  | NWSESW 14 22N 29E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | <u>Aot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESW 14 22N 29E PHILLIPS  |
| Diversion to R            |   |
| Dam Height:               | 15.00 FEET  |
| Depth:<br>Surface Area:   | 12.00 FEET<br>0.70 ACRES  |
| Capacity:                 | 3.36 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 NWSESW
 14
 22N
 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.

64936-00 64937-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64937-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| Priority Date:                          | AUGUST 5, 1964  |
| Type of Historical Right                | : USE   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                                 | 2.21 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF HAWLEY CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>                 |   |
| 1                                       | NWSESW 14 22N 29E PHILLIPS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
| *Reservoir: ONS                         | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESW 14 22N 29E PHILLIPS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 15.00 FEET  |
| Depth:                                  | 12.00 FEET  |
| Surface Area:                           | 0.70 ACRES  |
| Capacity:                               | 3.36 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                         |

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APRIL 25, 2014 40EJ 64937-00

Page 2 of 2

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  |                | NWSESW         | 14         | 22N | 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.

64936-00 64937-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 6493                         | 38-00                   | STATEM           | IENT OI           | F CLA             | IM  |
|---|-----------------------------------|-------------------------|------------------|-------------------|-------------------|---|
|   | Version:                          | 1 OR                    | IGINAL I         | RIGHT             |                   |   |
|   |                                   | Status:                 | AC               | TIVE              |                   |   |
| Owners:   | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                  | DR               | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>   | JUNE 18,                          | 1942                    |                  |                   |                   |   |
| Type of Historical Right  | :USE                              |                         |                  |                   |                   |   |
| Purpose(use):   | STOCK                             |                         |                  |                   |                   |   |
| *Flow Rate:   | ONSTREA                           | M RESE                  | RVOIR.           | THE FI            | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.79 AC-F                         | Г                       |                  |                   |                   |   |
| Source Name:  | UNNAME                            | ) TRIBU                 | TARY O           | F HAW             | LEY C             | REEK  |
| Source Type:  | SURI                              | FACE W                  | ATER             |                   |                   |   |
| *Point of Diversion and I   | Means of Div                      | version:                |                  |                   |                   |   |
| $\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$        |                                   | <u>Qtr Sec</u><br>ENENW | <u>Sec</u><br>14 | <u>Twp</u><br>22N |                   | County<br>PHILLIPS  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |                                   |                         |                  |                   |                   |   |
| *Reservoir: ON  | STREAM                            |                         |                  |                   |                   |   |
| <u>Govt I</u>   |                                   | <u>Qtr Sec</u><br>ENENW | <u>Sec</u><br>14 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS   |
| Diversion to R  | eservoir:                         | DIVERS                  |                  |                   |                   |   |
| Dam Height:   |                                   | 15.00                   |                  |                   |                   |   |
| Depth:<br>Surface Area:   |                                   | 12.00                   | ACRES            |                   |                   |   |
| Capacity:   |                                   |                         | ACRE-F           | EET               |                   |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SENENW
 14
 22N
 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.

64938-00 64939-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 6493  | <b>89-00</b> S          | STATEM           |                   | F CLA             | IM                                |
|---|--|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:   | 1 ORI                   | GINAL I          | RIGHT             |                   |                                   |
|   |  | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEP<br>5001 SOU<br>BILLINGS,  | THGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | JUNE 18, 1   | 1942                    |                  |                   |                   |                                   |
| Type of Historical Right                | :USE   |                         |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE   |                         |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. |                         |                  |                   |                   |                                   |
| Volume:                                 | 10.21 AC-F   | T                       |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED  |                         | TARY O           | F HAW             | LEY C             | REEK                              |
| Source Type:                            | SURF   | ACE WA                  | ATER             |                   |                   |                                   |
| *Point of Diversion and I               | Means of Div   | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt 1</u>                 |  | <u>Qtr Sec</u>          | Sec              | Twp               |                   | County                            |
| 1                                       | -  |                         | 14               | 22N               | 29E               | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | : JANUARY<br>DAM   | 1 TO DE                 | CEMBE            | R 31              |                   |                                   |
|   | STREAM   |                         |                  |                   |                   |                                   |
|   |  | <b>O</b> ( <b>G</b>     | G                | <b>7</b> 0        | D                 |                                   |
| <u>Govt I</u>                           | <u>Lot</u><br>S  | <u>Qtr Sec</u><br>ENENW | <u>Sec</u><br>14 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir:  | DIVERS                  |                  |                   |                   |                                   |
| Dam Height:                             |  | 15.00                   |                  |                   |                   |                                   |
| Depth:                                  |  | 12.00                   | ACRES            |                   |                   |                                   |
| Surface Area:<br>Capacity:              |  |                         | ACRES            | FET               |                   |                                   |
| Capacity.                               | THE CAPA<br>DNRC.  |                         |                  |                   | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64939-00

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         |                | SENENW         | 14         | 22N | 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.

64938-00 64939-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 6494                             | <b>0-00</b> S          | STATEM           |                   | F CLA             | IM                                |
|---------------------------|---------------------------------------|------------------------|------------------|-------------------|-------------------|-----------------------------------|
|                           | Version:                              | 1 ORI                  | GINAL I          | RIGHT             |                   |                                   |
|                           |                                       | Status:                | AC               | TIVE              |                   |                                   |
| Owners:                   | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>     | OCTOBER                               | 16, 1967               | 7                |                   |                   |                                   |
| Type of Historical Right  | : FILED                               |                        |                  |                   |                   |                                   |
| Purpose(use):             | WILDLIFE                              |                        |                  |                   |                   |                                   |
| *Flow Rate:               | A SPECIFIC                            |                        |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 1.21 AC-FT                            |                        |                  |                   |                   |                                   |
| Source Name:              | UNNAMED                               | TRIBU                  | TARY O           | F HAW             | LEY C             | REEK                              |
| Source Type:              | SURF                                  | ACE WA                 | TER              |                   |                   |                                   |
| *Point of Diversion and I | Means of Dive                         | ersion:                |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |                                       | <u>Qtr Sec</u>         | Sec              | Twp               |                   | County                            |
| 1<br>Period of Diversion  | -                                     |                        | 15<br>ОСМОС      | 22N               | 29E               | PHILLIPS                          |
| Diversion Means:          | DAM                                   | TIODE                  |                  |                   |                   |                                   |
|                           | STREAM                                |                        |                  |                   |                   |                                   |
| <u>Govt I</u>             | Lot                                   | <u>Qtr Sec</u><br>SWNE | <u>Sec</u><br>15 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS         |
| Diversion to R            | eservoir: [                           | DIVERS                 | ON # 1           |                   |                   |                                   |
| Dam Height:               |                                       | 8.00                   |                  |                   |                   |                                   |
| Depth:                    |                                       | 5.00                   |                  |                   |                   |                                   |
| Surface Area:             |                                       |                        | ACRES            |                   |                   |                                   |
| Capacity:                 |                                       |                        | ACRE-F           |                   |                   |                                   |
|                           | THE CAPA<br>DNRC.                     | CITY, DA               | AM HEIC          | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64940-00

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         |                | SESWNE         | 15         | 22N | 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.

64940-00 64941-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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>40EJ 64941-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |  |  |  |
|---|---|--|--|--|
|   | Status: ACTIVE  |  |  |  |
| Owners:                                     | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:                              | OCTOBER 16, 1967  |  |  |  |
| Type of Historical Right                    | : FILED   |  |  |  |
| Purpose(use):                               | STOCK   |  |  |  |
| *Flow Rate:                                 | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:                                     | 0.79 AC-FT  |  |  |  |
| Source Name:                                | UNNAMED TRIBUTARY OF HAWLEY CREEK   |  |  |  |
| Source Type:                                | SURFACE WATER   |  |  |  |
| *Point of Diversion and Means of Diversion: |   |  |  |  |
| ID Govt 1<br>1<br>Period of Diversion       | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>SESWNE 15 22N 29E PHILLIPS<br>I: JANUARY 1 TO DECEMBER 31  |  |  |  |
| <b>Diversion Means:</b>                     | DAM   |  |  |  |
| *Reservoir: ONS                             | STREAM  |  |  |  |
| <u>Govt I</u>                               | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNE 15 22N 29E PHILLIPS   |  |  |  |
| Diversion to R<br>Dam Height:               | 8.00 FEET   |  |  |  |
| Depth:<br>Surface Area:<br>Capacity:        | 5.00 FEET<br>1.00 ACRES<br>2.00 ACRE-FEET   |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

# 1 SESWNE 15 22N 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.

64940-00 64941-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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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# PRELIMINARY DECREE MISSOURI RIVER, BETWEEN BULLWHACKER CREEK & MUSSELSHELL RIVER BASIN 40EJ ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

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

| Water Right Number:   | 40EJ 6494                              | <b>2-00</b> S           | TATEN            | IENT O  | F CLA      | IM                        |
|---|--|-------------------------|------------------|---|------------|---------------------------|
|   | Version:                               | 1 ORI                   | GINAL            | RIGHT   |            |                           |
|   |  | Status:                 | AC               | CTIVE   |            |                           |
| Owners:   | USA (DEP<br>5001 SOU<br>BILLINGS,      | THGATE                  | DR               | BUREA   | U OF       | LAND MGMT)                |
| *Priority Date:   | DECEMBER 31, 1888                      |                         |                  |   |            |                           |
| Type of Historical Right  | : USE                                  |                         |                  |   |            |                           |
| Purpose(use):   | STOCK                                  |                         |                  |   |            |                           |
| *Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE<br>CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM<br>DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT<br>HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |                         |                  | CTLY FROM THE SOURCE, OR FROM A<br>IMITED TO THE MINIMUM AMOUNT |            |                           |
| Volume:   | 0.69 AC-FT                             |                         |                  |   |            |                           |
| *Source Name:   | UNNAMED TRIBUTARY OF INTERIOR DRAINAGE |                         |                  |   |            |                           |
| Source Type:  | SURFACE WATER                          |                         |                  |   |            |                           |
|   | POTHOLE                                | LAKE                    |                  |   |            |                           |
| *Point of Diversion and I   | Means of Div                           | ersion:                 |                  |   |            |                           |
| IDGovt I1   |  | <u>Qtr Sec</u><br>2W2NW | <u>Sec</u><br>15 | <u>Twp</u><br>22N   |            | <u>County</u><br>PHILLIPS |
| Period of Diversion: JANUARY 1 TO DECEMBER 31   |  |                         |                  |   |            |                           |
| Diversion Means: LIVESTOCK DIRECT FROM SOURCE   |  |                         |                  |   |            |                           |
| Period of Use: JANUARY 1 TO DECEMBER 31   |  |                         |                  |   |            |                           |
| *Place of Use:  |  |                         |                  |   |            |                           |
| ID <u>Acres Govt I</u>  | Lot                                    | <u>Qtr Sec</u>          | <u>Sec</u>       | Twp   | <u>Rge</u> | County                    |
| 1   |  | 2W2NW                   | 15               | 22N   |            | PHILLIPS                  |
| THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR<br>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 BASINS OR SUBBASINS AS WELL AS BEING 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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# **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:                           | 40EJ 64943-00       RESERVED CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE                        |  |  |  |
|---|--|--|--|--|
| Owners:                                       | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669                                     |  |  |  |
| <b>Priority Date:</b>                         | APRIL 17, 1926   |  |  |  |
| Type of Historical Right: RESERVED            |  |  |  |  |
| Purpose(use):                                 | WILDLIFE   |  |  |  |
| Flow Rate:                                    | NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF WILDLIFE DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. |  |  |  |
| Volume:                                       | 2.83 AC-FT   |  |  |  |
| *Source Name:                                 | INTERIOR DRAINAGE  |  |  |  |
| Source Type:                                  | SURFACE WATER  |  |  |  |
|   | POTHOLE LAKE   |  |  |  |
| *Point of Diversion and Means of Diversion:   |  |  |  |  |
| IDGovt1                                       | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>W2W2NW 15 22N 29E PHILLIPS                                |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 |  |  |  |  |
| Diversion Means: WILDLIFE DIRECT FROM SOURCE  |  |  |  |  |
| Period of Use:                                | JANUARY 1 TO DECEMBER 31   |  |  |  |
| *Place of Use:                                |  |  |  |  |
| ID Acres Govt                                 | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>   |  |  |  |
| 1   | W2W2NW 15 22N 29E PHILLIPS   |  |  |  |

Remarks:

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

THIS CLAIM IS BASED ON PUBLIC WATER RESERVE NO. 107 CREATED BY EXECUTIVE ORDER DATED APRIL 17, 1926. IT IS NOT CLEAR IF THIS CLAIMED RIGHT IS A FEDERAL RESERVED WATER RIGHT, BUT IF IT IS, IT IS NOT CLEAR WHETHER THE PURPOSE CLAIMED WAS CONTEMPLATED BY SUCH A RESERVATION, OR IF THE AMOUNT OF WATER CLAIMED IS THE AMOUNT NECESSARY TO FULFILL THE PURPOSE OF THE RESERVATION.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 64944-00 STAT<br>Version: 1 ORIGINA<br>Status:                |           | AIM   |  |  |  |
|---|--|-----------|---|--|--|--|
| Owners:   | USA (DEPT OF INTERIC<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 46 |           | LAND MGMT)  |  |  |  |
| *Priority Date:   | DECEMBER 31, 1888  |           |   |  |  |  |
| Type of Historical Right: USE   |  |           |   |  |  |  |
| Purpose(use):   | STOCK  |           |   |  |  |  |
| *Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE<br>CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM<br>DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT<br>HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |           | ECTLY FROM THE SOURCE, OR FROM A<br>LIMITED TO THE MINIMUM AMOUNT |  |  |  |
| Volume:   | 0.79 AC-FT   |           |   |  |  |  |
| *Source Name:   | INTERIOR DRAINAGE  |           |   |  |  |  |
| Source Type:  | SURFACE WATER  |           |   |  |  |  |
|   | POTHOLE LAKE   |           |   |  |  |  |
| *Point of Diversion and   | Ieans of Diversion:  |           |   |  |  |  |
| ID Govt   | <u>ot Qtr Sec Sec</u><br>NWNWSW 15                                 |           | <u>County</u><br>PHILLIPS   |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31   |  |           |   |  |  |  |
| Diversion Means: LIVESTOCK DIRECT FROM SOURCE   |  |           |   |  |  |  |
| Period of Use: JANUARY 1 TO DECEMBER 31   |  |           |   |  |  |  |
| *Place of Use:  |  |           |   |  |  |  |
| ID <u>Acres Govt</u>  | ot <u>Qtr Sec</u> <u>Sec</u>                                       | <u> </u>  | County  |  |  |  |
| 1   | NWNWSW 15  | 5 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 BASINS OR SUBBASINS AS WELL AS BEING 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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# **PRELIMINARY DECREE** MISSOURI RIVER, BETWEEN BULLWHACKER CREEK & MUSSELSHELL RIVER **BASIN 40EJ ABSTRACT OF WATER RIGHT CLAIM**

### **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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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:     | 40EJ 64945-00 RESERVED CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE  |
|-------------------------|--|
| Owners:                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| Priority Date:          | APRIL 17, 1926   |
| Type of Historical Righ | t: RESERVED  |
| Purpose(use):           | WILDLIFE   |
| *Flow Rate:             | NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF<br>WILDLIFE DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH<br>SYSTEM. |
| Volume:                 | 1.14 AC-FT   |
| *Source Name:           | UNNAMED TRIBUTARY OF INTERIOR DRAINAGE   |
| Source Type:            | SURFACE WATER  |
|                         | POTHOLE LAKE   |
| *Point of Diversion and | Means of Diversion:  |
| <u>ID</u> <u>Govt</u>   | SESWNW 15 22N 29E PHILLIPS   |
|                         | n: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:        |  |
| Period of Use:          | JANUARY 1 TO DECEMBER 31   |
| *Place of Use:          |  |
| ID <u>Acres Govt</u>    |  |
| 1                       | SESWNW 15 22N 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.

THIS CLAIM IS BASED ON PUBLIC WATER RESERVE NO. 107 CREATED BY EXECUTIVE ORDER DATED APRIL 17, 1926. IT IS NOT CLEAR IF THIS CLAIMED RIGHT IS A FEDERAL RESERVED WATER RIGHT, BUT IF IT IS, IT IS NOT CLEAR WHETHER THE PURPOSE CLAIMED WAS CONTEMPLATED BY SUCH A RESERVATION, OR IF THE AMOUNT OF WATER CLAIMED IS THE AMOUNT NECESSARY TO FULFILL THE PURPOSE OF THE RESERVATION.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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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# PRELIMINARY DECREE MISSOURI RIVER, BETWEEN BULLWHACKER CREEK & MUSSELSHELL RIVER BASIN 40EJ ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

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

| Water Right Number:              | 40EJ 6494                         | <b>16-00</b> S         | TATEN            | IENT O            | F CLA          | IM  |
|----------------------------------|-----------------------------------|------------------------|------------------|-------------------|----------------|---|
|                                  | Version:                          | 1 ORI0                 | GINAL            | RIGHT             |                |   |
|                                  |                                   | Status:                | AC               | CTIVE             |                |   |
| Owners:                          | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                 | DR               | BUREA             | U OF           | LAND MGMT)  |
| *Priority Date:                  | DECEMBE                           | R 31, 188              | 88               |                   |                |   |
| Type of Historical Right         | :USE                              |                        |                  |                   |                |   |
| Purpose(use):                    | STOCK                             |                        |                  |                   |                |   |
| *Flow Rate:                      | CONSISTS<br>DITCH SY              | OF STO                 | CK DR<br>HE FLC  | INKING<br>DW RAT  | DIRE<br>E IS L | EN DECREED BECAUSE THIS USE<br>CTLY FROM THE SOURCE, OR FROM A<br>IMITED TO THE MINIMUM AMOUNT<br>AIN THIS PURPOSE. |
| Volume:                          | 0.79 AC-F                         | Г                      |                  |                   |                |   |
| *Source Name:                    | UNNAME                            | TRIBUT                 | ARY C            | OF INTE           | RIOR           | DRAINAGE  |
| Source Type:                     | SURF                              | FACE WA                | TER              |                   |                |   |
|                                  | POTHOLE                           | LAKE                   |                  |                   |                |   |
| *Point of Diversion and I        | Means of Div                      | ersion:                |                  |                   |                |   |
| <u>ID</u> <u>Govt 1</u>          |                                   | <u>Qtr Sec</u><br>SWNW | <u>Sec</u><br>15 | <u>Twp</u><br>22N |                | <u>County</u><br>PHILLIPS   |
| Period of Diversion              |                                   |                        |                  |                   |                |   |
| <b>Diversion Means:</b>          |                                   |                        |                  |                   | RCE            |   |
| Period of Use:                   | JANUARY                           | 1 TO DE                | CEMBE            | R 31              |                |   |
| *Place of Use:                   |                                   |                        |                  |                   |                |   |
| ID <u>Acres Govt I</u>           | Lot                               | <u>Qtr Sec</u>         | <u>Sec</u>       | Twp               | <u>Rge</u>     | <u>County</u>   |
| 1                                |                                   | SWNW                   | 15               | 22N               |                | PHILLIPS  |
| THE DNRC EXAM<br>ISSUES TO REPOR | INATION (<br>RT TO THE            | OF THIS<br>WATER       | CLAI<br>R COU    | M FOU<br>RT.      | ND N           | O SIGNIFICANT 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:       | 40EJ 64947-00 RESERVED CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669                                     |
| Priority Date:            | APRIL 17, 1926   |
| Type of Historical Right  | :RESERVED  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF WILDLIFE DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. |
| Volume:                   | 10.89 AC-FT  |
| *Source Name:             | UNNAMED TRIBUTARY OF INTERIOR DRAINAGE   |
| Source Type:              | SURFACE WATER  |
|                           | POTHOLE LAKE   |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt</u>     | Lot <u>Qtr Sec Sec Twp Rge</u> County<br>NWNWSW 15 22N 29E PHILLIPS  |
| Period of Diversion       | a: JANUARY 1 TO DECEMBER 31  |
| <b>Diversion Means:</b>   | WILDLIFE DIRECT FROM SOURCE  |
| Period of Use:            | JANUARY 1 TO DECEMBER 31   |
| *Place of Use:            |  |
| ID Acres Govt 1           | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>   |
| 1                         | NWNWSW 15 22N 29E PHILLIPS   |

**Remarks:** 

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

THIS CLAIM IS BASED ON PUBLIC WATER RESERVE NO. 107 CREATED BY EXECUTIVE ORDER DATED APRIL 17, 1926. IT IS NOT CLEAR IF THIS CLAIMED RIGHT IS A FEDERAL RESERVED WATER RIGHT, BUT IF IT IS, IT IS NOT CLEAR WHETHER THE PURPOSE CLAIMED WAS CONTEMPLATED BY SUCH A RESERVATION, OR IF THE AMOUNT OF WATER CLAIMED IS THE AMOUNT NECESSARY TO FULFILL THE PURPOSE OF THE RESERVATION.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:                     | 40EJ 64948-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| Priority Date:                          | NOVEMBER 9, 1947  |
| Type of Historical Right                | t: USE  |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                                 | 0.21 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF HAWLEY CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>                 |   |
| 1                                       | NESESW 17 22N 29E PHILLIPS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
| *Reservoir: ONS                         | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESESW 17 22N 29E PHILLIPS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 15.00 FEET  |
| Depth:                                  | 12.00 FEET  |
| Surface Area:                           |   |
| Capacity:                               | 3.84 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                         |

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APRIL 25, 2014 40EJ 64948-00

Page 2 of 2

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  |                | NESESW         | 17         | 22N | 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.

64948-00 64949-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:                   | 40EJ 64949-00 STATEMENT OF CLAIM  |
|---------------------------------------|---|
|                                       | Version: 1 ORIGINAL RIGHT   |
|                                       | Status: ACTIVE  |
| Owners:                               | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                        | NOVEMBER 9, 1947  |
| Type of Historical Right              | :USE  |
| Purpose(use):                         | STOCK   |
| *Flow Rate:                           | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                               | 0.79 AC-FT  |
| Source Name:                          | UNNAMED TRIBUTARY OF HAWLEY CREEK   |
| Source Type:                          | SURFACE WATER   |
| *Point of Diversion and M             | Means of Diversion:   |
| <u>ID</u><br>1<br>Pariod of Diversion | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESESW 17 22N 29E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:                      | DAM   |
| *Reservoir: ONS                       | STREAM  |
| <u>Govt I</u>                         | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NESESW 17 22N 29E PHILLIPS  |
| Diversion to R                        | eservoir: DIVERSION # 1<br>15.00 FEET   |
| Dam Height:<br>Depth:                 | 12.00 FEET  |
| Surface Area:                         | 0.80 ACRES  |
| Capacity:                             | 3.84 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NESESW
 17
 22N
 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.

64948-00 64949-00

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:   | 40EJ 64950-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | NOVEMBER 7, 1947  |
| Type of Historical Right  | :USE  |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.79 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF HAWLEY CREEK   |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and 1   | Means of Diversion:   |
| $\frac{\mathbf{ID}}{1}$ Govt  | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>E2E2W2 20 22N 29E PHILLIPS  |
| Period of Diversior<br>Diversion Means:                               | I: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON  | STREAM  |
| <u>Govt 1</u>   | LotQtr SecSecTwpRgeCountyE2E2W22022N29EPHILLIPS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>12.00 FEET<br>9.00 FEET<br>1.70 ACRES<br>6.12 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | E2E2W2         | 20  | 22N | 29E PHILLIPS             |

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64950-00 64951-00

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| Water Right Number:       | 40EJ 6495                           | 1-00                    | STATEN           |                   | F CLA             | IM                                |
|---------------------------|-------------------------------------|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|                           | Version:                            | 1 OR                    | IGINAL I         | RIGHT             |                   |                                   |
|                           |                                     | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                   | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>     | NOVEMBE                             | R 7, 194                | 7                |                   |                   |                                   |
| Type of Historical Right  | :USE                                |                         |                  |                   |                   |                                   |
| Purpose(use):             | WILDLIFE                            |                         |                  |                   |                   |                                   |
| *Flow Rate:               | A SPECIFIC                          |                         |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 2.21 AC-FT                          |                         |                  |                   |                   |                                   |
| Source Name:              | UNNAMED                             | TRIBU                   | TARY O           | F HAW             | LEY C             | REEK                              |
| Source Type:              | SURF                                | ACE W/                  | ATER             |                   |                   |                                   |
| *Point of Diversion and M | Means of Dive                       | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |                                     | Qtr Sec                 |                  | Twp               |                   | County                            |
| 1<br>Period of Diversion  |                                     | 2E2W2                   | -                | 22N               | 29E               | PHILLIPS                          |
| Diversion Means:          | DAM                                 | 110.01                  |                  | .11 01            |                   |                                   |
| *Reservoir: ONS           | STREAM                              |                         |                  |                   |                   |                                   |
| <u>Govt I</u>             |                                     | <u>Qtr Sec</u><br>2E2W2 | <u>Sec</u><br>20 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS         |
| Diversion to R            | eservoir:                           | DIVERS                  | ION # 1          |                   |                   |                                   |
| Dam Height:               |                                     | 12.00                   |                  |                   |                   |                                   |
| Depth:                    |                                     | 9.00                    | FEET             |                   |                   |                                   |
| Surface Area:             |                                     |                         | ACRES            |                   |                   |                                   |
| Capacity:                 |                                     | 6.12                    | ACRE-F           | EET               |                   |                                   |
|                           | THE CAPA<br>DNRC.                   | CITY, D                 | AM HEIC          | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64951-00

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         |                | E2E2W2         | 20         | 22N | 29E PHILLIPS             |

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64950-00 64951-00

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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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:      | 40EJ 64952-00 STATEMENT OF CLAIM  |
|--------------------------|---|
|                          | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
|                          |   |
| Owners:                  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:           | JULY 15, 1952   |
| Type of Historical Right | :USE  |
| Purpose(use):            | STOCK   |
| *Flow Rate:              | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                  | 0.79 AC-FT  |
| *Source Name:            | UNNAMED TRIBUTARY OF DAM COULEE   |
| Source Type:             | SURFACE WATER   |
| Point of Diversion and I | Means of Diversion:   |
| $\frac{ID}{1}$ Govt I    |   |
| •                        | SESWNE 21 22N 29E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:         | DAM   |
| *Reservoir: ONS          | STREAM  |
| <u>Govt I</u>            | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNE 21 22N 29E PHILLIPS  |
| Diversion to R           |   |
| Dam Height:              | 10.00 FEET  |
| Depth:<br>Surface Area:  | 7.00 FEET<br>0.40 ACRES   |
| Capacity:                | 1.12 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SESWNE
 21
 22N
 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.

64952-00 64953-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64953-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>   | JULY 15, 1952  |
| Type of Historical Right  | t: USE   |
| Purpose(use):   | WILDLIFE   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:   | 0.21 AC-FT   |
| *Source Name:   | UNNAMED TRIBUTARY OF DAM COULEE  |
| Source Type:  | SURFACE WATER  |
| *Point of Diversion and I   | Means of Diversion:  |
| $\underline{ID}$ <u>Govt</u>  |  |
| 1<br>Dominal of Dimonsion   | SESWNE 21 22N 29E PHILLIPS<br>1: JANUARY 1 TO DECEMBER 31                                  |
| Diversion Means:  | DAM  |
| *Reservoir: ON  | STREAM   |
| <u>Govt 1</u>   | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>SESWNE 21 22N 29E PHILLIPS                 |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 10.00 FEET<br>7.00 FEET<br>0.40 ACRES<br>1.12 ACRE-FEET                                    |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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APRIL 25, 2014 40EJ 64953-00

Page 2 of 2

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  |                | SESWNE         | 21         | 22N | 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.

64952-00 64953-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64954-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | OCTOBER 10, 1961  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF HAWLEY CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariad of Divarsion  | NWNWNW 22 22N 29E PHILLIPS<br>1: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| * <b>Reservoir:</b> ON    | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWNW 22 22N 29E PHILLIPS   |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 12.00 FEET  |
| Depth:<br>Surface Area:   | 9.00 FEET<br>2.40 ACRES   |
| Capacity:                 | 8.64 ACRE-FEET  |

THE RESERVOIR EXTENDS INTO THE NENENE SEC 21 TWP 22N RGE 29E PHILLIPS COUNTY. THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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 | <b><u>Rge</u></b> County |
|-----------|----------------|----------------|------------|-----|--------------------------|
| 1         |                | NENENE         | 21         | 22N | 29E PHILLIPS             |
| 2         |                | NWNWNW         | 22         | 22N | 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.

64954-00 64955-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 64955-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| <b>Priority Date:</b>                   | OCTOBER 10, 1961  |
| Type of Historical Right                | : USE   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                                 | 5.21 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF HAWLEY CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>                 |   |
| 1                                       | NWNWNW 22 22N 29E PHILLIPS  |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |   |
| *Reservoir: ONS                         | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWNW 22 22N 29E PHILLIPS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 12.00 FEET  |
| Depth:                                  | 9.00 FEET   |
| Surface Area:                           | 2.40 ACRES  |
| Capacity:                               | 8.64 ACRE-FEET  |
|   | THE RESERVOIR EXTENDS INTO THE NENENE SEC 21 TWP 22N RGE 29E PHILLIPS COUNTY.                   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | NENENE         | 21         | 22N | 29E PHILLIPS |
| 2         |                | NWNWNW         | 22         | 22N | 29E PHILLIPS |

#### Remarks:

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64954-00 64955-00

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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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64956-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| <b>Priority Date:</b>     | OCTOBER 16, 1967  |
| Type of Historical Right  | FILED   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                   | 2.21 AC-FT  |
| *Source Name:             | UNNAMED TRIBUTARY OF HAWLEY CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>   |   |
| 1<br>Dericil of Dimension | NWSENE 22 22N 29E PHILLIPS<br>; JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSENE 22 22N 29E PHILLIPS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 7.00 FEET   |
| Depth:                    | 4.00 FEET   |
| Surface Area:             | 0.80 ACRES  |
| Capacity:                 | 1.28 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                         |

Decree Report - Page 1709

APRIL 25, 2014 40EJ 64956-00

Page 2 of 2

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  |                | NWSENE         | 22         | 22N | 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.

64956-00 64957-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:                                      | 40EJ 6495                         | 5 <b>7-00</b> S                | STATEM           | IENT OI           | F CLA             | IM  |
|--|-----------------------------------|--------------------------------|------------------|-------------------|-------------------|---|
|  | Version:                          | 1 ORI                          | GINAL I          | RIGHT             |                   |   |
|  |                                   | Status:                        | AC               | TIVE              |                   |   |
| Owners:  | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                         | DR               | BUREA             | U OF              | LAND MGMT)  |
| Priority Date:   | OCTOBER                           | 16, 1967                       | 7                |                   |                   |   |
| Type of Historical Right                                 | : FILED                           |                                |                  |                   |                   |   |
| Purpose(use):  | STOCK                             |                                |                  |                   |                   |   |
| *Flow Rate:  | ONSTREA                           | M RESE                         | RVOIR.           | THE FI            | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.79 AC-F1                        | Г                              |                  |                   |                   |   |
| *Source Name:  | UNNAMED                           | TRIBU                          | TARY O           | F HAW             | LEY C             | REEK  |
| Source Type:   | SURF                              | ACE WA                         | TER              |                   |                   |   |
| *Point of Diversion and I                                | Means of Div                      | ersion:                        |                  |                   |                   |   |
| $\frac{ID}{1}$ Govt I                                    |                                   | <u>Qtr Sec</u><br>WSENE        | <u>Sec</u><br>22 | <u>Twp</u><br>22N |                   | <u>County</u><br>PHILLIPS   |
| Period of Diversion<br>Diversion Means:                  | : JANUARY<br>DAM                  | 1 TO DE                        | CEMBE            | R 31              |                   |   |
| *Reservoir: ON   | STREAM                            |                                |                  |                   |                   |   |
| <u>Govt I</u>  |                                   | <u>Qtr Sec</u><br>WSENE        | <u>Sec</u><br>22 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area: | eservoir:                         | DIVERS<br>7.00<br>4.00<br>0.80 | FEET             |                   |                   |   |
| Capacity:  |                                   |                                | ACRE-F           | EET               |                   |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:

 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

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

 1
 NWSENE
 22
 22N
 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.

64956-00 64957-00

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:       | 40EJ 64958-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | OCTOBER 16, 1967  |
| Type of Historical Right  | t: FILED  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF HAWLEY CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Dericil of Dimension | NENESE 23 22N 29E PHILLIPS<br>n: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NENESE 23 22N 29E PHILLIPS  |
| Diversion to R            | Reservoir: DIVERSION # 1  |
| Dam Height:               | 13.00 FEET  |
| Depth:<br>Surface Area:   | 10.00 FEET<br>0.10 ACRES  |
| Capacity:                 | 0.40 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:

 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID Acres Govt Lot Qtr Sec Sec Twp Rge County

 1
 NENESE 23 22N 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.

64958-00 64959-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 6495   | 59-00                    | STATEM           |                   | F CLA             | IM                                |
|---------------------------|---|--------------------------|------------------|-------------------|-------------------|-----------------------------------|
|                           | Version:  | 1 OR                     | IGINAL           | RIGHT             |                   |                                   |
|                           |   | Status:                  | AC               | TIVE              |                   |                                   |
| Owners:                   | USA (DEP <sup>-</sup><br>5001 SOU <sup>-</sup><br>BILLINGS, | THGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                        |
| Priority Date:            | OCTOBER   | 16, 196                  | 7                |                   |                   |                                   |
| Type of Historical Right  | : FILED   |                          |                  |                   |                   |                                   |
| Purpose(use):             | WILDLIFE  |                          |                  |                   |                   |                                   |
| *Flow Rate:               | A SPECIFI<br>ONSTREA  |                          |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 1.21 AC-FT  | Г                        |                  |                   |                   |                                   |
| Source Name:              | UNNAMED   | ) TRIBU                  | TARY O           | F HAW             | LEY C             | REEK                              |
| Source Type:              | SURF  | ACE W                    | ATER             |                   |                   |                                   |
| *Point of Diversion and M | Means of Div  | ersion:                  |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |   | Qtr Sec                  |                  | Twp               |                   | County                            |
| 1<br>Period of Diversion  |   |                          | 23               | 22N               | 29E               | PHILLIPS                          |
| Diversion Means:          | DAM   | TIOD                     |                  | K 31              |                   |                                   |
| *Reservoir: ONS           | STREAM  |                          |                  |                   |                   |                                   |
| <u>Govt I</u>             | <u>Lot</u> N  | <u>Qtr Sec</u><br>IENESE | <u>Sec</u><br>23 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS         |
| Diversion to R            | eservoir:   | DIVERS                   | ION # 1          |                   |                   |                                   |
| Dam Height:               |   | 13.00                    | FEET             |                   |                   |                                   |
| Depth:                    |   | 10.00                    | FEET             |                   |                   |                                   |
| Surface Area:             |   |                          | ACRES            |                   |                   |                                   |
| Capacity:                 |   |                          | ACRE-F           |                   |                   |                                   |
|                           | THE CAPA<br>DNRC.   | CITY, D                  | AM HEIC          | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64959-00

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         |                | NENESE         | 23         | 22N | 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.

64958-00 64959-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64960-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>*Priority Date:</b>    | DECEMBER 31, 1888   |
| Type of Historical Right  | : USE   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE<br>CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A<br>DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT<br>HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| *Source Name:             | UNNAMED TRIBUTARY OF INTERIOR DRAINAGE  |
| Source Type:              | SURFACE WATER   |
|                           | POTHOLE LAKE  |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>     | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWSW 14 22N 29E PHILLIPS   |
| Period of Diversion       | : JANUARY 1 TO DECEMBER 31  |
| <b>Diversion Means:</b>   | LIVESTOCK DIRECT FROM SOURCE  |
| 2                         | NWNWNW 23 22N 29E PHILLIPS  |
|                           | : 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 | <u>Acres</u> Govt Lot | <u>Qtr Sec</u> | <u>Sec</u> | Twp | <b><u>Rge</u></b> <u>County</u> |
|----|-----------------------|----------------|------------|-----|---------------------------------|
| 1  |                       | SWSWSW         | 14         | 22N | 29E PHILLIPS                    |
| 2  |                       |                |            |     | 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64961-00  | RESER         | VED CL | AIM        |               |
|---|--|---------------|--------|------------|---------------|
|   | Version: 1 O   | RIGINAL       | RIGHT  |            |               |
|   | Statu  | s: A          | CTIVE  |            |               |
| Owners:   | USA (DEPT OF II<br>5001 SOUTHGAT<br>BILLINGS, MT 59  | E DR          |        | U OF       | LAND MGMT)    |
| Priority Date:  | APRIL 17, 1926   |               |        |            |               |
| Type of Historical Right: RESERVED  |  |               |        |            |               |
| Purpose(use):   | WILDLIFE   |               |        |            |               |
| *Flow Rate:   | NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF<br>WILDLIFE DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH<br>SYSTEM. |               |        |            |               |
| Volume:   | 2.73 AC-FT   |               |        |            |               |
| *Source Name:   | UNNAMED TRIBUTARY OF INTERIOR DRAINAGE   |               |        |            |               |
| Source Type:  | SURFACE \  | VATER         |        |            |               |
|   | POTHOLE LAKE   |               |        |            |               |
| *Point of Diversion and Means of Diversion:   |  |               |        |            |               |
| <u>ID</u> <u>Govt</u>   |  |               | Twp    |            | <u>County</u> |
| 1   | SWSWS  |               | 22N    | 29E        | PHILLIPS      |
| Period of Diversion: JANUARY 1 TO DECEMBER 31   |  |               |        |            |               |
| Diversion Means:  | WILDLIFE DIRE  |               |        |            |               |
| 2   | NWNWN\   |               | 22N    | 29E        | PHILLIPS      |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: WILDLIFE DIRECT FROM SOURCE |  |               |        |            |               |
| Period of Use:  | JANUARY 1 TO [   | DECEMB        | ER 31  |            |               |
| *Place of Use:  |  |               |        |            |               |
| ID Acres Govt   | Lot Qtr Se   | ec <u>Sec</u> | Twp    | <u>Rge</u> | County        |
| 1   | SWSWS  | V 14          | 22N    | 29E        | PHILLIPS      |
| 2   | NWNWN  | V 23          | 22N    |            | PHILLIPS      |
|   |  |               |        |            |               |

#### **Remarks:**

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

THIS CLAIM IS BASED ON PUBLIC WATER RESERVE NO. 107 CREATED BY EXECUTIVE ORDER DATED APRIL 17, 1926. IT IS NOT CLEAR IF THIS CLAIMED RIGHT IS A FEDERAL RESERVED WATER RIGHT, BUT IF IT IS, IT IS NOT CLEAR WHETHER THE PURPOSE CLAIMED WAS CONTEMPLATED BY SUCH A RESERVATION, OR IF THE AMOUNT OF WATER CLAIMED IS THE AMOUNT NECESSARY TO FULFILL THE PURPOSE OF THE RESERVATION.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 6496  | 2 <b>-00</b> S          | STATEN           | IENT O            | F CLA             | IM                                |
|---|--|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:   | 1 ORI                   | GINAL I          | RIGHT             |                   |                                   |
|   |  | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:   | USA (DEP<br>5001 SOUT<br>BILLINGS,   | <b>FHGATE</b>           | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>   | OCTOBER 16, 1967   |                         |                  |                   |                   |                                   |
| Type of Historical Right: FILED                                       |  |                         |                  |                   |                   |                                   |
| Purpose(use):   | WILDLIFE   |                         |                  |                   |                   |                                   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. |                         |                  |                   |                   |                                   |
| Volume:   | 2.21 AC-FT   | -                       |                  |                   |                   |                                   |
| Source Name:  | Source Name: UNNAMED TRIBUTARY OF HAWLEY CREEK                                       |                         |                  |                   |                   |                                   |
| Source Type:  | SURF   | ACE WA                  | ATER             |                   |                   |                                   |
| *Point of Diversion and Means of Diversion:                           |  |                         |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt l</u>   |  | <u>Qtr Sec</u>          | Sec              | Twp               |                   | County                            |
| 1   |  | VNWSE                   | 24               | 22N               | 29E               | PHILLIPS                          |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |  |                         |                  |                   |                   |                                   |
|   |  |                         |                  |                   |                   |                                   |
|   | STREAM   | <b>A A</b>              | a                | -                 | -                 |                                   |
| <u>Govt I</u>   | <u>Lot</u><br>SV   | <u>Qtr Sec</u><br>VNWSE | <u>Sec</u><br>24 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS         |
| Diversion to Reservoir: DIVERSION # 1                                 |  |                         |                  |                   |                   |                                   |
| Dam Height:   |  | 10.00                   | FEET             |                   |                   |                                   |
| Depth:  |  | 7.00                    |                  |                   |                   |                                   |
| Surface Area:   |  |                         | ACRES            |                   |                   |                                   |
| Capacity:   |  |                         | ACRE-F           |                   |                   |                                   |
|   | THE CAPA<br>DNRC.  | CITY, DA                | AM HEIC          | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64962-00

Page 2 of 2

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  |                | SWNWSE         | 24         | 22N | 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.

64962-00 64963-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64963-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | OCTOBER 16, 1967  |
| Type of Historical Right  | : FILED   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF HAWLEY CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Donied of Dimension  | SWNWSE 24 22N 29E PHILLIPS<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | LotQtr SecSecTwpRgeCountySWNWSE2422N29EPHILLIPS   |
| Diversion to R            |   |
| Dam Height:               | 10.00 FEET  |
| Depth:<br>Surface Area:   | 7.00 FEET<br>0.20 ACRES   |
| Capacity:                 | 0.56 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 SWNWSE 24
 22N
 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.

64962-00 64963-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:  | 40EJ 64964-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE |  |  |  |
|--|---|--|--|--|
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669                  |  |  |  |
| *Priority Date:  | DECEMBER 31, 1888   |  |  |  |
| Type of Historical Right   | t: USE  |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |
| *Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS U<br>CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR<br>DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOU<br>HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |   |  |  |  |
| Volume:  | 0.79 AC-FT  |  |  |  |
| *Source Name:  | UNNAMED TRIBUTARY OF INTERIOR DRAINAGE  |  |  |  |
| Source Type:   | SURFACE WATER   |  |  |  |
|  | POTHOLE LAKE  |  |  |  |
| *Point of Diversion and I  | Means of Diversion:   |  |  |  |
| ID Govt  | t Lot <u>Qtr Sec Sec Twp Rge County</u><br>SESWNW 26 22N 29E PHILLIPS                                       |  |  |  |
| Period of Diversion  | a: 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 <u>Acres Govt</u>   | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>  |  |  |  |
| 1  | SESWNW 26 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

# **PRELIMINARY DECREE** MISSOURI RIVER, BETWEEN BULLWHACKER CREEK & MUSSELSHELL RIVER **BASIN 40EJ ABSTRACT OF WATER RIGHT CLAIM**

# **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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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:     | 40EJ 64965-00RESERVED CLAIMVersion:1 ORIGINAL RIGHTStatus:ACTIVE   |  |  |  |
|-------------------------|--|--|--|--|
| Owners:                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |  |  |  |
| Priority Date:          | APRIL 17, 1926   |  |  |  |
| Type of Historical Righ | t: RESERVED  |  |  |  |
| Purpose(use):           | WILDLIFE   |  |  |  |
| *Flow Rate:             | NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF<br>WILDLIFE DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH<br>SYSTEM. |  |  |  |
| Volume:                 | 10.89 AC-FT  |  |  |  |
| *Source Name:           | UNNAMED TRIBUTARY OF INTERIOR DRAINAGE   |  |  |  |
| Source Type:            | SURFACE WATER  |  |  |  |
|                         | POTHOLE LAKE   |  |  |  |
| *Point of Diversion and | Means of Diversion:  |  |  |  |
| ID Govt                 | SESWNW 26 22N 29E PHILLIPS   |  |  |  |
|                         | n: JANUARY 1 TO DECEMBER 31  |  |  |  |
| Diversion Means:        | WILDLIFE DIRECT FROM SOURCE  |  |  |  |
| Period of Use:          | JANUARY 1 TO DECEMBER 31   |  |  |  |
| *Place of Use:          |  |  |  |  |
| ID <u>Acres Govt</u>    |  |  |  |  |
| 1                       | SESWNW 26 22N 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.

THIS CLAIM IS BASED ON PUBLIC WATER RESERVE NO. 107 CREATED BY EXECUTIVE ORDER DATED APRIL 17, 1926. IT IS NOT CLEAR IF THIS CLAIMED RIGHT IS A FEDERAL RESERVED WATER RIGHT, BUT IF IT IS, IT IS NOT CLEAR WHETHER THE PURPOSE CLAIMED WAS CONTEMPLATED BY SUCH A RESERVATION, OR IF THE AMOUNT OF WATER CLAIMED IS THE AMOUNT NECESSARY TO FULFILL THE PURPOSE OF THE RESERVATION.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:      | 40EJ 64966-00 STATEMENT OF CLAIM  |
|--------------------------|---|
|                          | Version: 2 ORIGINAL RIGHT   |
|                          | Status: ACTIVE  |
| Owners:                  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669            |
| <b>Priority Date:</b>    | OCTOBER 16, 1967  |
| Type of Historical Right | t: FILED  |
| Purpose(use):            | WILDLIFE  |
| *Flow Rate:              | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                  |
| Volume:                  | 2.21 AC-FT  |
| Source Name:             | UNNAMED TRIBUTARY OF KARSTEN COULEE   |
| Source Type:             | SURFACE WATER   |
| Point of Diversion and   | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>    |   |
|                          | SWNWNE 7 22N 29E PHILLIPS   |
|                          | n: JANUARY 1 TO DECEMBER 31   |
| <b>Diversion Means:</b>  | DAM   |
| *Reservoir: ON           | ISTREAM   |
| <u>Govt</u> ]            | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWNE 7 22N 29E PHILLIPS |
| Diversion to R           | Reservoir: DIVERSION # 1  |
| Dam Height:              | 9.00 FEET   |
| Depth:                   | 6.00 FEET   |
| Surface Area:            |   |
| Capacity:                | 0.36 ACRE-FEET  |
|                          | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                               |

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APRIL 25, 2014 40EJ 64966-00

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         |                | SWNWNE         | 7          | 22N | 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.

64966-00 64967-00

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

CLAIM WAS IMPROPERLY DESIGNATED TO BASIN 40E AND WAS INCLUDED IN THE TEMPORARY PRELIMINARY DECREE ISSUED 03/07/1985.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64967-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 2 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | OCTOBER 16, 1967  |
| Type of Historical Right  | : FILED   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| *Volume:                  | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF KARSTEN COULEE   |
| Source Type:              | SURFACE WATER   |
| Point of Diversion and I  | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Dominal of Dimonsion | SWNWNE 7 22N 29E PHILLIPS<br>I: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| Reservoir: ON             | STREAM  |
| <u>Govt I</u>             | LotQtr SecSecTwpRgeCountySWNWNE722N29EPHILLIPS  |
| Diversion to R            |   |
| Dam Height:               | 9.00 FEET   |
| Depth:<br>Surface Area:   | 6.00 FEET<br>0.15 ACRES   |
| Capacity:                 | 0.36 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|-----|-----|--------------------------|
| 1         |                              | SWNWNE         | 7   | 22N | 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.

64966-00 64967-00

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

CLAIM WAS IMPROPERLY DESIGNATED TO BASIN 40E AND WAS INCLUDED IN THE 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

| Water Right Number:   | 40EJ 64968-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:  | JULY 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF HAWLEY CREEK   |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |
| <u>ID</u> <u>Govt</u>   | Lot <u>Qtr Sec Sec Twp Rge County</u><br>W2SESE 29 22N 29E PHILLIPS   |  |  |  |
| <b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31<br><b>Diversion Means:</b> DAM |   |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |
| <u>Govt</u> ]   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>W2SESE 29 22N 29E PHILLIPS   |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:               | eservoir: DIVERSION # 1<br>13.00 FEET<br>10.00 FEET<br>3.00 ACRES<br>12.00 ACRE-FEET  |  |  |  |
| Capacity.   |   |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:

 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

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

 1
 W2SESE
 29
 22N
 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.

64968-00 64969-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 6496                         | <b>69-00</b> S           | STATEN           |                   | F CLA             | IM                                |
|---|-----------------------------------|--------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                          | 1 ORI                    | GINAL I          | RIGHT             |                   |                                   |
|   |                                   | Status:                  | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | JULY 1, 19                        | 42                       |                  |                   |                   |                                   |
| Type of Historical Right                | :USE                              |                          |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                          |                          |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFI<br>ONSTREA              |                          |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 12.21 AC-F                        | т                        |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED                           |                          | TARY O           | F HAW             | LEY C             | REEK                              |
| Source Type:                            | SURF                              | ACE WA                   | TER              |                   |                   |                                   |
| *Point of Diversion and I               | Means of Div                      | ersion:                  |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt l</u>                 |                                   | <u>Qtr Sec</u>           | Sec              | Twp               |                   | County                            |
| 1                                       |                                   | 2SESE                    | 29               | 22N               | 29E               | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM                               | TIODE                    |                  | R 31              |                   |                                   |
|   | STREAM                            |                          |                  |                   |                   |                                   |
| <u>Govt I</u>                           |                                   | <u>Qtr Sec</u><br>/2SESE | <u>Sec</u><br>29 | <u>Twp</u><br>22N | <u>Rge</u><br>29E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir:                         | DIVERS                   | ON # 1           |                   |                   |                                   |
| Dam Height:                             |                                   | 13.00                    | FEET             |                   |                   |                                   |
| Depth:                                  |                                   | 10.00                    | FEET             |                   |                   |                                   |
| Surface Area:                           |                                   |                          | ACRES            |                   |                   |                                   |
| Capacity:                               |                                   | 12.00                    | ACRE-F           | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.                 | CITY, DA                 | AM HEIC          | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64969-00

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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         |                | W2SESE         | 29         | 22N | 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.

64968-00 64969-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 64970-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>                   | MARCH 15, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.30 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF HAWLEY CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| ID Govt I                               | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NWSENW 30 22N 29E PHILLIPS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ONS                         | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSENW 30 22N 29E PHILLIPS   |
| Diversion to R                          |   |
| Dam Height:                             | 9.00 FEET   |
| Depth:<br>Surface Area:                 | 6.00 FEET<br>0.70 ACRES   |
| Capacity:                               | 1.68 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | NWSENW         | 30         | 22N | 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.

64970-00 64971-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 64971-0                                | STATEMEN  | T OF CLA                       | IM                                |
|---|---|---|--------------------------------|-----------------------------------|
|   | Version: 1                                  | ORIGINAL RIG  | HT                             |                                   |
|   | Sta   | tus: ACTIV  | Έ                              |                                   |
| Owners:                                 | USA (DEPT OF<br>5001 SOUTHG<br>BILLINGS, MT |   | REAU OF                        | LAND MGMT)                        |
| <b>Priority Date:</b>                   | MARCH 15, 19                                | 49  |                                |                                   |
| Type of Historical Right                | :USE  |   |                                |                                   |
| Purpose(use):                           | WILDLIFE                                    |   |                                |                                   |
| *Flow Rate:                             | A SPECIFIC FI<br>ONSTREAM R                 |   | NOT BEI                        | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 4.70 AC-FT                                  |   |                                |                                   |
| Source Name:                            | UNNAMED TF                                  | BUTARY OF H   | AWLEY C                        | REEK                              |
| Source Type:                            | SURFACI                                     | E WATER   |                                |                                   |
| *Point of Diversion and I               | Aeans of Diversion                          | on:   |                                |                                   |
| ID Govt I                               |   |   |                                | County                            |
| 1                                       | NWSE  |   | -                              | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM   | DECEMBER 3  | 31                             |                                   |
|   |   |   |                                |                                   |
|   | STREAM                                      |   |                                |                                   |
| <u>Govt I</u>                           | <u>.ot Qtr</u><br>NWSE                      | $\frac{\text{Sec}}{\text{NW}}  \frac{\text{Sec}}{30}  \frac{\text{Tr}}{22}$ | <u>wp</u> <u>Rge</u><br>2N 29E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir: DIV                               | ERSION # 1  |                                |                                   |
| Dam Height:                             | 9   | 00 FEET   |                                |                                   |
| Depth:                                  | 6   | 00 FEET   |                                |                                   |
| Surface Area:                           | 0   | 70 ACRES  |                                |                                   |
| Capacity:                               | 1   | 68 ACRE-FEE   | Т                              |                                   |
|   | THE CAPACIT<br>DNRC.                        | Y, DAM HEIGHT   | , AND SU                       | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64971-00

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         |                | NWSENW         | 30         | 22N | 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.

64970-00 64971-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64976-00 STATEMENT OF CLAIM  |  |  |  |  |  |
|---|---|--|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |  |
| <b>Priority Date:</b>   | OCTOBER 26, 1954  |  |  |  |  |  |
| Type of Historical Right  | t: USE  |  |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |  |
| Volume:   | 0.30 AC-FT  |  |  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF BULL CREEK   |  |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |  |  |
| $\frac{\mathbf{ID}}{1}$ Govt  | LotQtr SecSecTwpRgeCounty9SESENE223N22EPHILLIPS   |  |  |  |  |  |
| Period of Diversion<br>Diversion Means:                               | n: JANUARY 1 TO DECEMBER 31<br>DAM  |  |  |  |  |  |
| *Reservoir: ON  | ISTREAM   |  |  |  |  |  |
| <u>Govt I</u>   | LotQtr SecSecTwpRgeCounty9SESENE223N22EPHILLIPS   |  |  |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 12.00 FEET<br>9.00 FEET   |  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. JANUARY 1 TO DECEMBER 31

\*Place of Use:

**Period 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         | 9                            | SESENE         | 2          | 23N | 22E 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.

64976-00 64977-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 6497                           | 7-00                    | STATEN          |                   | F CLA             | IM                                 |
|---|-------------------------------------|-------------------------|-----------------|-------------------|-------------------|------------------------------------|
|   | Version:                            | 1 OR                    | IGINAL I        | RIGHT             |                   |                                    |
|   |                                     | Status:                 | AC              | TIVE              |                   |                                    |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE                   | DR              | BUREA             | U OF              | LAND MGMT)                         |
| <b>Priority Date:</b>                   | OCTOBER                             | 26, 195                 | 4               |                   |                   |                                    |
| Type of Historical Right                | :USE                                |                         |                 |                   |                   |                                    |
| Purpose(use):                           | WILDLIFE                            |                         |                 |                   |                   |                                    |
| *Flow Rate:                             | A SPECIFIC                          |                         |                 | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                                 | 1.70 AC-FT                          |                         |                 |                   |                   |                                    |
| Source Name:                            | UNNAMED                             | TRIBU                   | TARY O          | F BULL            | CREE              | EK                                 |
| Source Type:                            | SURF                                | ACE W                   | ATER            |                   |                   |                                    |
| *Point of Diversion and M               | Means of Dive                       | ersion:                 |                 |                   |                   |                                    |
| <u>ID</u> <u>Govt I</u>                 |                                     | <u>Qtr Sec</u>          |                 | Twp               |                   | County                             |
| 1                                       |                                     | ESENE                   |                 | 23N               | 22E               | PHILLIPS                           |
| Period of Diversion<br>Diversion Means: | DAM                                 | 1 TO DE                 | CEMBE           | :R 31             |                   |                                    |
|   |                                     |                         |                 |                   |                   |                                    |
| *Reservoir: ONS                         | STREAM                              |                         |                 |                   |                   |                                    |
| <u>Govt I</u>                           | <u>.ot</u><br>S                     | <u>Qtr Sec</u><br>ESENE | <u>Sec</u><br>2 | <u>Twp</u><br>23N | <u>Rge</u><br>22E | <u>County</u><br>PHILLIPS          |
| Diversion to R                          | eservoir: [                         | DIVERS                  | ION # 1         |                   |                   |                                    |
| Dam Height:                             |                                     | 12.00                   | FEET            |                   |                   |                                    |
| Depth:                                  |                                     | 9.00                    | FEET            |                   |                   |                                    |
| Surface Area:                           |                                     |                         | ACRES           |                   |                   |                                    |
| Capacity:                               |                                     | 1.08                    | ACRE-F          | EET               |                   |                                    |
|   | THE CAPA<br>DNRC.                   | CITY, D                 | AM HEIC         | GHT, AN           | ID SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64977-00

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         | 9                            | SESENE         | 2          | 23N        | 22E 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.

64976-00 64977-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:  | 40EJ 64978-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |
|--|---|--|--|--|
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:   | DECEMBER 31, 1969   |  |  |  |
| Type of Historical Right   | t: USE  |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:  | 0.30 AC-FT  |  |  |  |
| Source Name:<br>Source Type:   | UNNAMED TRIBUTARY OF BULL CREEK<br>SURFACE WATER  |  |  |  |
| *Point of Diversion and Means of Diversion:<br><u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>1 SENENE 11 23N 22E PHILLIPS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ON<br><u>Govt 1</u>  | STREAM<br><u>Lot Qtr Sec Sec Twp Rge County</u><br>SENENE 11 23N 22E PHILLIPS   |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:  | 12.00 FEET<br>9.00 FEET   |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

1 SENENE 11 23N 22E PHILLIPS

#### **Remarks:**

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64978-00 64979-00

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:                     | 40EJ 6497                         | <b>'9-00</b> S           | STATEN           |                   | F CLA             | IM                                |
|---|-----------------------------------|--------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                          | 1 ORI                    | GINAL            | RIGHT             |                   |                                   |
|   |                                   | Status:                  | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | DECEMBE                           | R 31, 19                 | 69               |                   |                   |                                   |
| Type of Historical Right                | :USE                              |                          |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                          |                          |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFI<br>ONSTREA              |                          |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 1.26 AC-F                         | Г                        |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED                           |                          | TARY O           | F BULL            | CRE               | ΕK                                |
| Source Type:                            | SURF                              | FACE WA                  | ATER             |                   |                   |                                   |
| *Point of Diversion and I               | Means of Div                      | ersion:                  |                  |                   |                   |                                   |
| ID Govt 1                               |                                   | <u>Qtr Sec</u>           | Sec              | Twp               |                   | County                            |
| 1                                       | -                                 |                          | 11               | 23N               | 22E               | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM                               | 1 TO DE                  |                  | R 31              |                   |                                   |
|   | STREAM                            |                          |                  |                   |                   |                                   |
| <u>Govt I</u>                           | <u>.ot</u> S                      | <u>Qtr Sec</u><br>SENENE | <u>Sec</u><br>11 | <u>Twp</u><br>23N | <u>Rge</u><br>22E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir:                         | DIVERS                   | ION # 1          |                   |                   |                                   |
| Dam Height:                             |                                   | 12.00                    | FEET             |                   |                   |                                   |
| Depth:                                  |                                   | 9.00                     | FEET             |                   |                   |                                   |
| Surface Area:                           |                                   |                          | ACRES            |                   |                   |                                   |
| Capacity:                               |                                   | 0.36                     | ACRE-F           | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.                 | CITY, DA                 | AM HEIC          | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64979-00

Page 2 of 2

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  |                | SENENE         | 11         | 23N | 22E PHILLIPS             |

### Remarks:

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64978-00 64979-00

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

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COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64980-00 STATEMENT OF CLAIM   |           |
|---------------------------|--|-----------|
|                           | Version: 1 ORIGINAL RIGHT  |           |
|                           | Status: ACTIVE   |           |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669     |           |
| <b>Priority Date:</b>     | DECEMBER 27, 1956  |           |
| Type of Historical Right  | USE  |           |
| Purpose(use):             | WILDLIFE   |           |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE F ONSTREAM RESERVOIR.                   | ROM THIS  |
| Volume:                   | 12.70 AC-FT  |           |
| Source Name:              | UNNAMED TRIBUTARY OF HIDEAWAY COULEE   |           |
| Source Type:              | SURFACE WATER  |           |
| *Point of Diversion and I | Ieans of Diversion:  |           |
| <u>ID</u> <u>Govt</u>     |  |           |
|                           | W2NESW 12 23N 22E PHILLIPS   |           |
|                           | JANUARY 1 TO DECEMBER 31   |           |
| <b>Diversion Means:</b>   | DAM  |           |
| *Reservoir: ON            | TREAM Reservoir Name: TWIN SNAG RESERVOIR  |           |
| Govt                      | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>W2NESW 12 23N 22E PHILLIPS |           |
| Diversion to R            | servoir: DIVERSION # 1   |           |
| Dam Height:               | 12.00 FEET   |           |
| Depth:                    | 9.00 FEET  |           |
| Surface Area:             | 2.00 ACRES   |           |
| Capacity:                 | 7.20 ACRE-FEET   |           |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN EST DNRC.                                 | IMATED BY |

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APRIL 25, 2014 40EJ 64980-00

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         |                | W2NESW         | 12         | 23N | 22E 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.

64980-00 64981-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 64981-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:  | DECEMBER 27, 1956   |  |  |  |
| Type of Historical Right  | t: USE  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:   | 0.30 AC-FT  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF HIDEAWAY COULEE  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and   | Means of Diversion:   |  |  |  |
| IDGovt1   | LotQtr SecSecTwpRgeCountyW2NESW1223N22EPHILLIPS   |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ON  | ISTREAM Reservoir Name: TWIN SNAG RESERVOIR   |  |  |  |
| Govt  | LotQtr SecSecTwpRgeCountyW2NESW1223N22EPHILLIPS   |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 12.00 FEET<br>9.00 FEET   |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 W2NESW
 12
 23N
 22E
 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.

64980-00 64981-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:  | 40EJ 6498                           | 2-00                   | STATEN          | IENT O            | F CLA             | IM                                |
|--|-------------------------------------|------------------------|-----------------|-------------------|-------------------|-----------------------------------|
|  | Version:                            | 1 OR                   | IGINAL I        | RIGHT             |                   |                                   |
|  |                                     | Status:                | AC              | TIVE              |                   |                                   |
| Owners:  | USA (DEPT<br>5001 SOUT<br>BILLINGS, | <b>HGATE</b>           | DR              | BUREA             | U OF              | LAND MGMT)                        |
| Priority Date:   | APRIL 30, <sup>2</sup>              | 1957                   |                 |                   |                   |                                   |
| Type of Historical Right   | :USE                                |                        |                 |                   |                   |                                   |
| Purpose(use):  | WILDLIFE                            |                        |                 |                   |                   |                                   |
| *Flow Rate:  | A SPECIFIC                          |                        |                 | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:  | 2.20 AC-FT                          | -                      |                 |                   |                   |                                   |
| Source Name:   | UNNAMED                             | TRIBU                  | TARY O          | F ANTE            | LOPE              | CREEK                             |
| Source Type:   | SURF                                | ACE W                  | ATER            |                   |                   |                                   |
| Point of Diversion and N   | Aleans of Dive                      | ersion:                |                 |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>  | Lot                                 | <u>Qtr Sec</u>         |                 | Twp               |                   | County                            |
| 1  |                                     | SESE                   | 4<br>           | 23N               | 23E               | PHILLIPS                          |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM  |                                     |                        |                 |                   |                   |                                   |
| Reservoir: ONS   | STREAM                              | Reservo                | oir Name        | : MOG             | ATE F             | RESERVOIR                         |
| <u>Govt I</u>  | <u>.ot</u>                          | <u>Qtr Sec</u><br>SESE | <u>Sec</u><br>4 | <u>Twp</u><br>23N | <u>Rge</u><br>23E | <u>County</u><br>PHILLIPS         |
| Diversion to Ro<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir:                           |                        | FEET            | EET               |                   |                                   |
|  | THE CAPA<br>DNRC.                   | CITY, D                | AM HEIC         | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64982-00

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SESE           | 4          | 23N | 23E 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.

64982-00 64983-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:  | 40EJ 649   | 83-00                  | STATEM          | IENT O            | F CLA             | IM  |
|--|--|------------------------|-----------------|-------------------|-------------------|---|
|  | Version:   | 1 OR                   | IGINAL F        | RIGHT             |                   |   |
|  |  | Status:                | AC              | TIVE              |                   |   |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |                        |                 |                   |                   |   |
| <b>Priority Date:</b>  | APRIL 30,  | 1957                   |                 |                   |                   |   |
| Type of Historical Right   | :USE   |                        |                 |                   |                   |   |
| Purpose(use):  | STOCK  |                        |                 |                   |                   |   |
| *Flow Rate:  | <b>ONSTRE</b> A  | MRESE                  | RVOIR.          | THE F             | LOW I             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.30 AC-F  | Т                      |                 |                   |                   |   |
| Source Name:   | UNNAME   | ) TRIBU                | TARY O          | F ANTE            | ELOPE             | E CREEK   |
| Source Type:   | SUR  | FACE W                 | ATER            |                   |                   |   |
| Point of Diversion and I   | Means of Div   | version:               |                 |                   |                   |   |
| <u>ID</u> <u>Govt</u>  | <u>Lot</u>   | <u>Qtr Sec</u><br>SESE | <u>Sec</u><br>4 | <u>Twp</u><br>23N |                   | <u>County</u><br>PHILLIPS   |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM |  |                        |                 |                   |                   |   |
| Reservoir: ON  | STREAM   | Reservo                | oir Name        | : MOG             | ATE F             | RESERVOIR   |
| <u>Govt 1</u>  | <u>Lot</u>   | <u>Qtr Sec</u><br>SESE | <u>Sec</u><br>4 | <u>Twp</u><br>23N | <u>Rge</u><br>23E | <u>County</u><br>PHILLIPS   |
| Diversion to R   | eservoir:  | DIVERS                 | ION # 1         |                   |                   |   |
| Dam Height:  |  | 9.00                   |                 |                   |                   |   |
| Depth:   |  |                        | FEET            |                   |                   |   |
| Surface Area:  |  |                        | ACRES           |                   |                   |   |
| Capacity:  |  | 6.00                   | ACRE-F          | EEI               |                   |   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

| <u>ID</u> | <u>Acres</u> Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|-----------------------|----------------|-----|-----|--------------------------|
| 1         |                       | SESE           | 4   | 23N | 23E 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.

64982-00 64983-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64984-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669            |
| <b>Priority Date:</b>     | MARCH 14, 1948  |
| Type of Historical Right  | :USE  |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                  |
| Volume:                   | 4.70 AC-FT  |
| Source Name:              | HIDEAWAY COULEE   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>     |   |
| 1                         | SWSESW 6 23N 23E PHILLIPS   |
| Diversion Means:          | : JANUARY 1 TO DECEMBER 31<br>DAM   |
|                           |   |
|                           | STREAM  |
| <u>Govt 1</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSESW 6 23N 23E PHILLIPS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 12.00 FEET  |
| Depth:                    | 9.00 FEET   |
| Surface Area:             | 0.50 ACRES  |
| Capacity:                 | 1.80 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                               |

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APRIL 25, 2014 40EJ 64984-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SWSESW         | 6          | 23N | 23E PHILLIPS             |

#### Remarks:

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64984-00 64985-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 64985-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | MARCH 14, 1948  |
| Type of Historical Right  | :USE  |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-FT  |
| Source Name:  | HIDEAWAY COULEE   |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and I   | Means of Diversion:   |
| $\frac{\mathbf{ID}}{1}$ Govt  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSESW 6 23N 23E PHILLIPS  |
| Period of Diversion<br>Diversion Means:                               | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON  | STREAM  |
| <u>Govt 1</u>   | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSESW 6 23N 23E PHILLIPS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>12.00 FEET<br>9.00 FEET<br>0.50 ACRES<br>1.80 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWSESW
 6
 23N
 23E
 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.

64984-00 64985-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 64986-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | SEPTEMBER 12, 1952  |
| Type of Historical Right  | :USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ANTELOPE CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Pariad of Divarsion  | SWSWNW 11 23N 23E PHILLIPS<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWNW 11 23N 23E PHILLIPS   |
| Diversion to R            |   |
| Dam Height:               | 10.00 FEET  |
| Depth:<br>Surface Area:   | 7.00 FEET<br>0.30 ACRES   |
| Capacity:                 | 0.84 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWSWNW
 11
 23N
 23E
 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.

64986-00 64987-00

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:                     | 40EJ 64987-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| <b>Priority Date:</b>                   | SEPTEMBER 12, 1952  |
| Type of Historical Right                | t: USE  |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                                 | 7.70 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF ANTELOPE CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>                 |   |
| 1                                       | SWSWNW 11 23N 23E PHILLIPS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
|   | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWNW 11 23N 23E PHILLIPS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 10.00 FEET  |
| Depth:                                  | 7.00 FEET   |
| Surface Area:                           | 0.30 ACRES  |
| Capacity:                               | 0.84 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                         |

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APRIL 25, 2014 40EJ 64987-00

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         |                | SWSWNW         | 11         | 23N | 23E 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.

64986-00 64987-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:   | <b>40EJ 64988-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | FEBRUARY 28, 1950   |
| Type of Historical Right  | : USE   |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.79 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF ANTELOPE CREEK   |
| Source Type:  | SURFACE WATER   |
| <b>Diversion Means:</b>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSENE 14 23N 23E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   | STREAM  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSENE 14 23N 23E PHILLIPS  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>9.00 FEET<br>6.00 FEET<br>1.10 ACRES<br>2.64 ACRE-FEET   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWSENE
 14
 23N
 23E
 PHILLIPS

#### **Remarks:**

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64988-00 64989-00

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:                     | 40EJ 6498                          | <b>9-00</b> S           | TATEM            | IENT OI           | F CLA             | IM                                |
|---|------------------------------------|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                           | 1 ORI                   | GINAL I          | RIGHT             |                   |                                   |
|   |                                    | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEP<br>5001 SOUT<br>BILLINGS, | FHGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | FEBRUAR                            | Y 28, 195               | 0                |                   |                   |                                   |
| Type of Historical Right                | :USE                               |                         |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                           |                         |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFI                          |                         |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 4.21 AC-FT                         | -                       |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED                            |                         | ARY O            | F ANTE            | LOPE              | CREEK                             |
| Source Type:                            | SURF                               | ACE WA                  | TER              |                   |                   |                                   |
| *Point of Diversion and I               | Means of Div                       | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>                 |                                    | <u>Qtr Sec</u>          | Sec              | Twp               |                   | County                            |
| 1                                       |                                    | WSENE                   | 14               | 23N               | 23E               | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | : JANUARY<br>DAM                   | 1 TO DE                 | CEMBE            | :R 31             |                   |                                   |
|   |                                    |                         |                  |                   |                   |                                   |
| *Reservoir: ONS                         | STREAM                             |                         |                  |                   |                   |                                   |
| <u>Govt I</u>                           | <u>Lot</u> N                       | <u>Qtr Sec</u><br>WSENE | <u>Sec</u><br>14 | <u>Twp</u><br>23N | <u>Rge</u><br>23E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir:                          | DIVERSI                 | ON # 1           |                   |                   |                                   |
| Dam Height:                             |                                    | 9.00 F                  | FEET             |                   |                   |                                   |
| Depth:                                  |                                    | 6.00 F                  | FEET             |                   |                   |                                   |
| Surface Area:                           |                                    | 1.10 /                  | ACRES            |                   |                   |                                   |
| Capacity:                               |                                    | 2.64 /                  | ACRE-F           | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.                  | CITY, DA                | M HEIC           | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64989-00

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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         |                | NWSENE         | 14         | 23N | 23E 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.

64988-00 64989-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:                     | 40EJ 64990-0                               | 0 STATEM                | ENT OF CLA   | IM                                |
|---|--|-------------------------|--------------|-----------------------------------|
|   | Version: 1                                 | - ORIGINAL R            | RIGHT        |                                   |
|   | St   | atus: AC <sup>-</sup>   | TIVE         |                                   |
| Owners:                                 | USA (DEPT O<br>5001 SOUTHO<br>BILLINGS, MT | GATE DR                 | BUREAU OF    | LAND MGMT)                        |
| <b>Priority Date:</b>                   | OCTOBER 15                                 | , 1954                  |              |                                   |
| Type of Historical Right                | :USE                                       |                         |              |                                   |
| Purpose(use):                           | WILDLIFE                                   |                         |              |                                   |
| *Flow Rate:                             | A SPECIFIC F<br>ONSTREAM F                 | -                       | AS NOT BEI   | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 2.70 AC-FT                                 |                         |              |                                   |
| Source Name:                            | UNNAMED T                                  | RIBUTARY OF             | ANTELOPE     | CREEK                             |
| Source Type:                            | SURFAC                                     | E WATER                 |              |                                   |
| *Point of Diversion and I               | Means of Diversi                           | ion:                    |              |                                   |
| <u>ID</u> <u>Govt l</u>                 |  | <u>r Sec</u> <u>Sec</u> |              | County                            |
| 1                                       | SWSI                                       |                         |              | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM  | O DECEMBEI              | R 31         |                                   |
| *Reservoir: ON                          | STREAM                                     |                         |              |                                   |
| <u>Govt I</u>                           |  | <u>r Sec</u><br>ENW 15  | TwpRge23N23E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir: DI\                              | /ERSION # 1             |              |                                   |
| Dam Height:                             | 10   | 0.00 FEET               |              |                                   |
| Depth:                                  | 7  | 7.00 FEET               |              |                                   |
| Surface Area:                           |  | 0.60 ACRES              |              |                                   |
| Capacity:                               |  | 1.68 ACRE-FI            | EET          |                                   |
|   | THE CAPACII<br>DNRC.                       | Y, DAM HEIG             | HT, AND SU   | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64990-00

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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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SWSENW         | 15         | 23N | 23E PHILLIPS             |

### Remarks:

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64990-00 64991-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:       | 40EJ 6499                         | 91-00                   | STATEM           | IENT O            | F CLA             | IM  |
|---------------------------|-----------------------------------|-------------------------|------------------|-------------------|-------------------|---|
|                           | Version:                          | 1 OR                    | IGINAL I         | RIGHT             |                   |   |
|                           |                                   | Status:                 | AC               | TIVE              |                   |   |
| Owners:                   | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                  | DR               | BUREA             | U OF              | LAND MGMT)  |
| Priority Date:            | OCTOBER                           | 8 15, 195               | 4                |                   |                   |   |
| Type of Historical Right  | :USE                              |                         |                  |                   |                   |   |
| Purpose(use):             | STOCK                             |                         |                  |                   |                   |   |
| *Flow Rate:               | ONSTREA                           | M RESE                  | RVOIR.           | THE F             | LOW I             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-F                         | Г                       |                  |                   |                   |   |
| Source Name:              | UNNAME                            | ) TRIBU                 | TARY O           | F ANTE            |                   | CREEK   |
| Source Type:              | SURI                              | FACE W                  | ATER             |                   |                   |   |
| *Point of Diversion and M | Means of Div                      | version:                |                  |                   |                   |   |
| $\frac{ID}{1}$ Govt I     |                                   | Qtr Sec                 |                  | Twp               |                   | County  |
| Period of Diversion       | -                                 | VSENW                   | 15<br>ECEMBE     | 23N<br>8 31       | 23E               | PHILLIPS  |
| Diversion Means:          | DAM                               | 110 01                  |                  |                   |                   |   |
| *Reservoir: ONS           | STREAM                            |                         |                  |                   |                   |   |
| <u>Govt I</u>             |                                   | <u>Qtr Sec</u><br>WSENW | <u>Sec</u><br>15 | <u>Twp</u><br>23N | <u>Rge</u><br>23E | <u>County</u><br>PHILLIPS   |
| Diversion to R            | eservoir:                         | DIVERS                  |                  |                   |                   |   |
| Dam Height:               |                                   | 10.00                   |                  |                   |                   |   |
| Depth:<br>Surface Area:   |                                   |                         | FEET<br>ACRES    |                   |                   |   |
| Capacity:                 |                                   |                         | ACRE-F           |                   |                   |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWSENW
 15
 23N
 23E
 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.

64990-00 64991-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64992-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669             |
| Priority Date:            | MAY 14, 1964   |
| Type of Historical Right  | :USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                   |
| Volume:                   | 2.20 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF ANTELOPE CREEK  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1                         | SWSENW 21 23N 23E PHILLIPS   |
| Diversion Means:          | I: JANUARY 1 TO DECEMBER 31<br>DAM   |
|                           | STREAM   |
|                           |  |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENW 21 23N 23E PHILLIPS |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 12.00 FEET   |
| Depth:                    | 9.00 FEET  |
| Surface Area:             | 0.30 ACRES   |
| Capacity:                 | 1.08 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                                |

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APRIL 25, 2014 40EJ 64992-00

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         |                | SWSENW         | 21         | 23N | 23E 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.

64992-00 64993-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 64993-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | MAY 14, 1964  |
| Type of Historical Right  | :: USE  |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.30 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ANTELOPE CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt 1</u>   |   |
| 1<br>Dominal of Dimonsion | SWSENW 21 23N 23E PHILLIPS<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENW 21 23N 23E PHILLIPS   |
| Diversion to R            |   |
| Dam Height:               | 12.00 FEET  |
| Depth:<br>Surface Area:   | 9.00 FEET<br>0.30 ACRES   |
| Capacity:                 | 1.08 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWSENW
 21
 23N
 23E
 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.

64992-00 64993-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:            | 40EJ 64994-00 STATEMENT OF CLAIM  |
|--------------------------------|---|
|                                | Version: 1 ORIGINAL RIGHT   |
|                                | Status: ACTIVE  |
| Owners:                        | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                 | MAY 17, 1964  |
| Type of Historical Right       | :USE  |
| Purpose(use):                  | STOCK   |
| *Flow Rate:                    | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                        | 0.30 AC-FT  |
| *Source Name:                  | UNNAMED TRIBUTARY OF HIDEAWAY COULEE  |
| Source Type:                   | SURFACE WATER   |
| *Point of Diversion and I      | Means of Diversion:   |
| $\underline{ID}$ <u>Govt 1</u> |   |
| 1<br>Period of Diversion       | SESENW 33 23N 23E PHILLIPS<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:               | DAM   |
| *Reservoir: ON                 | STREAM  |
| <u>Govt I</u>                  | Lot <u>Qtr Sec</u> Sec Twp Rge County<br>SESENW 33 23N 23E PHILLIPS   |
| Diversion to R                 |   |
| Dam Height:                    | 9.00 FEET   |
| Depth:<br>Surface Area:        | 6.00 FEET<br>0.10 ACRES   |
| Capacity:                      | 0.24 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SESENW
 33
 23N
 23E
 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.

64994-00 64995-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64995-00 STATEMENT OF CLAIM   |                             |
|---------------------------|--|-----------------------------|
|                           | Version: 1 ORIGINAL RIGHT  |                             |
|                           | Status: ACTIVE   |                             |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND N<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 | /IGMT)                      |
| Priority Date:            | MAY 17, 1964   |                             |
| Type of Historical Right  | USE  |                             |
| Purpose(use):             | WILDLIFE   |                             |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DEC<br>ONSTREAM RESERVOIR.                           | REED FOR THIS USE FROM THIS |
| Volume:                   | 0.70 AC-FT   |                             |
| *Source Name:             | UNNAMED TRIBUTARY OF HIDEAWAY COUL   | EE                          |
| Source Type:              | SURFACE WATER  |                             |
| *Point of Diversion and M | eans of Diversion:   |                             |
| <u>ID</u> <u>Govt I</u>   |  |                             |
| 1<br>Pariad of Diversion  | SESENW 33 23N 23E PHILLI<br>JANUARY 1 TO DECEMBER 31                                   | 25                          |
| Diversion Means:          | DAM  |                             |
| *Reservoir: ONS           | TREAM  |                             |
| <u>Govt I</u>             | <u>ot Qtr Sec Sec Twp Rge County</u><br>SESENW 33 23N 23E PHILL                        | PS                          |
| Diversion to R            | ervoir: DIVERSION # 1  |                             |
| Dam Height:               | 9.00 FEET  |                             |
| Depth:                    | 6.00 FEET  |                             |
| Surface Area:             | 0.10 ACRES   |                             |
| Capacity:                 | 0.24 ACRE-FEET   |                             |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE<br>DNRC.   | AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 64995-00

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         |                | SESENW         | 33         | 23N | 23E 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.

64994-00 64995-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:                   | 40EJ 64996-00 STATEMENT OF CLAIM   |  |
|---------------------------------------|--|--|
|                                       | Version: 1 ORIGINAL RIGHT  |  |
|                                       | Status: ACTIVE   |  |
| Owners:                               | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |  |
| Priority Date:                        | OCTOBER 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.  |  |
| Volume:                               | 0.79 AC-FT   |  |
| Source Name:                          | UNNAMED TRIBUTARY OF SIPARYANN CREEK   |  |
| Source Type:                          | SURFACE WATER  |  |
| *Point of Diversion and I             | Means of Diversion:  |  |
| <u>ID</u> <u>Govt I</u>               |  |  |
| 1<br>Dominal of Dividuation           | SWSWSW 4 23N 24E PHILLIPS<br>I: JANUARY 1 TO DECEMBER 31   |  |
| Diversion Means:                      | DAM  |  |
| *Reservoir: ON                        | STREAM   |  |
| <u>Govt I</u>                         | $ \begin{array}{c c} \underline{\text{Otr Sec}} & \underline{\text{Sec}} & \underline{\text{Sec}} & \underline{\text{Twp}} & \underline{\text{Rge}} & \underline{\text{County}} \\ \\ & \\ & \\ & \\ & \\ & \\ & \\ & \\ & \\ &$ |  |
| Diversion to Reservoir: DIVERSION # 1 |  |  |
| Dam Height:                           | 9.00 FEET  |  |
| Depth:<br>Surface Area:               | 6.00 FEET<br>2.00 ACRES  |  |
| Capacity:                             | 4.80 ACRE-FEET   |  |

THE RESERVOIR EXTENDS INTO THE NWNWNW SEC 9 TWP 23N RGE 24E PHILLIPS COUNTY. THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <b><u>Rge</u></b> <u>County</u> |
|-----------|----------------|----------------|-----|-----|---------------------------------|
| 1         |                | SWSWSW         | 4   | 23N | 24E PHILLIPS                    |
| 2         |                | NWNWNW         | 9   | 23N | 24E 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.

64996-00 64997-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 64997-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | OCTOBER 31, 1941   |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 4.21 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF SIPARYANN CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1                         | SWSWSW 4 23N 24E PHILLIPS  |
| Diversion Means:          | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|                           | STREAM   |
| <u>Govt I</u>             | -  |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 9.00 FEET  |
| Depth:                    | 6.00 FEET  |
| Surface Area:             | 2.00 ACRES   |
| Capacity:                 | 4.80 ACRE-FEET   |
|                           | THE RESERVOIR EXTENDS INTO THE NWNWNW SEC 9 TWP 23N RGE 24E PHILLIPS COUNTY.               |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use:

**JANUARY 1 TO DECEMBER 31** 

#### \*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County   |
|-----------|----------------|----------------|-----|-----|--------------|
| 1         |                | SWSWSW         | 4   | 23N | 24E PHILLIPS |
| 2         |                | NWNWNW         | 9   | 23N | 24E PHILLIPS |

#### Remarks:

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64996-00 64997-00

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| Water Right Number:       | 40EJ 64998-0                              | 00 STATEM               | IENT OF CL                       | LAIM                                |
|---------------------------|---|-------------------------|----------------------------------|-------------------------------------|
|                           | Version: 1                                | ORIGINAL                | RIGHT                            |                                     |
|                           | St  | tatus: AC               | TIVE                             |                                     |
| Owners:                   | USA (DEPT C<br>5001 SOUTH<br>BILLINGS, MT | GATE DR                 | BUREAU OF                        | OF LAND MGMT)                       |
| Priority Date:            | JUNE 3, 1958                              | }                       |                                  |                                     |
| Type of Historical Right  | :USE                                      |                         |                                  |                                     |
| Purpose(use):             | WILDLIFE                                  |                         |                                  |                                     |
| *Flow Rate:               | A SPECIFIC F                              |                         | HAS NOT BE                       | EEN DECREED FOR THIS USE FROM THIS  |
| Volume:                   | 2.21 AC-FT                                |                         |                                  |                                     |
| Source Name:              | UNNAMED T                                 | RIBUTARY O              | F SIPARYAI                       | NN CREEK                            |
| Source Type:              | SURFAC                                    | CE WATER                |                                  |                                     |
| *Point of Diversion and M | Means of Divers                           | ion:                    |                                  |                                     |
| <u>ID</u> <u>Govt I</u>   |   | tr Sec Sec              |                                  | re <u>County</u>                    |
| 1<br>Period of Diversion  | -   | WSE 7                   |                                  | E PHILLIPS                          |
| Diversion Means:          | DAM                                       |                         |                                  |                                     |
| *Reservoir: ONS           | STREAM                                    |                         |                                  |                                     |
| <u>Govt I</u>             | <u>Lot Qt</u><br>NWS                      | t <u>r Sec</u><br>WSE 7 | <u>Twp</u> <u>Rge</u><br>23N 24E | e <u>County</u><br>E PHILLIPS       |
| Diversion to R            | eservoir: DI                              | VERSION # 1             |                                  |                                     |
| Dam Height:               | 1:  | 2.00 FEET               |                                  |                                     |
| Depth:                    | 9   | 9.00 FEET               |                                  |                                     |
| Surface Area:             |   | 1.40 ACRES              |                                  |                                     |
| Capacity:                 |   | 5.04 ACRE-F             | EET                              |                                     |
|                           | THE CAPACI<br>DNRC.                       | TY, DAM HEI             | GHT, AND S                       | SURFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 64998-00

Page 2 of 2

Decree Report - Page 1785

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NWSWSE         | 7          | 23N | 24E 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.

64998-00 64999-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:         | 40EJ 64999-00 STATEMENT OF CLAIM  |
|-----------------------------|---|
|                             | Version: 1 ORIGINAL RIGHT   |
|                             | Status: ACTIVE  |
| Owners:                     | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:              | JUNE 3, 1958  |
| Type of Historical Right    | :USE  |
| Purpose(use):               | STOCK   |
| *Flow Rate:                 | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                     | 0.79 AC-FT  |
| Source Name:                | UNNAMED TRIBUTARY OF SIPARYANN CREEK  |
| Source Type:                | SURFACE WATER   |
| *Point of Diversion and I   | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>     |   |
| 1<br>Dominal of Dividuation | NWSWSE 7 23N 24E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:            | DAM   |
| *Reservoir: ONS             | STREAM  |
| <u>Govt I</u>               | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWSE 7 23N 24E PHILLIPS  |
| Diversion to R              |   |
| Dam Height:                 | 12.00 FEET  |
| Depth:<br>Surface Area:     | 9.00 FEET<br>1.40 ACRES   |
| Capacity:                   | 5.04 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWSWSE
 7
 23N
 24E
 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.

64998-00 64999-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                         | 40EJ 65000-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:                                     | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:                              | MAY 20, 1964  |  |  |  |
| Type of Historical Right                    | :USE  |  |  |  |
| Purpose(use):                               | STOCK   |  |  |  |
| *Flow Rate:                                 | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:                                     | 0.79 AC-FT  |  |  |  |
| Source Name:                                | UNNAMED TRIBUTARY OF LITTLE COTTONWOOD CREEK  |  |  |  |
| Source Type:                                | SURFACE WATER   |  |  |  |
| *Point of Diversion and Means of Diversion: |   |  |  |  |
| IDGovt I1Period of Diversion                | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENE 9 23N 24E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31  |  |  |  |
| <b>Diversion Means:</b>                     | DAM   |  |  |  |
| *Reservoir: ONS                             | STREAM  |  |  |  |
| <u>Govt I</u>                               | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSENE 9 23N 24E PHILLIPS   |  |  |  |
| Diversion to Re                             | eservoir: DIVERSION # 1<br>9.00 FEET  |  |  |  |
| Dam Height:<br>Depth:                       | 6.00 FEET   |  |  |  |
| Surface Area:                               | 0.80 ACRES  |  |  |  |
| Capacity:                                   | 1.92 ACRE-FEET  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | SWSENE         | 9          | 23N | 24E 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.

65000-00 65001-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 6500                             | 1 <b>-00</b> క          | STATEM          | IENT OI           | = CLA             | IM                                |
|---|---------------------------------------|-------------------------|-----------------|-------------------|-------------------|-----------------------------------|
|   | Version:                              | 1 OR                    | GINAL I         | RIGHT             |                   |                                   |
|   |                                       | Status:                 | AC              | TIVE              |                   |                                   |
| Owners:   | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE                   | DR              | BUREA             | U OF              | LAND MGMT)                        |
| Priority Date:  | MAY 20, 19                            | 64                      |                 |                   |                   |                                   |
| Type of Historical Right  | :USE                                  |                         |                 |                   |                   |                                   |
| Purpose(use):   | WILDLIFE                              |                         |                 |                   |                   |                                   |
| *Flow Rate:   | A SPECIFIC                            |                         |                 | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:   | 2.21 AC-FT                            |                         |                 |                   |                   |                                   |
| Source Name:  | UNNAMED                               | TRIBU                   | TARY O          | F LITTL           | E CO              | TTONWOOD CREEK                    |
| Source Type:  | SURF                                  | ACE WA                  | ATER            |                   |                   |                                   |
| *Point of Diversion and M   | Means of Dive                         | ersion:                 |                 |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |                                       | <u>Qtr Sec</u>          | Sec             | <u>Twp</u>        |                   | County                            |
| 1<br>Dominal of Dimonsion   | -                                     |                         | 9<br>           | 23N               | 24E               | PHILLIPS                          |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |                                       |                         |                 |                   |                   |                                   |
| *Reservoir: ONS   | STREAM                                |                         |                 |                   |                   |                                   |
| <u>Govt I</u>   | <u>Lot</u><br>SV                      | <u>Qtr Sec</u><br>VSENE | <u>Sec</u><br>9 | <u>Twp</u><br>23N | <u>Rge</u><br>24E | <u>County</u><br>PHILLIPS         |
| Diversion to R  | eservoir: [                           | DIVERS                  | ION # 1         |                   |                   |                                   |
| Dam Height:   |                                       | 9.00                    |                 |                   |                   |                                   |
| Depth:  |                                       | 6.00                    | FEET            |                   |                   |                                   |
| Surface Area:   |                                       |                         | ACRES           |                   |                   |                                   |
| Capacity:   |                                       | 1.92                    | ACRE-F          | EET               |                   |                                   |
|   | THE CAPAO<br>DNRC.                    | CITY, D/                | AM HEIC         | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 65001-00

Page 2 of 2

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  |                | SWSENE         | 9          | 23N | 24E 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.

65000-00 65001-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

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

Period of Use:

### PRELIMINARY DECREE MISSOURI RIVER, BETWEEN BULLWHACKER CREEK & MUSSELSHELL RIVER BASIN 40EJ ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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:                         | 40EJ 65002-00 STATEMENT OF CLAIM  |  |  |
|---|---|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |
|   | Status: ACTIVE  |  |  |
| Owners:                                     | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| *Priority Date:                             | MARCH 13, 1970  |  |  |
|   | THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE<br>DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER<br>APPROPRIATION (GW2). THE PRIORITY DATE MAY BE CONTESTED BY<br>PROPER OBJECTION.  |  |  |
| Type of Historical Right                    | : FILED   |  |  |
| Purpose(use):                               | STOCK   |  |  |
| Flow Rate:                                  | 35.99 GPM   |  |  |
| *Volume:                                    | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |  |  |
| Source Name:                                | GROUNDWATER   |  |  |
| Source Type:                                | GROUNDWATER   |  |  |
|   | ALSO KNOWN AS SIPPARY ANN WELL  |  |  |
| *Point of Diversion and Means of Diversion: |   |  |  |
| ID Govt 1                                   |   |  |  |
| 1   | NENWSW 9 23N 24E PHILLIPS   |  |  |
| Period of Diversion<br>Diversion Means:     | I: JANUARY 1 TO DECEMBER 31<br>WELL   |  |  |
| Diversion Means:                            |   |  |  |

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  |                | NENWSW         | 9          | 23N | 24E 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.

65002-00 65003-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                      | 40EJ 65003-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE  |
|--|--|
| Owners:                                  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |
| *Priority Date:                          | MARCH 13, 1970   |
|  | THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE<br>DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER<br>APPROPRIATION (GW2). THE PRIORITY DATE MAY BE CONTESTED BY<br>PROPER OBJECTION. |
| Type of Historical Right                 | : FILED  |
| Purpose(use):                            | WILDLIFE   |
| Flow Rate:                               | 35.99 GPM  |
| Volume:                                  | 0.18 AC-FT   |
| Source Name:                             | GROUNDWATER  |
| Source Type:                             | GROUNDWATER  |
|  | ALSO KNOWN AS SIPPARY ANN WELL   |
| *Point of Diversion and                  | Means of Diversion:  |
| IDGovt1Period of Diversion               | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSW 9 23N 24E PHILLIPS<br>n: JANUARY 1 TO DECEMBER 31  |
| <b>Diversion Means:</b>                  | WELL   |
| Period of Use:                           | JANUARY 1 TO DECEMBER 31   |
| *Place of Use:<br><u>ID Acres Govt I</u> | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>   |
| 1  | NENWSW 9 23N 24E 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.

65002-00 65003-00

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65004-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>   | JULY 5, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.79 AC-FT  |
| *Source Name:   | UNNAMED TRIBUTARY OF LITTLE COTTONWOOD CREEK  |
| Source Type:  | SURFACE WATER   |
|   | ALSO KNOWN AS LAVALLE COULEE  |
| *Point of Diversion and I   | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Pariad of Divarsion  | NENWSE 10 23N 24E PHILLIPS<br>1: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:  | DAM   |
| *Reservoir: ONS   | STREAM  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSE 10 23N 24E PHILLIPS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 9.00 FEET<br>6.00 FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NENWSE
 10
 23N
 24E
 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.

65004-00 65005-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 65005-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| <b>Priority Date:</b>   | JULY 5, 1945  |
| Type of Historical Right  | t: USE  |
| Purpose(use):   | WILDLIFE  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:   | 2.21 AC-FT  |
| *Source Name:   | UNNAMED TRIBUTARY OF LITTLE COTTONWOOD CREEK  |
| Source Type:  | SURFACE WATER   |
|   | ALSO KNOWN AS LAVALLE COULEE  |
| *Point of Diversion and I   | Means of Diversion:   |
| $\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$        | NENWSE 10 23N 24E PHILLIPS  |
| Period of Diversion<br>Diversion Means:                               | n: JANUARY 1 TO DECEMBER 31<br>DAM  |
| Reservoir: ON   | STREAM  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSE 10 23N 24E PHILLIPS |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | 9.00 FEET<br>6.00 FEET  |

THE CAPACITY, DAM HEIGHT, 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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|-----|-----|--------------------------|
| 1  |                | NENWSE         | 10  | 23N | 24E 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.

65004-00 65005-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65006-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>                   | JUNE 27, 1967   |
| 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:                                 | 0.79 AC-FT  |
| *Source Name:                           | UNNAMED TRIBUTARY OF COTTONWOOD CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| ID Govt I                               | Lot <u>Qtr Sec Sec Twp Rge County</u><br>SENENE 14 23N 24E PHILLIPS   |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENENE 14 23N 24E PHILLIPS   |
| Diversion to R                          |   |
| Dam Height:                             | 11.00 FEET  |
| Depth:                                  | 8.00 FEET   |
| Surface Area:<br>Capacity:              | 1.10 ACRES<br>3.52 ACRE-FEET  |
| Suparity.                               |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 SENENE 14
 23N
 24E 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.

65006-00 65007-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65007-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| <b>Priority Date:</b>     | JUNE 27, 1967   |
| Type of Historical Right  | t: USE  |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                   | 14.21 AC-FT   |
| *Source Name:             | UNNAMED TRIBUTARY OF COTTONWOOD CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>   |   |
| 1<br>Dominal of Dimonsion | SENENE 14 23N 24E PHILLIPS<br>1: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM   |
| * <b>Reservoir:</b> ON    | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENENE 14 23N 24E PHILLIPS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 11.00 FEET  |
| Depth:                    | 8.00 FEET   |
| Surface Area:             |   |
| Capacity:                 | 3.52 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                         |

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APRIL 25, 2014 40EJ 65007-00

Page 2 of 2

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  |                | SENENE         | 14         | 23N | 24E 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.

65006-00 65007-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 6500                           | <b>8-00</b> S          | STATEN           |                   | F CLA             | IM                                |
|---|-------------------------------------|------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                            | 1 ORI                  | GINAL            | RIGHT             |                   |                                   |
|   |                                     | Status:                | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEP1<br>5001 SOU1<br>BILLINGS, | HGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | JUNE 3, 19                          | 64                     |                  |                   |                   |                                   |
| Type of Historical Right                | :USE                                |                        |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                            |                        |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFIC                          |                        |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 2.21 AC-FT                          | -                      |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED                             | TRIBU                  | FARY O           | F COTT            | ONW               | OOD CREEK                         |
| Source Type:                            | SURF                                | ACE WA                 | TER              |                   |                   |                                   |
| *Point of Diversion and I               | Means of Dive                       | ersion:                |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt</u>                   |                                     | <u>Qtr Sec</u>         | Sec              | Twp               |                   | County                            |
| -                                       |                                     | NWSW                   | 13               | 23N               | 24E               | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM                                 | 1 TO DE                | CEMBE            | R 31              |                   |                                   |
|   |                                     |                        |                  |                   |                   |                                   |
|   | STREAM                              | 0.0                    | a                | -                 | -                 |                                   |
| <u>Govt 1</u>                           | Lot<br>SW                           | <u>Qtr Sec</u><br>NWSW | <u>Sec</u><br>13 | <u>Twp</u><br>23N | <u>Rge</u><br>24E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir:                           | DIVERSI                | ON # 1           |                   |                   |                                   |
| Dam Height:                             |                                     | 11.00                  | FEET             |                   |                   |                                   |
| Depth:                                  |                                     | 8.00                   | FEET             |                   |                   |                                   |
| Surface Area:                           |                                     | 0.20                   | ACRES            |                   |                   |                                   |
| Capacity:                               |                                     | 0.64                   | ACRE-F           | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.                   | CITY, DA               | AM HEIC          | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 65008-00

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         |                | SWNWSW         | 13         | 23N | 24E 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.

65008-00 65009-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 65009-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>                   | JUNE 3, 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:                                 | 0.79 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF COTTONWOOD CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Aeans of Diversion:   |
| <u>ID</u> <u>Govt I</u>                 | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWSW 13 23N 24E PHILLIPS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWSW 13 23N 24E PHILLIPS   |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 11.00 FEET  |
| Depth:                                  | 8.00 FEET   |
| Surface Area:<br>Capacity:              | 0.20 ACRES<br>0.64 ACRE-FEET  |
| Capacity.                               |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWNWSW
 13
 23N
 24E
 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.

65008-00 65009-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65010-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | JANUARY 22, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF LITTLE COTTONWOOD CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| ID Govt I                               | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NESESE 15 23N 24E PHILLIPS  |
| Period of Diversion<br>Diversion Means: | n: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ONS                         | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>NESESE 15 23N 24E PHILLIPS  |
| Diversion to R                          | Reservoir: DIVERSION # 1  |
| Dam Height:                             | 12.00 FEET  |
| Depth:                                  | 9.00 FEET   |
| Surface Area:<br>Capacity:              | 0.60 ACRES<br>2.16 ACRE-FEET  |
| Capacity:                               | 2.16 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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 | <b><u>Rge</u></b> <u>County</u> |
|-----------|----------------|----------------|------------|-----|---------------------------------|
| 1         |                | NESESE         | 15         | 23N | 24E 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.

65010-00 65013-00

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:                     | 40EJ 65011     | -00 STATEM                | IENT OF CL                      | AIM  |
|---|----------------|---------------------------|---------------------------------|--|
|   | Version: 1     | ORIGINAL                  | RIGHT                           |  |
|   | S              | Status: AC                | TIVE                            |  |
| Owners:                                 | 5001 SOUTH     |                           | BUREAU O                        | F LAND MGMT)   |
| <b>Priority Date:</b>                   | MAY 24, 195    | 57                        |                                 |  |
| Type of Historical Right                | :USE           |                           |                                 |  |
| Purpose(use):                           | STOCK          |                           |                                 |  |
| *Flow Rate:                             | ONSTREAM       | RESERVOIR.                | THE FLOW                        | EEN DECREED FOR THIS USE FROM THIS<br>/ RATE IS LIMITED TO THE MINIMUM<br>Y TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-FT     |                           |                                 |  |
| Source Name:                            | UNNAMED        | TRIBUTARY O               | F LITTLE C                      | OTTONWOOD CREEK  |
| Source Type:                            | SURFA          | CE WATER                  |                                 |  |
| *Point of Diversion and I               | Means of Diver | sion:                     |                                 |  |
| <u>ID</u> <u>Govt I</u>                 |                | <u>Otr Sec</u> Sec        |                                 | County   |
| 1<br>Dericil of Dimension               |                | NWNE 15                   |                                 | E PHILLIPS   |
| Period of Diversion<br>Diversion Means: | DAM            | TO DECEMBE                | ER 31                           |  |
| *Reservoir: ON                          | STREAM         |                           |                                 |  |
| <u>Govt I</u>                           |                | <u>Otr Sec</u><br>NWNE 15 | <u>Twp</u> <u>Rg</u><br>23N 24E | e <u>County</u><br>PHILLIPS  |
| Diversion to R                          | eservoir: D    | IVERSION # 1              |                                 |  |
| Dam Height:                             |                | 8.00 FEET                 |                                 |  |
| Depth:                                  |                | 5.00 FEET                 |                                 |  |
| Surface Area:                           |                | 2.20 ACRES                |                                 |  |
| Capacity:                               |                | 4.40 ACRE-F               | EEI                             |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 N2NWNE
 15
 23N
 24E
 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.

65011-00 65012-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 65012-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | MAY 24, 1957   |
| Type of Historical Right  | t: USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 1.71 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF LITTLE COTTONWOOD CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt l</u>   |  |
| 1<br>Dericil of Dimension | N2NWNE 15 23N 24E PHILLIPS<br>1: JANUARY 1 TO DECEMBER 31                                  |
| Diversion Means:          | DAM  |
|                           | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>N2NWNE 15 23N 24E PHILLIPS          |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 8.00 FEET  |
| Depth:                    | 5.00 FEET  |
| Surface Area:             |  |
| Capacity:                 | 4.40 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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APRIL 25, 2014 40EJ 65012-00

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         |                | N2NWNE         | 15         | 23N | 24E 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.

65011-00 65012-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 65013-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>                   | JANUARY 22, 1948   |
| Type of Historical Right                | t: USE   |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                                 | 19.21 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF LITTLE COTTONWOOD CREEK   |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and M               | Means of Diversion:  |
| ID Govt 1                               |  |
| 1                                       | NESESE 15 23N 24E PHILLIPS   |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   | STREAM   |
| <u>Govt I</u>                           | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>NESESE 15 23N 24E PHILLIPS          |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 12.00 FEET   |
| Depth:                                  | 9.00 FEET  |
| Surface Area:                           |  |
| Capacity:                               | 2.16 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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APRIL 25, 2014 40EJ 65013-00

Page 2 of 2

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  |                | NESESE         | 15  | 23N | 24E 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.

65010-00 65013-00

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

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING 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:                   | 40EJ 65014-00 STATEMENT OF CLAIM  |
|---------------------------------------|---|
|                                       | Version: 1 ORIGINAL RIGHT   |
|                                       | Status: ACTIVE  |
| Owners:                               | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                        | FEBRUARY 28, 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:                               | 0.79 AC-FT  |
| Source Name:                          | UNNAMED TRIBUTARY OF SIPARYANN CREEK  |
| Source Type:                          | SURFACE WATER   |
| *Point of Diversion and N             | Aeans of Diversion:   |
| ID Govt I<br>1<br>Period of Diversion | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>S2SENE 19 23N 24E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31   |
| <b>Diversion Means:</b>               | DAM   |
| *Reservoir: ONS                       | STREAM  |
| <u>Govt I</u>                         | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>S2SENE 19 23N 24E PHILLIPS   |
| Diversion to R                        |   |
| Dam Height:                           | 11.00 FEET  |
| Depth:<br>Surface Area:               | 8.00 FEET<br>0.60 ACRES   |
| Capacity:                             | 1.92 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. JANUARY 1 TO DECEMBER 31

Period of Use: \*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|------------|-----|--------------------------|
| 1         |                | S2SENE         | 19         | 23N | 24E 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.

65014-00 65015-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 6501                          | 5-00                     | STATEN           |                   | F CLA             | IM                                |
|---|------------------------------------|--------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                           | 1 OR                     | IGINAL           | RIGHT             |                   |                                   |
|   |                                    | Status:                  | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEP<br>5001 SOUT<br>BILLINGS, | <b>FHGATE</b>            | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | FEBRUAR                            | Y 28, 19                 | 43               |                   |                   |                                   |
| Type of Historical Right                | :USE                               |                          |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                           |                          |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFI                          |                          |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 4.21 AC-FT                         | -                        |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED                            | TRIBU                    | TARY O           | F SIPA            | RYAN              | N CREEK                           |
| Source Type:                            | SURF                               | ACE W                    | ATER             |                   |                   |                                   |
| *Point of Diversion and I               | Means of Div                       | ersion:                  |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>                 |                                    | <u>Qtr Sec</u>           |                  | Twp               |                   | County                            |
| 1                                       | -                                  | S2SENE                   | -                | 23N               | 24E               | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM                                | 1100                     |                  | ER 31             |                   |                                   |
|   | STREAM                             |                          |                  |                   |                   |                                   |
|   | -                                  |                          | G                | T                 | D                 |                                   |
| <u>Govt I</u>                           | <u>Lot</u>                         | <u>Qtr Sec</u><br>S2SENE | <u>Sec</u><br>19 | <u>Twp</u><br>23N | <u>Rge</u><br>24E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir:                          | DIVERS                   | SION # 1         |                   |                   |                                   |
| Dam Height:                             |                                    | 11.00                    | FEET             |                   |                   |                                   |
| Depth:                                  |                                    | 8.00                     | FEET             |                   |                   |                                   |
| Surface Area:                           |                                    | 0.60                     | ACRES            |                   |                   |                                   |
| Capacity:                               |                                    | 1.92                     | ACRE-F           | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.                  | CITY, D                  | AM HEIC          | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 65015-00

Page 2 of 2

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  |                | S2SENE         | 19         | 23N | 24E 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.

65014-00 65015-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65016-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669            |
| Priority Date:            | MAY 7, 1957   |
| Type of Historical Right  | USE   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                  |
| Volume:                   | 19.21 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF SIPARYANN CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Aeans of Diversion:   |
| ID Govt 1                 |   |
| 1                         | SESWNW 20 23N 24E PHILLIPS  |
|                           | : JANUARY 1 TO DECEMBER 31  |
| <b>Diversion Means:</b>   | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNW 20 23N 24E PHILLIPS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 8.00 FEET   |
| Depth:                    | 5.00 FEET   |
| Surface Area:             | 5.00 ACRES  |
| Capacity:                 | 10.00 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                               |

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APRIL 25, 2014 40EJ 65016-00

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         |                | SESWNW         | 20         | 23N | 24E 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.

65016-00 65017-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 65017-00 STATEMENT OF CLAIM  |  |
|---|---|--|
|   | Version: 1 ORIGINAL RIGHT   |  |
|   | Status: ACTIVE  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |
| Priority Date:  | MAY 7, 1957   |  |
| Type of Historical Right  | :USE  |  |
| Purpose(use):   | STOCK   |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |
| Volume:   | 0.79 AC-FT  |  |
| Source Name:  | UNNAMED TRIBUTARY OF SIPARYANN CREEK  |  |
| Source Type:  | SURFACE WATER   |  |
| *Point of Diversion and I   | Means of Diversion:   |  |
| $\frac{ID}{1}$ Govt I   | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>SESWNW 20 23N 24E PHILLIPS   |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |
| *Reservoir: ONS   | STREAM  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNW 20 23N 24E PHILLIPS   |  |
| <b>Diversion to Reservoir:</b> DIVERSION # 1                          |   |  |
| Dam Height:   | 8.00 FEET   |  |
| Depth:  | 5.00 FEET   |  |
| Surface Area:<br>Capacity:  | 5.00 ACRES<br>10.00 ACRE-FEET   |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|-----|-----|--------------------------|
| 1         |                              | SESWNW         | 20  | 23N | 24E 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.

65016-00 65017-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:       | 40EJ 65018-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| Priority Date:            | JUNE 30, 1950  |
| Type of Historical Right  | :USE   |
| <b>Purpose(use):</b>      | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 2.21 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF SIPARYANN CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| ID Govt 1                 |  |
| 1                         | NWSWNE 20 23N 24E PHILLIPS   |
|                           | : JANUARY 1 TO DECEMBER 31   |
| <b>Diversion Means:</b>   | DAM  |
| *Reservoir: ONS           | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWNE 20 23N 24E PHILLIPS   |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 10.00 FEET   |
| Depth:                    | 7.00 FEET  |
| Surface Area:             | 0.60 ACRES   |
| Capacity:                 | 1.68 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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APRIL 25, 2014 40EJ 65018-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NWSWNE         | 20         | 23N | 24E PHILLIPS             |

### Remarks:

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65018-00 65019-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 65019-00 STATEMENT OF CLAIM  |  |
|---|---|--|
|   | Version: 1 ORIGINAL RIGHT   |  |
|   | Status: ACTIVE  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |
| <b>Priority Date:</b>   | JUNE 30, 1950   |  |
| Type of Historical Right  | : USE   |  |
| Purpose(use):   | STOCK   |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |
| Volume:   | 0.79 AC-FT  |  |
| Source Name:  | UNNAMED TRIBUTARY OF SIPARYANN CREEK  |  |
| Source Type:  | SURFACE WATER   |  |
| *Point of Diversion and I   | Means of Diversion:   |  |
| ID Govt 1   | NWSWNE 20 23N 24E PHILLIPS  |  |
| <b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31<br><b>Diversion Means:</b> DAM |   |  |
| *Reservoir: ON  | STREAM  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWNE 20 23N 24E PHILLIPS   |  |
| Diversion to Reservoir: DIVERSION # 1   |   |  |
| Dam Height:   | 10.00 FEET  |  |
| Depth:  | 7.00 FEET   |  |
| Surface Area:   | 0.60 ACRES<br>1.68 ACRE-FEET  |  |
| Capacity:   | 1.00 ACREFEET   |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 NWSWNE 20
 23N
 24E 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.

65018-00 65019-00

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:                   | 40EJ 65020-00 STATEMENT OF CLAIM  |  |
|---------------------------------------|---|--|
|                                       | Version: 1 ORIGINAL RIGHT   |  |
|                                       | Status: ACTIVE  |  |
| Owners:                               | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |
| Priority Date:                        | MAY 19, 1957  |  |
| Type of Historical Right              | : USE   |  |
| Purpose(use):                         | STOCK   |  |
| *Flow Rate:                           | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |
| Volume:                               | 0.79 AC-FT  |  |
| Source Name:                          | UNNAMED TRIBUTARY OF LITTLE COTTONWOOD CREEK  |  |
| Source Type:                          | SURFACE WATER   |  |
| *Point of Diversion and N             | Means of Diversion:   |  |
| ID Govt I<br>1<br>Period of Diversion | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>SENESE 22 23N 24E PHILLIPS<br>n: JANUARY 1 TO DECEMBER 31  |  |
| <b>Diversion Means:</b>               | DAM   |  |
| *Reservoir: ONS                       | STREAM  |  |
| <u>Govt I</u>                         | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESE 22 23N 24E PHILLIPS   |  |
| Diversion to Reservoir: DIVERSION # 1 |   |  |
| Dam Height:                           | 9.00 FEET   |  |
| Depth:                                | 6.00 FEET   |  |
| Surface Area:<br>Capacity:            | 0.50 ACRES<br>1.20 ACRE-FEET  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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 | <b><u>Rge</u></b> County |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | SENESE         | 22         | 23N | 24E PHILLIPS             |

#### Remarks:

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65020-00 65021-00

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| Water Right Number:       | 40EJ 65021-00 STATEMENT OF CLAIM  |                          |
|---------------------------|---|--------------------------|
|                           | Version: 1 ORIGINAL RIGHT   |                          |
|                           | Status: ACTIVE  |                          |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGM <sup>-</sup><br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 | Γ)                       |
| Priority Date:            | MAY 19, 1957  |                          |
| Type of Historical Right  | USE   |                          |
| Purpose(use):             | WILDLIFE  |                          |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREE<br>ONSTREAM RESERVOIR.                                       | D FOR THIS USE FROM THIS |
| Volume:                   | 1.71 AC-FT  |                          |
| Source Name:              | UNNAMED TRIBUTARY OF LITTLE COTTONWOOD  | CREEK                    |
| Source Type:              | SURFACE WATER   |                          |
| *Point of Diversion and M | eans of Diversion:  |                          |
| <u>ID</u> <u>Govt I</u>   |   |                          |
| 1<br>Portion of Divorcion | SENESE 22 23N 24E PHILLIPS<br>JANUARY 1 TO DECEMBER 31  |                          |
| Diversion Means:          | DAM   |                          |
| *Reservoir: ONS           | TREAM   |                          |
| <u>Govt I</u>             | t <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESE 22 23N 24E PHILLIPS         |                          |
| Diversion to R            | ervoir: DIVERSION # 1   |                          |
| Dam Height:               | 9.00 FEET   |                          |
| Depth:                    | 6.00 FEET   |                          |
| Surface Area:             | 0.50 ACRES  |                          |
| Capacity:                 | 1.20 ACRE-FEET  |                          |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE ARE<br>DNRC.  | A HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 65021-00

Page 2 of 2

JANUARY 1 TO DECEMBER 31

Period of Use:

\*Place of Use:

| ID | <u>Acres</u> <u>Govt Lot</u> | <b><u>Qtr Sec</u></b> | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|----|------------------------------|-----------------------|------------|-----|--------------------------|
| 1  |                              | SENESE                | 22         | 23N | 24E PHILLIPS             |

### Remarks:

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65020-00 65021-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65022-00 STATEMENT OF CLAIM   |       |
|---|--|-------|
|   | Version: 1 ORIGINAL RIGHT  |       |
|   | Status: ACTIVE   |       |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669   |       |
| <b>Priority Date:</b>                   | MAY 17, 1957   |       |
| Type of Historical Right                | USE  |       |
| Purpose(use):                           | STOCK  |       |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MIN<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE | NIMUM |
| Volume:                                 | 0.79 AC-FT   |       |
| Source Name:                            | UNNAMED TRIBUTARY OF LITTLE COTTONWOOD CREEK   |       |
| Source Type:                            | SURFACE WATER  |       |
| *Point of Diversion and I               | leans of Diversion:  |       |
| ID Govt I                               | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSENW 22 23N 24E PHILLIPS   |       |
| Period of Diversion<br>Diversion Means: | JANUARY 1 TO DECEMBER 31<br>DAM  |       |
| *Reservoir: ON                          | TREAM  |       |
| <u>Govt I</u>                           | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSENW 22 23N 24E PHILLIPS   |       |
| Diversion to R                          | servoir: DIVERSION # 1   |       |
| Dam Height:                             | 9.00 FEET  |       |
| Depth:                                  | 6.00 FEET  |       |
| Surface Area:<br>Capacity:              | 0.80 ACRES<br>1.92 ACRE-FEET   |       |
| Supacity                                |  |       |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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         | 22         | 23N        | 24E 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.

65022-00 65023-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65023-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669             |
| Priority Date:            | MAY 17, 1957   |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                   |
| Volume:                   | 1.71 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF LITTLE COTTONWOOD CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1                         | NWSENW 22 23N 24E PHILLIPS   |
| Diversion Means:          | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|                           | STREAM   |
|                           |  |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSENW 22 23N 24E PHILLIPS |
| Diversion to Re           | eservoir: DIVERSION # 1  |
| Dam Height:               | 9.00 FEET  |
| Depth:                    | 6.00 FEET  |
| Surface Area:             | 0.80 ACRES   |
| Capacity:                 | 1.92 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                                |

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APRIL 25, 2014 40EJ 65023-00

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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         |                | NWSENW         | 22         | 23N | 24E 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.

65022-00 65023-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

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

Capacity:

### PRELIMINARY DECREE MISSOURI RIVER, BETWEEN BULLWHACKER CREEK & MUSSELSHELL RIVER BASIN 40EJ ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. 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:                                      | 40EJ 6502                         | <b>24-00</b> S           | STATEM           | IENT O            | F CLA | IM  |
|--|-----------------------------------|--------------------------|------------------|-------------------|-------|---|
|  | Version:                          | 1 ORI                    | GINAL I          | RIGHT             |       |   |
|  |                                   | Status:                  | AC               | TIVE              |       |   |
| Owners:  | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                   | DR               | BUREA             | U OF  | LAND MGMT)  |
| <b>Priority Date:</b>                                    | MARCH 2                           | 1, 1967                  |                  |                   |       |   |
| Type of Historical Right                                 | : FILED                           |                          |                  |                   |       |   |
| Purpose(use):  | STOCK                             |                          |                  |                   |       |   |
| *Flow Rate:  | ONSTREA                           | MRESE                    | RVOIR.           | THE F             | LOW   | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.79 AC-F                         | т                        |                  |                   |       |   |
| Source Name:   | LITTLE CO                         | OTTONW                   | OOD CF           | REEK              |       |   |
| Source Type:   | SURI                              | FACE WA                  | TER              |                   |       |   |
| *Point of Diversion and I                                | Means of Div                      | version:                 |                  |                   |       |   |
| $\frac{\mathbf{ID}}{1}$ Govt                             |                                   | <u>Qtr Sec</u><br>SENESE | <u>Sec</u><br>22 | <u>Twp</u><br>23N |       | <u>County</u><br>PHILLIPS   |
| Period of Diversior<br>Diversion Means:                  | I: JANUARY<br>DAM                 | ′ 1 TO DE                | CEMBE            | R 31              |       |   |
| *Reservoir: ON   | STREAM                            |                          |                  |                   |       |   |
| <u>Govt I</u>  |                                   | <u>Qtr Sec</u><br>SENESE | <u>Sec</u><br>22 | <u>Twp</u><br>23N |       | <u>County</u><br>PHILLIPS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area: | eservoir:                         |                          | FEET             |                   |       |   |

1.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|-----|-----|--------------------------|
| 1         |                              | SENESE         | 22  | 23N | 24E 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.

65024-00 65025-00 65026-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 65025-00                               | STATEMEN   | T OF CLA                | IM                                |
|---|---|--|-------------------------|-----------------------------------|
|   | Version: 1                                  | ORIGINAL RIG   | HT                      |                                   |
|   | Sta   | tus: ACTIV   | Έ                       |                                   |
| Owners:                                 | USA (DEPT OF<br>5001 SOUTHG<br>BILLINGS, MT | ATE DR   | REAU OF                 | LAND MGMT)                        |
| Priority Date:                          | MARCH 21, 19                                | 67   |                         |                                   |
| Type of Historical Right                | : FILED                                     |  |                         |                                   |
| Purpose(use):                           | FLOOD CONT                                  | ROL  |                         |                                   |
| *Flow Rate:                             | A SPECIFIC FL<br>ONSTREAM RI                |  | S NOT BEE               | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 125.00 AC-FT                                |  |                         |                                   |
| Source Name:                            | LITTLE COTTO                                | NWOOD CREE   | ΕK                      |                                   |
| Source Type:                            | SURFACE                                     | WATER  |                         |                                   |
| *Point of Diversion and M               | Means of Diversio                           | n:   |                         |                                   |
| <u>ID</u> <u>Govt I</u>                 |   |  |                         | County                            |
| 1                                       | SEN   |  |                         | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM   |  |                         |                                   |
| *Reservoir: ONS                         | STREAM                                      |  |                         |                                   |
| <u>Govt I</u>                           | <u>.ot</u> <u>Qtr</u><br>SENE               | $\frac{\text{Sec}}{\text{SE}}  \frac{\text{Sec}}{22}  \frac{\text{T}}{23}$ | wp <u>Rge</u><br>3N 24E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir: DIVI                              | ERSION # 1   |                         |                                   |
| Dam Height:                             |   | 00 FEET  |                         |                                   |
| Depth:                                  | 5.  | 00 FEET  |                         |                                   |
| Surface Area:                           |   | 50 ACRES   |                         |                                   |
| Capacity:                               | 1.  | 00 ACRE-FEE  | Т                       |                                   |
|   | THE CAPACITY<br>DNRC.                       | (, DAM HEIGHT  | T, AND SU               | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 65025-00

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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 | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | SENESE         | 22         | 23N | 24E 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.

65024-00 65025-00 65026-00

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

THIS CLAIMED PURPOSE IS QUESTIONED AS A BENEFICIAL USE OF WATER EXISTING PRIOR TO JULY 1, 1973.

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65026-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| Priority Date:  | MARCH 21, 1967   |
| Type of Historical Right  | : FILED  |
| Purpose(use):   | WILDLIFE   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:   | 30.21 AC-FT  |
| Source Name:  | LITTLE COTTONWOOD CREEK  |
| Source Type:  | SURFACE WATER  |
| *Point of Diversion and I   | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1   | SENESE 22 23N 24E PHILLIPS   |
| Diversion Means:  | : JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ONS   | STREAM   |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESE 22 23N 24E PHILLIPS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.50 ACRES<br>1.00 ACRE-FEET          |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

APRIL 25, 2014

40EJ 65026-00

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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 | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | SENESE         | 22         | 23N | 24E 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.

65024-00 65025-00 65026-00

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

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

### **PRELIMINARY DECREE** MISSOURI RIVER, BETWEEN BULLWHACKER CREEK & MUSSELSHELL RIVER **BASIN 40EJ ABSTRACT OF WATER RIGHT CLAIM**

#### **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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Statu   | NTERIOR BUR<br>TE DR<br>9101 4669<br>67<br>W RATE HAS<br>SERVOIR. THE      | /E<br>REAU OF LAND MGMT)<br>S NOT BEEN DECREED FOR THIS USE FROM THIS      |
|---|--|--|
| Owners:USA (DEPT OF I<br>5001 SOUTHGA<br>BILLINGS, MT 59Priority Date:OCTOBER 3, 196        | NTERIOR BUR<br>TE DR<br>9101 4669<br>67<br>W RATE HAS<br>SERVOIR. THE      | REAU OF LAND MGMT)<br>S NOT BEEN DECREED FOR THIS USE FROM THIS            |
| 5001 SOUTHGA<br>BILLINGS, MT 59<br>Priority Date: OCTOBER 3, 190                            | TE DR<br>9101 4669<br>67<br>DW RATE HAS<br>SERVOIR. THE                    | S NOT BEEN DECREED FOR THIS USE FROM THIS                                  |
| •   | )W RATE HAS<br>SERVOIR. THE  |  |
| Type of Historical Right: USE   | SERVOIR. THE   |  |
|   | SERVOIR. THE   |  |
| Purpose(use): STOCK   | SERVOIR. THE   |  |
| ONSTREAM RES  | RICALLT NEC  | HE FLOW RATE IS LIMITED TO THE MINIMUM<br>CESSARY TO SUSTAIN THIS PURPOSE. |
| Volume: 0.79 AC-FT  |  |  |
| Source Name: COTTONWOOD   | CREEK  |  |
| Source Type: SURFACE  | WATER  |  |
| *Point of Diversion and Means of Diversion  | :  |  |
| IDGovt LotQtr S1NESWN   |  | <u>wp</u> <u>Rge</u> <u>County</u><br>3N 24E PHILLIPS                      |
| <b>Period of Diversion:</b> JANUARY 1 TO<br><b>Diversion Means:</b> DAM                     | DECEMBER 3 <sup>4</sup>  | 31   |
| *Reservoir: ONSTREAM  |  |  |
| Govt Lot Qtr S<br>NESWN   | $\frac{\text{ec}}{\text{JE}}  \frac{\text{Sec}}{24}  \frac{\text{Tw}}{23}$ | wp <u>Rge</u> <u>County</u><br>3N 24E PHILLIPS                             |
| Dam Height:         8.00           Depth:         5.00           Surface Area:         7.00 | RSION # 1<br>0 FEET<br>0 FEET<br>0 ACRES<br>0 ACRE-FEET                    | -т   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 NESWNE 24
 23N
 24E 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.

65027-00 65028-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65028-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| Priority Date:                          | OCTOBER 3, 1967   |
| Type of Historical Right                | : USE   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                                 | 85.21 AC-FT   |
| Source Name:                            | COTTONWOOD CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| ID Govt 1                               |   |
| 1                                       | NESWNE 24 23N 24E PHILLIPS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
|   | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESWNE 24 23N 24E PHILLIPS |
| Diversion to R<br>Dam Height:           | 8.00 FEET   |
| Depth:                                  | 5.00 FEET   |
| Surface Area:                           | 7.00 ACRES  |
| Capacity:                               |   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                         |

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APRIL 25, 2014

40EJ 65028-00 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         |                | NESWNE         | 24         | 23N | 24E 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.

65027-00 65028-00

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

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65029-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| Priority Date:                          | JUNE 5, 1964  |
| Type of Historical Right                | : USE   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                                 | 3.21 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF COTTONWOOD CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>                 |   |
| 1                                       | NENWSE 24 23N 24E PHILLIPS  |
| Period of Diversion<br>Diversion Means: | I: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
| *Reservoir: ONS                         | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWSE 24 23N 24E PHILLIPS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 9.00 FEET   |
| Depth:                                  | 6.00 FEET   |
| Surface Area:                           | 0.20 ACRES  |
| Capacity:                               | 0.48 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                         |

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APRIL 25, 2014 40EJ 65029-00

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         |                | NENWSE         | 24         | 23N | 24E 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.

65029-00 65030-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | r: 40EJ 65030-00 STATEMENT OF CLAIM |                                     |  |  |  |
|--|-------------------------------------|-------------------------------------|--|--|--|
|  | Version: 1                          | ORIGINAL I                          | RIGHT  |  |  |
|  | S                                   | Status: AC                          | TIVE   |  |  |
| Owners: USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |                                     |                                     |  |  |  |
| Priority Date:   | JUNE 5, 1964                        | 4                                   |  |  |  |
| Type of Historical Right   | :USE                                |                                     |  |  |  |
| Purpose(use):  | STOCK                               |                                     |  |  |  |
| *Flow Rate:  | ONSTREAM                            | RESERVOIR.                          | THE FLO  | BEEN DECREED FOR THIS USE FROM THIS<br>W RATE IS LIMITED TO THE MINIMUM<br>RY TO SUSTAIN THIS PURPOSE. |  |
| Volume:  | 0.79 AC-FT                          |                                     |  |  |  |
| Source Name:   | UNNAMED 1                           | TRIBUTARY O                         | F COTTO  | NWOOD CREEK  |  |
| Source Type:   | SURFA                               | CE WATER                            |  |  |  |
| *Point of Diversion and I  | Means of Divers                     | sion:                               |  |  |  |
| IDGovt I1  |                                     | <u>tr Sec</u> <u>Sec</u><br>IWSE 24 |  | t <u>ge</u> <u>County</u><br>4E PHILLIPS   |  |
| Period of Diversion<br>Diversion Means:  | : JANUARY 1<br>DAM                  | TO DECEMBE                          | R 31   |  |  |
| *Reservoir: ONS  | STREAM                              |                                     |  |  |  |
| <u>Govt I</u>  |                                     | tr Sec Sec<br>IWSE 24               | $\frac{\mathbf{Twp}}{23N} = \frac{\mathbf{R}}{24}$ | t <u>ge</u> <u>County</u><br>4E PHILLIPS   |  |
| Diversion to R   |                                     | VERSION # 1                         |  |  |  |
| Dam Height:  |                                     | 9.00 FEET                           |  |  |  |
| Depth:<br>Surface Area:  |                                     | 6.00 FEET<br>0.20 ACRES             |  |  |  |
| Surface Area:<br>Capacity:   |                                     | 0.20 ACRES<br>0.48 ACRE-F           | EET  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NENWSE
 24
 23N
 24E
 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.

65029-00 65030-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 65031-00 STATEMENT OF CLAIM  |  |  |  |  |  |
|--|---|--|--|--|--|--|
|  | Version: 1 ORIGINAL RIGHT   |  |  |  |  |  |
|  | Status: ACTIVE  |  |  |  |  |  |
| Owners: USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |   |  |  |  |  |  |
| <b>Priority Date:</b>  | JUNE 2, 1966  |  |  |  |  |  |
| Type of Historical Right   | t: USE  |  |  |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |  |
| Volume:  | 0.79 AC-FT  |  |  |  |  |  |
| Source Name:   | UNNAMED TRIBUTARY OF LITTLE COTTONWOOD CREEK  |  |  |  |  |  |
| Source Type:   | SURFACE WATER   |  |  |  |  |  |
| *Point of Diversion and I  | Means of Diversion:   |  |  |  |  |  |
| <u>ID</u> <u>Govt I</u>  |   |  |  |  |  |  |
| 1<br>Dericil of Dimension  | NENWNW 25 23N 24E PHILLIPS  |  |  |  |  |  |
| Diversion Means:   | a: JANUARY 1 TO DECEMBER 31<br>DAM  |  |  |  |  |  |
| *Reservoir: ON   | STREAM  |  |  |  |  |  |
| <u>Govt I</u>  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWNW 25 23N 24E PHILLIPS   |  |  |  |  |  |
| Diversion to R   | eservoir: DIVERSION # 1   |  |  |  |  |  |
| Dam Height:  | 8.00 FEET   |  |  |  |  |  |
| Depth:   | 5.00 FEET   |  |  |  |  |  |
| Surface Area:<br>Capacity:   | 0.10 ACRES<br>0.20 ACRE-FEET  |  |  |  |  |  |
| Capacity:  | U.ZU AGREFEET   |  |  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 NENWNW 25 23N 24E 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.

65031-00 65032-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65032-00 STATEMENT OF CLAIM         |                                  |                         |                   |                                    |  |
|---|--|----------------------------------|-------------------------|-------------------|------------------------------------|--|
|   | Version: 1                               | ORIGIN                           | IAL RIGHT               |                   |                                    |  |
|   | S  | Status:                          | ACTIVE                  |                   |                                    |  |
| Owners:                                 | USA (DEPT (<br>5001 SOUTH<br>BILLINGS, M | IGATE DR                         |                         | AU OF             | LAND MGMT)                         |  |
| Priority Date:                          | JUNE 2, 196                              | 6                                |                         |                   |                                    |  |
| Type of Historical Right                | :USE                                     |                                  |                         |                   |                                    |  |
| Purpose(use):                           | WILDLIFE                                 |                                  |                         |                   |                                    |  |
| *Flow Rate:                             | A SPECIFIC<br>ONSTREAM                   |                                  |                         | DT BEI            | EN DECREED FOR THIS USE FROM THIS  |  |
| Volume:                                 | 2.21 AC-FT                               |                                  |                         |                   |                                    |  |
| Source Name:                            | UNNAMED                                  | TRIBUTAR                         | Y OF LITT               | LE CO             | TTONWOOD CREEK                     |  |
| Source Type:                            | SURFA                                    | CE WATE                          | R                       |                   |                                    |  |
| *Point of Diversion and M               | Means of Diver                           | sion:                            |                         |                   |                                    |  |
| <u>ID</u> <u>Govt I</u>                 |  |                                  | ec <u>Twp</u>           |                   | County                             |  |
| 1                                       |  |                                  | 25 23N                  | 24E               | PHILLIPS                           |  |
| Period of Diversion<br>Diversion Means: | DAM                                      | TO DECE                          | WBER 31                 |                   |                                    |  |
|   | STREAM                                   |                                  |                         |                   |                                    |  |
| <u>Govt I</u>                           | Lot Q                                    | <u>Otr Sec</u> <u>S</u><br>WNW 2 | ec <u>Twp</u><br>25 23N | <u>Rge</u><br>24E | <u>County</u><br>PHILLIPS          |  |
| Diversion to R                          | eservoir: D                              | IVERSION                         | # 1                     |                   |                                    |  |
| Dam Height:                             |  | 8.00 FEE                         | T                       |                   |                                    |  |
| Depth:                                  |  | 5.00 FEE                         | T                       |                   |                                    |  |
| Surface Area:                           |  | 0.10 ACF                         | RES                     |                   |                                    |  |
| Capacity:                               |  | 0.20 ACF                         | RE-FEET                 |                   |                                    |  |
|   | THE CAPAC<br>DNRC.                       | ITY, DAM I                       | HEIGHT, A               | ND SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |  |

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APRIL 25, 2014

40EJ 65032-00

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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         |                | NENWNW         | 25         | 23N | 24E 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.

65031-00 65032-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

| Water Right Number:                     | 40EJ 65033-00 STATEMENT OF CLAIM   |  |  |  |  |  |
|---|--|--|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT  |  |  |  |  |  |
|   | Status: ACTIVE   |  |  |  |  |  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |  |  |  |  |  |
| <b>Priority Date:</b>                   | OCTOBER 3, 1967  |  |  |  |  |  |
| Type of Historical Right                | t: USE   |  |  |  |  |  |
| Purpose(use):                           | FLOOD CONTROL  |  |  |  |  |  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |  |  |  |  |  |
| Volume:                                 | 467.00 AC-FT   |  |  |  |  |  |
| Source Name:                            | COTTONWOOD CREEK   |  |  |  |  |  |
| Source Type:                            | SURFACE WATER  |  |  |  |  |  |
| *Point of Diversion and I               | Means of Diversion:  |  |  |  |  |  |
| <u>ID</u> <u>Govt</u>                   |  |  |  |  |  |  |
| -                                       | NESENW 24 23N 24E PHILLIPS   |  |  |  |  |  |
| Period of Diversion<br>Diversion Means: | n: JANUARY 1 TO DECEMBER 31<br>DAM   |  |  |  |  |  |
|   |  |  |  |  |  |  |
| *Reservoir: ON                          | ISTREAM  |  |  |  |  |  |
| <u>Govt </u> ]                          | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NESENW 24 23N 24E PHILLIPS   |  |  |  |  |  |
| Diversion to R                          | Reservoir: DIVERSION # 1   |  |  |  |  |  |
| Dam Height:                             | 7.00 FEET  |  |  |  |  |  |
| Depth:                                  | 4.00 FEET  |  |  |  |  |  |
| Surface Area:                           |  |  |  |  |  |  |
| Capacity:                               | 0.16 ACRE-FEET   |  |  |  |  |  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |  |  |  |  |  |

|             | SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA. |        |                |            |      |                          |  |  |
|-------------|--|--------|----------------|------------|------|--------------------------|--|--|
| Period of   | Use:   | JANUAR | Y 1 TO DEC     | EMBE       | R 31 |                          |  |  |
| *Place of U | Use:   |        |                |            |      |                          |  |  |
| ID          | <u>Acres</u> <u>Govt L</u>   | ot     | <u>Qtr Sec</u> | <u>Sec</u> | Twp  | <u>Rge</u> <u>County</u> |  |  |
| 1           |  |        | NESENW         | 24         | 23N  | 24E PHILLIPS             |  |  |
| Domortro    |  |        |                |            |      |                          |  |  |

#### **Remarks:**

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

THIS CLAIMED PURPOSE IS QUESTIONED AS A BENEFICIAL USE OF WATER EXISTING PRIOR TO JULY 1, 1973.

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65034-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| Priority Date:  | DECEMBER 21, 1961   |  |  |  |
| Type of Historical Right  | : USE   |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF COTTONWOOD CREEK   |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and I   | *Point of Diversion and Means of Diversion:   |  |  |  |
| <u>ID</u> <u>Govt 1</u><br>1<br>Pariad of Diversion                   | NESENW 24 23N 24E PHILLIPS  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ONS   | STREAM  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESENW 24 23N 24E PHILLIPS   |  |  |  |
| Diversion to R  | eservoir: DIVERSION # 1   |  |  |  |
| Dam Height:   | 7.00 FEET   |  |  |  |
| Depth:  | 4.00 FEET   |  |  |  |
| Surface Area:<br>Capacity:  | 0.10 ACRES<br>0.16 ACRE-FEET  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NESENW
 24
 23N
 24E
 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.

65034-00 65035-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65035-00 STATEMENT OF CLAIM  |      |
|---------------------------|---|------|
|                           | Version: 1 ORIGINAL RIGHT   |      |
|                           | Status: ACTIVE  |      |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669            |      |
| <b>Priority Date:</b>     | DECEMBER 21, 1961   |      |
| Type of Historical Right  | USE   |      |
| Purpose(use):             | WILDLIFE  |      |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THONSTREAM RESERVOIR.                     | HIS  |
| Volume:                   | 1.21 AC-FT  |      |
| Source Name:              | UNNAMED TRIBUTARY OF COTTONWOOD CREEK   |      |
| Source Type:              | SURFACE WATER   |      |
| *Point of Diversion and I | leans of Diversion:   |      |
| <u>ID</u> <u>Govt I</u>   |   |      |
| 1                         | NESENW 24 23N 24E PHILLIPS  |      |
| Diversion Means:          | JANUARY 1 TO DECEMBER 31<br>DAM   |      |
|                           | TREAM   |      |
|                           |   |      |
| <u>Govt I</u>             | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESENW 24 23N 24E PHILLIPS |      |
| Diversion to R            | servoir: DIVERSION # 1  |      |
| Dam Height:               | 7.00 FEET   |      |
| Depth:                    | 4.00 FEET   |      |
| Surface Area:             | 0.10 ACRES  |      |
| Capacity:                 | 0.16 ACRE-FEET  |      |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATEI<br>DNRC.                               | ) BY |

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APRIL 25, 2014

40EJ 65035-00 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         |                | NESENW         | 24         | 23N | 24E 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.

65034-00 65035-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65036-00 STATEMENT OF CLAIM  |  |  |
|---|---|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |
|   | Status: ACTIVE  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| <b>Priority Date:</b>   | JULY 21, 1967   |  |  |
| Type of Historical Right  | :USE  |  |  |
| Purpose(use):   | STOCK   |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |
| Volume:   | 0.79 AC-FT  |  |  |
| Source Name:  | LITTLE COTTONWOOD CREEK   |  |  |
| Source Type:  | SURFACE WATER   |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |
| $\frac{ID}{1}$ Govt 1   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWNW 25 23N 24E PHILLIPS   |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |
| *Reservoir: ON  | STREAM  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWNW 25 23N 24E PHILLIPS   |  |  |
| Diversion to Reservoir: DIVERSION # 1                                 |   |  |  |
| Dam Height:   | 7.00 FEET   |  |  |
| Depth:<br>Surface Area:   | 4.00 FEET<br>0.10 ACRES   |  |  |
| Capacity:   | 0.16 ACRE-FEET  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NENWNW
 25
 23N
 24E
 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.

65036-00 65037-00 65038-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65037-00 STATEMENT OF CLAIM   |  |  |
|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT  |  |  |
|   | Status: ACTIVE   |  |  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |  |  |
| <b>Priority Date:</b>                   | JULY 21, 1967  |  |  |
| Type of Historical Right                | t: USE   |  |  |
| Purpose(use):                           | WILDLIFE   |  |  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |  |  |
| Volume:                                 | 20.21 AC-FT  |  |  |
| Source Name:                            | LITTLE COTTONWOOD CREEK  |  |  |
| Source Type:                            | SURFACE WATER  |  |  |
| *Point of Diversion and I               | Means of Diversion:  |  |  |
| <u>ID</u> <u>Govt</u>                   |  |  |  |
| -                                       | NENWNW 25 23N 24E PHILLIPS   |  |  |
| Period of Diversion<br>Diversion Means: | n: JANUARY 1 TO DECEMBER 31<br>DAM   |  |  |
|   |  |  |  |
| * <b>Reservoir:</b> ON                  | ISTREAM  |  |  |
| <u>Govt </u> ]                          | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>NENWNW 25 23N 24E PHILLIPS   |  |  |
| Diversion to R                          | Reservoir: DIVERSION # 1   |  |  |
| Dam Height:                             | 7.00 FEET  |  |  |
| Depth:                                  | 4.00 FEET  |  |  |
| Surface Area:                           |  |  |  |
| Capacity:                               | 0.16 ACRE-FEET   |  |  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |  |  |

APRIL 25, 2014

40EJ 65037-00

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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 | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | NENWNW         | 25         | 23N | 24E 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.

65036-00 65037-00 65038-00

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

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:         | 40EJ 65038-00 STATEMENT OF CLAIM   |    |  |  |
|-----------------------------|--|----|--|--|
|                             | Version: 1 ORIGINAL RIGHT  |    |  |  |
|                             | Status: ACTIVE   |    |  |  |
| Owners:                     | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |    |  |  |
| Priority Date:              | JULY 21, 1967  |    |  |  |
| Type of Historical Right    | :USE   |    |  |  |
| Purpose(use):               | FLOOD CONTROL  |    |  |  |
| *Flow Rate:                 | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THI ONSTREAM RESERVOIR.        | S  |  |  |
| Volume:                     | 245.00 AC-FT   |    |  |  |
| Source Name:                | LITTLE COTTONWOOD CREEK  |    |  |  |
| Source Type:                | SURFACE WATER  |    |  |  |
| *Point of Diversion and     | Means of Diversion:  |    |  |  |
| <u>ID</u> <u>Govt</u>       |  |    |  |  |
| 1<br>Desire La CDissuration | NENWNW 25 23N 24E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31                                   |    |  |  |
| Diversion Means:            | DAM  |    |  |  |
| *Reservoir: ONSTREAM        |  |    |  |  |
| <u>Govt 1</u>               |  |    |  |  |
| Diversion to R              | eservoir: DIVERSION # 1  |    |  |  |
| Dam Height:                 | 7.00 FEET  |    |  |  |
| Depth:                      | 4.00 FEET  |    |  |  |
| Surface Area:               | 0.10 ACRES   |    |  |  |
| Capacity:                   | 0.16 ACRE-FEET   |    |  |  |
|                             | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED DNRC.                       | ΒY |  |  |

APRIL 25, 2014 40EJ 65038-00

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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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NENWNW         | 25         | 23N | 24E 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.

65036-00 65037-00 65038-00

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

THIS CLAIMED PURPOSE IS QUESTIONED AS A BENEFICIAL USE OF WATER EXISTING PRIOR TO JULY 1, 1973.

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 6503                             | <b>9-00</b> S           | TATEM            | IENT OI           | = CLA             | IM                                |
|---|---------------------------------------|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                              | 1 ORI                   | GINAL I          | RIGHT             |                   |                                   |
|   |                                       | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | MAY 26, 19                            | 64                      |                  |                   |                   |                                   |
| Type of Historical Right                | :USE                                  |                         |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                              |                         |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFIC                            |                         |                  | HAS NC            | T BEE             | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 12.21 AC-F                            | Т                       |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED                               | TRIBUT                  | TARY O           | F SIPAI           | RYAN              | N CREEK                           |
| Source Type:                            | SURF                                  | ACE WA                  | TER              |                   |                   |                                   |
| *Point of Diversion and I               | Means of Dive                         | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt l</u>                 |                                       | <u>Qtr Sec</u>          | <u>Sec</u>       | Twp               |                   | County                            |
| 1                                       | -                                     |                         | 27               | 23N               | 24E               | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM                                   | 1 TO DE                 | CEMBE            | :R 31             |                   |                                   |
|   | STREAM                                |                         |                  |                   |                   |                                   |
|   | -                                     | <b>A A</b>              | ä                | -                 | -                 |                                   |
| <u>Govt I</u>                           | <u>Lot</u><br>Si                      | <u>Qtr Sec</u><br>ESENE | <u>Sec</u><br>27 | <u>Twp</u><br>23N | <u>Rge</u><br>24E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir: [                           | DIVERSI                 | ON # 1           |                   |                   |                                   |
| Dam Height:                             |                                       | 12.00 l                 | FEET             |                   |                   |                                   |
| Depth:                                  |                                       | 9.00                    | FEET             |                   |                   |                                   |
| Surface Area:                           |                                       | 0.30                    | ACRES            |                   |                   |                                   |
| Capacity:                               |                                       | 1.08                    | ACRE-F           | EET               |                   |                                   |
|   | THE CAPAC<br>DNRC.                    | CITY, DA                | M HEIG           | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 65039-00

Page 2 of 2

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  |                | SESENE         | 27         | 23N | 24E 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.

65039-00 65040-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65040-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | MAY 26, 1964  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF SIPARYANN CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and N | Means of Diversion:   |
|                           | SESENE 27 23N 24E PHILLIPS<br>a: JANUARY 1 TO DECEMBER 31   |
| <b>Diversion Means:</b>   | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESENE 27 23N 24E PHILLIPS   |
| Diversion to R            |   |
| Dam Height:               | 12.00 FEET  |
| Depth:<br>Surface Area:   | 9.00 FEET<br>0.30 ACRES   |
| Capacity:                 | 1.08 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SESENE
 27
 23N
 24E
 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.

65039-00 65040-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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>40EJ 65041-00</b> STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| Priority Date:  | MAY 14, 1957  |  |  |  |  |
| Type of Historical Right  | :USE  |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF SIPARYANN CREEK  |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and Means of Diversion:<br><u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>1 NWNWSE 26 23N 24E PHILLIPS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |  |
| *Reservoir: ON<br>Govt I  | STREAM  |  |  |  |  |
| <u></u>   | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSE 26 23N 24E PHILLIPS  |  |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:   | eservoir: DIVERSION # 1<br>11.00 FEET<br>8.00 FEET<br>0.30 ACRES<br>0.96 ACRE-FEET  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> | Twp | <u>Rge</u> <u>County</u> |
|-----------|------------------------------|----------------|------------|-----|--------------------------|
| 1         |                              | NWNWSE         | 26         | 23N | 24E 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.

65041-00 65042-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 65042-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669             |
| Priority Date:            | MAY 14, 1957   |
| Type of Historical Right  | :USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                   |
| Volume:                   | 2.21 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF SIPARYANN CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| ID Govt 1                 |  |
| 1                         | NWNWSE 26 23N 24E PHILLIPS   |
|                           | : JANUARY 1 TO DECEMBER 31<br>DAM  |
| <b>Diversion Means:</b>   |  |
| *Reservoir: ONS           | STREAM   |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSE 26 23N 24E PHILLIPS |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 11.00 FEET   |
| Depth:                    | 8.00 FEET  |
| Surface Area:             | 0.30 ACRES   |
| Capacity:                 | 0.96 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                                |

APRIL 25, 2014 40EJ 65042-00

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         |                | NWNWSE         | 26         | 23N | 24E 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.

65041-00 65042-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:                     | 40EJ 65043-0                                | STATEMEN                | F OF CLA                       | IM                                |
|---|---|-------------------------|--------------------------------|-----------------------------------|
|   | Version: 1                                  | ORIGINAL RIGI           | ΗT                             |                                   |
|   | Sta   | tus: ACTIV              | E                              |                                   |
| Owners:                                 | USA (DEPT OF<br>5001 SOUTHG<br>BILLINGS, MT |                         | REAU OF                        | LAND MGMT)                        |
| <b>Priority Date:</b>                   | OCTOBER 27,                                 | 1954                    |                                |                                   |
| Type of Historical Right                | :USE  |                         |                                |                                   |
| Purpose(use):                           | WILDLIFE                                    |                         |                                |                                   |
| *Flow Rate:                             | A SPECIFIC FI<br>ONSTREAM R                 |                         | NOT BEE                        | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 1.21 AC-FT                                  |                         |                                |                                   |
| Source Name:                            | UNNAMED TR                                  | BUTARY OF SI            | PARYANI                        | N CREEK                           |
| Source Type:                            | SURFACI                                     | E WATER                 |                                |                                   |
| *Point of Diversion and I               | Means of Diversion                          | on:                     |                                |                                   |
| ID Govt I                               |   | <u>Sec Sec Tw</u>       |                                | County                            |
| 1                                       | SWNV  |                         |                                | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM   | J DECEMBER 3            | 1                              |                                   |
| *Reservoir: ONS                         | STREAM                                      |                         |                                |                                   |
| <u>Govt I</u>                           | Lot Qtr<br>SWNV                             | Sec Sec Tw<br>/SE 28 23 | v <b>p</b> <u>Rge</u><br>N 24E | County<br>PHILLIPS                |
| Diversion to R                          | eservoir: DIV                               | ERSION # 1              |                                |                                   |
| Dam Height:                             | 8   | 00 FEET                 |                                |                                   |
| Depth:                                  | 5   | 00 FEET                 |                                |                                   |
| Surface Area:                           |   | 20 ACRES                |                                |                                   |
| Capacity:                               | 0   | 40 ACRE-FEE             | Г                              |                                   |
|   | THE CAPACIT<br>DNRC.                        | Y, DAM HEIGHT           | , AND SU                       | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 65043-00

Page 2 of 2

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | <u>Acres</u> Govt Lot | Qtr Sec | <u>Sec</u> | Twp | <u>Rge</u> <u>County</u> |
|-----------|-----------------------|---------|------------|-----|--------------------------|
| 1         |                       | SWNWSE  | 28         | 23N | 24E 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.

65043-00 65044-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:                 | 40EJ 65044-00 STATEMENT OF CLAIM  |
|-------------------------------------|---|
|                                     | Version: 1 ORIGINAL RIGHT   |
|                                     | Status: ACTIVE  |
| Owners:                             | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>               | OCTOBER 27, 1954  |
| Type of Historical Right            | t: USE  |
| Purpose(use):                       | STOCK   |
| *Flow Rate:                         | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                             | 0.79 AC-FT  |
| Source Name:                        | UNNAMED TRIBUTARY OF SIPARYANN CREEK  |
| Source Type:                        | SURFACE WATER   |
| *Point of Diversion and I           | Means of Diversion:   |
| $\frac{ID}{1} \qquad \qquad Govt I$ | SWNWSE 28 23N 24E PHILLIPS  |
| Diversion Means:                    | n: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ONS                     | STREAM  |
| <u>Govt I</u>                       | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNWSE 28 23N 24E PHILLIPS   |
| Diversion to R                      | eservoir: DIVERSION # 1   |
| Dam Height:                         | 8.00 FEET   |
| Depth:                              | 5.00 FEET   |
| Surface Area:<br>Capacity:          | 0.20 ACRES<br>0.40 ACRE-FEET  |
| oupueny.                            |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 SWNWSE 28 23N 24E 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.

65043-00 65044-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65045-00 STATEMENT OF CLAIM   |   |
|---------------------------|--|---|
|                           | Version: 1 ORIGINAL RIGHT  |   |
|                           | Status: ACTIVE   |   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669             |   |
| <b>Priority Date:</b>     | DECEMBER 30, 1963  |   |
| Type of Historical Right  | FILED  |   |
| Purpose(use):             | WILDLIFE   |   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                   |   |
| Volume:                   | 1.21 AC-FT   |   |
| Source Name:              | UNNAMED TRIBUTARY OF DUVAL CREEK   |   |
| Source Type:              | SURFACE WATER  |   |
| *Point of Diversion and I | Aeans of Diversion:  |   |
| <u>ID</u> <u>Govt l</u>   |  |   |
| 1                         | SENWNE 30 23N 24E PHILLIPS   |   |
| Diversion Means:          | : JANUARY 1 TO DECEMBER 31<br>DAM  |   |
| * <b>Reservoir:</b> ON    | STREAM   |   |
| <u>Govt I</u>             | <u>Aot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWNE 30 23N 24E PHILLIPS |   |
| Diversion to R            | eservoir: DIVERSION # 1  |   |
| Dam Height:               | 7.00 FEET  |   |
| Depth:                    | 4.00 FEET  |   |
| Surface Area:             | 0.25 ACRES   |   |
| Capacity:                 | 0.40 ACRE-FEET   |   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                                | Y |

APRIL 25, 2014 40EJ 65045-00

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         |                | SENWNE         | 30         | 23N | 24E 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.

65045-00 65046-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65046-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>                   | DECEMBER 30, 1963   |
| Type of Historical Right                | : FILED   |
| Purpose(use):                           | STOCK   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF DUVAL CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and I               | Means of Diversion:   |
| IDGovt I1                               | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWNE 30 23N 24E PHILLIPS   |
| Period of Diversion<br>Diversion Means: | I: JANUARY 1 TO DECEMBER 31<br>DAM  |
| *Reservoir: ON                          | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWNE 30 23N 24E PHILLIPS  |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 7.00 FEET   |
| Depth:                                  | 4.00 FEET   |
| Surface Area:<br>Capacity:              | 0.25 ACRES<br>0.40 ACRE-FEET  |
| Capacity.                               |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SENWNE
 30
 23N
 24E
 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.

65045-00 65046-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65047-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                          | MAY 19, 1964  |
| Type of Historical Right                | :USE  |
| Purpose(use):                           | STOCK   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF DUVAL CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and N               | Means of Diversion:   |
| ID<br>1<br>Govt I                       | SENENE 31 23N 24E PHILLIPS  |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ONS                         | STREAM  |
| <u>Govt L</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENENE 31 23N 24E PHILLIPS   |
| Diversion to Re                         |   |
| Dam Height:                             | 7.00 FEET   |
| Donthe                                  |   |
| Depth:<br>Surface Area:                 | 4.00 FEET<br>0.10 ACRES   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 SENENE 31
 23N
 24E 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.

65047-00 65048-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65048-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| Priority Date:  | MAY 19, 1964   |
| Type of Historical Right  | : USE  |
| Purpose(use):   | WILDLIFE   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:   | 0.21 AC-FT   |
| Source Name:  | UNNAMED TRIBUTARY OF DUVAL CREEK   |
| Source Type:  | SURFACE WATER  |
| *Point of Diversion and M   | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1   | SENENE 31 23N 24E PHILLIPS   |
| Diversion Means:  | a: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   | STREAM   |
| <u>Govt I</u>   | -  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>7.00 FEET<br>4.00 FEET<br>0.10 ACRES<br>0.16 ACRE-FEET          |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

APRIL 25, 2014 40EJ 65048-00

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         |                | SENENE         | 31         | 23N | 24E 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.

65047-00 65048-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:                                       | 40EJ 65049-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | MAY 27, 1964  |
| Type of Historical Right                                  | : USE   |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.79 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF SIPARYANN CREEK  |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and N                                 | Means of Diversion:   |
| IDGovt I1Period of DiversionDiversion Means:              | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>SENESE 34 23N 24E PHILLIPS<br>n: JANUARY 1 TO DECEMBER 31<br>DAM   |
|   |   |
|   | STREAM  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESE 34 23N 24E PHILLIPS   |
| Diversion to Ro<br>Dam Height:<br>Depth:<br>Surface Area: | eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.60 ACRES   |
| Capacity:   | 1.20 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, 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> | Sec | Twp | <b><u>Rge</u></b> County |
|----|----------------|----------------|-----|-----|--------------------------|
| 1  |                | SENESE         | 34  | 23N | 24E 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.

65049-00 65050-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 65050-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| Priority Date:            | MAY 27, 1964  |
| Type of Historical Right  | : USE   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                   | 0.21 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF SIPARYANN CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Portion of Divorcion | SENESE 34 23N 24E PHILLIPS<br>I: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESE 34 23N 24E PHILLIPS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 8.00 FEET   |
| Depth:                    | 5.00 FEET   |
| Surface Area:             |   |
| Capacity:                 | 1.20 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                         |

APRIL 25, 2014

40EJ 65050-00

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         |                | SENESE         | 34         | 23N | 24E 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.

65049-00 65050-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 65051-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| Priority Date:            | SEPTEMBER 24, 1952   |
| Type of Historical Right  | : USE  |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 2.21 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF ROCK CREEK  |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and l | Means of Diversion:  |
| <u>ID</u> <u>Govt</u>     | Lot <u>Qtr Sec Sec Twp Rge County</u><br>2 W2SWNW 7 23N 25E PHILLIPS                       |
| -                         | 2 W2SWNW 7 23N 23E FHILLIFS<br>1: JANUARY 1 TO DECEMBER 31                                 |
| Diversion Means:          | DAM  |
| *Reservoir: ON            | STREAM   |
| <u>Govt </u> ]            | LotQtr SecSecTwpRgeCounty2W2SWNW723N25EPHILLIPS  |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 13.00 FEET   |
| Depth:                    | 10.00 FEET   |
| Surface Area:             | 1.00 ACRES   |
| Capacity:                 | 4.00 ACRE-FEET   |
|                           | THE RESERVOIR EXTENDS INTO THE E2SENE SEC 12 TWP 23N RGE 24E PHILLIPS COUNTY.              |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

**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 | <b><u>Rge</u></b> County |
|-----------|----------------|----------------|------------|-----|--------------------------|
| 1         |                | E2SENE         | 12         | 23N | 24E PHILLIPS             |
| 2         | 2              | W2SWNW         | 7          | 23N | 25E 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.

65051-00 65052-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65052-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:  | SEPTEMBER 24, 1952  |
| Type of Historical Right  | : USE   |
| Purpose(use):   | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.79 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF ROCK CREEK   |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and I   | Means of Diversion:   |
| IDGovt I1Period of DiversionDiversion Means:                          | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>2 W2SWNW 7 23N 25E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON  | STREAM  |
| <u>Govt I</u>   | LotQtr SecSecTwpRgeCounty2W2SWNW723N25EPHILLIPS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | eservoir: DIVERSION # 1<br>13.00 FEET<br>10.00 FEET<br>1.00 ACRES<br>4.00 ACRE-FEET   |

THE RESERVOIR EXTENDS INTO THE E2SENE SEC 12 TWP 23N RGE 24E PHILLIPS COUNTY. THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> | Twp | <u>Rge</u> <u>County</u> |
|----|------------------------------|----------------|------------|-----|--------------------------|
| 1  | 2                            | W2SWNW         | 7          | 23N | 25E PHILLIPS             |
| 2  |                              | E2SENE         | 12         | 23N | 25E 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.

65051-00 65052-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:      | 40EJ 65053-00 STATEMENT O   | F CLAIM                                |
|--------------------------|---|--|
|                          | Version: 1 ORIGINAL RIGHT   |  |
|                          | Status: ACTIVE  |  |
| Owners:                  | USA (DEPT OF INTERIOR BUREA<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 | U OF LAND MGMT)                        |
| <b>Priority Date:</b>    | FEBRUARY 28, 1950   |  |
| Type of Historical Right | USE   |  |
| Purpose(use):            | WILDLIFE  |  |
| *Flow Rate:              | A SPECIFIC FLOW RATE HAS NO ONSTREAM RESERVOIR.                             | T BEEN DECREED FOR THIS USE FROM THIS  |
| Volume:                  | 3.21 AC-FT  |  |
| Source Name:             | KEITH COULEE  |  |
| Source Type:             | SURFACE WATER   |  |
| *Point of Diversion and  | leans of Diversion:   |  |
| <u>ID</u> <u>Govt</u>    |   | <u>Rge</u> <u>County</u>               |
| -                        | SWSWSW 10 23N   | 25E PHILLIPS                           |
| Diversion Means:         | JANUARY 1 TO DECEMBER 31<br>DAM   |  |
|                          |   |  |
|                          | STREAM  |  |
| <u>Govt</u> ]            | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u><br>SWSWSW 10 23N                    | Rge County<br>25E PHILLIPS             |
| Diversion to R           | servoir: DIVERSION # 1  |  |
| Dam Height:              | 10.00 FEET  |  |
| Depth:                   | 7.00 FEET   |  |
| Surface Area:            | 3.40 ACRES  |  |
| Capacity:                | 9.52 ACRE-FEET  |  |
|                          | THE CAPACITY, DAM HEIGHT, AND NRC.  | ND SURFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 65053-00

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         |                | SWSWSW         | 10         | 23N | 25E 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.

65053-00 65054-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65054-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| Priority Date:  | FEBRUARY 28, 1950   |  |  |  |  |
| Type of Historical Right  | : USE   |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |  |
| Source Name:  | KEITH COULEE  |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |  |
| $\frac{ID}{1}$ Govt I   | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>SWSWSW 10 23N 25E PHILLIPS   |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |  |
| *Reservoir: ONS   | STREAM  |  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWSWSW 10 23N 25E PHILLIPS   |  |  |  |  |
| Diversion to R  | <b>Diversion to Reservoir:</b> DIVERSION # 1  |  |  |  |  |
| Dam Height:   | 10.00 FEET  |  |  |  |  |
| Depth:  | 7.00 FEET   |  |  |  |  |
| Surface Area:   | 3.40 ACRES  |  |  |  |  |
| Capacity:   | 9.52 ACRE-FEET  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County   |
|-----------|----------------|----------------|-----|-----|--------------|
| 1         |                | SWSWSW         | 10  | 23N | 25E 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.

65053-00 65054-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65055-0                               | 0 STATEMENT                      | OF CLAIM                              |                      |
|---------------------------|--|----------------------------------|---------------------------------------|----------------------|
|                           | Version: 1 -                               | - ORIGINAL RIGH                  | IT                                    |                      |
|                           | St   | atus: ACTIVE                     | E                                     |                      |
| Owners:                   | USA (DEPT O<br>5001 SOUTHO<br>BILLINGS, MT | GATE DR                          | EAU OF LAND MGMT)                     |                      |
| <b>Priority Date:</b>     | JULY 1, 1942                               |                                  |                                       |                      |
| Type of Historical Right  | :USE                                       |                                  |                                       |                      |
| Purpose(use):             | WILDLIFE                                   |                                  |                                       |                      |
| *Flow Rate:               | A SPECIFIC F<br>ONSTREAM R                 |                                  | NOT BEEN DECREED FOR                  | THIS USE FROM THIS   |
| Volume:                   | 15.21 AC-FT                                |                                  |                                       |                      |
| Source Name:              | UNNAMED TI                                 | RIBUTARY OF SE                   | VENMILE CREEK                         |                      |
| Source Type:              | SURFAC                                     | E WATER                          |                                       |                      |
| *Point of Diversion and I | Means of Diversi                           | on:                              |                                       |                      |
| <u>ID</u> <u>Govt l</u>   |  | <u>r Sec Sec Tw</u>              |                                       |                      |
| 1<br>Period of Diversion  | SWNE                                       |                                  |                                       |                      |
| Diversion Means:          | DAM  | O DECEMBER 31                    |                                       |                      |
| *Reservoir: ON            | STREAM                                     |                                  |                                       |                      |
| <u>Govt I</u>             | Lot Qth<br>SWNE                            | <u>r Sec Sec Tw</u><br>SW 11 231 | p <u>Rge County</u><br>N 25E PHILLIPS |                      |
| Diversion to R            | eservoir: DI∨                              | 'ERSION # 1                      |                                       |                      |
| Dam Height:               | 7  | .00 FEET                         |                                       |                      |
| Depth:                    | 4  | .00 FEET                         |                                       |                      |
| Surface Area:             |  | .50 ACRES                        |                                       |                      |
| Capacity:                 | 2  | .40 ACRE-FEET                    |                                       |                      |
|                           | THE CAPACIT<br>DNRC.                       | Y, DAM HEIGHT,                   | AND SURFACE AREA HAV                  | 'E BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 65055-00 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         |                | SWNESW         | 11         | 23N | 25E 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.

65055-00 65056-00

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

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65056-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| <b>Priority Date:</b>   | JULY 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF SEVENMILE CREEK  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |
| ID Govt 1   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESW 11 23N 25E PHILLIPS   |  |  |  |
| <b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31<br><b>Diversion Means:</b> DAM |   |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESW 11 23N 25E PHILLIPS  |  |  |  |
| Diversion to R  | Diversion to Reservoir: DIVERSION # 1   |  |  |  |
| Dam Height:   | 7.00 FEET   |  |  |  |
| Depth:<br>Surface Area:   | 4.00 FEET<br>1.50 ACRES   |  |  |  |
| Capacity:   | 2.40 ACRE-FEET  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWNESW
 11
 23N
 25E
 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.

65055-00 65056-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65057   | <b>00</b> STAT                       | EMENT O           | OF CLAIM  |  |
|---|--|--------------------------------------|-------------------|---|--|
|   | Version:   | 1 ORIGINA                            | L RIGHT           | Г   |  |
|   | 1  | Status:                              | ACTIVE            |   |  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |                                      |                   |   |  |
| <b>Priority Date:</b>                   | JUNE 14, 19  | 66                                   |                   |   |  |
| Type of Historical Right                | :USE   |                                      |                   |   |  |
| Purpose(use):                           | STOCK  |                                      |                   |   |  |
| *Flow Rate:                             | ONSTREAM   | RESERVOI                             | R. THE F          | IOT BEEN DECREED FOR THIS USE F<br>FLOW RATE IS LIMITED TO THE MINI<br>SSARY TO SUSTAIN THIS PURPOSE. |  |
| Volume:                                 | 0.79 AC-FT   |                                      |                   |   |  |
| Source Name:                            | UNNAMED  | TRIBUTARY                            | OFCK              | CREEK   |  |
| Source Type:                            | SURFA  | CE WATER                             |                   |   |  |
| *Point of Diversion and I               | Means of Diver   | rsion:                               |                   |   |  |
| <u>ID</u> <u>Govt I</u>                 |  | <u>Qtr Sec</u> <u>Sec</u><br>SENW 12 |                   |   |  |
| Period of Diversion<br>Diversion Means: |  |                                      |                   | ZJE FINLLIFJ  |  |
| *Reservoir: ON                          | STREAM   |                                      |                   |   |  |
| <u>Govt I</u>                           |  | <u>Qtr Sec</u> <u>Sec</u><br>SENW 12 | <u>Twp</u><br>23N | Rge <u>County</u><br>25E PHILLIPS   |  |
| Diversion to R                          |  | IVERSION #                           |                   |   |  |
| Dam Height:                             |  | 11.00 FEET                           |                   |   |  |
| Depth:                                  |  | 8.00 FEET                            |                   |   |  |
| Surface Area:<br>Capacity:              |  | 0.70 ACRI<br>2.24 ACRI               | -                 |   |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:
 <u>ID Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

 1
 SESENW
 12
 23N
 25E 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.

65057-00 65058-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65058-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669             |
| Priority Date:            | JUNE 14, 1966  |
| Type of Historical Right  | :USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                   |
| Volume:                   | 14.01 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF C K CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and M | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1                         | SESENW 12 23N 25E PHILLIPS<br>; JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM  |
|                           | STREAM   |
|                           |  |
| <u>Govt I</u>             | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESENW 12 23N 25E PHILLIPS |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 11.00 FEET   |
| Depth:                    | 8.00 FEET  |
| Surface Area:             | 0.70 ACRES   |
| Capacity:                 | 2.24 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                                |

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APRIL 25, 2014 40EJ 65058-00

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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 | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | SESENW         | 12         | 23N | 25E 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.

65057-00 65058-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65059-00                                  | STATEMENT C  | OF CLAIM                                 |            |
|---|--|--|--|------------|
|   | Version: 1 (                                   | ORIGINAL RIGHT                                     | Г  |            |
|   | Stat   | is: ACTIVE   |  |            |
| Owners:                                 | USA (DEPT OF<br>5001 SOUTHGA<br>BILLINGS, MT 5 | TE DR  | AU OF LAND MGMT)                         |            |
| <b>Priority Date:</b>                   | OCTOBER 11, 1                                  | 968  |  |            |
| Type of Historical Right                | :USE   |  |  |            |
| Purpose(use):                           | WILDLIFE                                       |  |  |            |
| *Flow Rate:                             | A SPECIFIC FLO<br>ONSTREAM RE                  |  | IOT BEEN DECREED FOR THIS USE F          | ROM THIS   |
| Volume:                                 | 24.21 AC-FT                                    |  |  |            |
| *Source Name:                           | UNNAMED TRI                                    | BUTARY OF C K                                      | CREEK                                    |            |
| Source Type:                            | SURFACE  | WATER  |  |            |
| *Point of Diversion and M               | Aeans of Diversion                             | :  |  |            |
| <u>ID</u> <u>Govt I</u>                 |  |  |  |            |
| 1                                       |  |  | I 25E PHILLIPS                           |            |
| Period of Diversion<br>Diversion Means: | DAM  | DECEMBER 31  |  |            |
| *Reservoir: ONS                         | STREAM   |  |  |            |
| <u>Govt I</u>                           | <u>ot Qtr S</u><br>NESW3                       | $\frac{ec}{SE} = \frac{Sec}{12} = \frac{Twp}{23N}$ | <u>Rge</u> <u>County</u><br>25E PHILLIPS |            |
| Diversion to R                          | eservoir: DIVE                                 | RSION # 1  |  |            |
| Dam Height:                             | 12.0   | 0 FEET   |  |            |
| Depth:                                  | 9.0  | 0 FEET   |  |            |
| Surface Area:                           | 2.1  | 0 ACRES  |  |            |
| Capacity:                               | 7.5  | 6 ACRE-FEET  |  |            |
|   | THE CAPACITY DNRC.                             | DAM HEIGHT, A                                      | AND SURFACE AREA HAVE BEEN ES            | FIMATED BY |

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APRIL 25, 2014 40EJ 65059-00

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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         |                | NESWSE         | 12         | 23N | 25E 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.

65059-00 65060-00

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

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65060-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>     | OCTOBER 11, 1968  |
| Type of Historical Right  | it: USE   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF C K CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and   | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>     |   |
| 1<br>Dominal of Diversion | NESWSE 12 23N 25E PHILLIPS<br>n: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:          | DAM   |
| *Reservoir: ON            | ISTREAM   |
| <u>Govt</u> ]             | LotQtr SecSecTwpRgeCountyNESWSE1223N25EPHILLIPS   |
| Diversion to R            | Reservoir: DIVERSION # 1  |
| Dam Height:               | 12.00 FEET  |
| Depth:<br>Surface Area:   | 9.00 FEET<br>2.10 ACRES   |
| Capacity:                 | 7.56 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID Acres Govt Lot Qtr Sec Twp Rge County Sec 1 NESWSE 12 23N 25E 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.

65059-00 65060-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65061-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| Priority Date:                          | JUNE 16, 1966   |
| Type of Historical Right                | : USE   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                                 | 2.21 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF SEVENMILE CREEK  |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and M               | Means of Diversion:   |
| ID Govt 1                               |   |
| 1                                       | NWNWSE 13 23N 25E PHILLIPS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   | STREAM  |
|   |   |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSE 13 23N 25E PHILLIPS |
| Diversion to R                          |   |
| Dam Height:                             | 7.00 FEET   |
| Depth:                                  | 4.00 FEET   |
| Surface Area:                           | 0.25 ACRES  |
| Capacity:                               | 0.40 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                         |

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APRIL 25, 2014 40EJ 65061-00

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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> <u>County</u> |
|----|-----------------------|----------------|------------|-----|--------------------------|
| 1  |                       | NWNWSE         | 13         | 23N | 25E 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.

65061-00 65062-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:            | 40EJ 65062-00 STATEMENT OF CLAIM  |
|--------------------------------|---|
|                                | Version: 1 ORIGINAL RIGHT   |
|                                | Status: ACTIVE  |
| Owners:                        | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>          | JUNE 16, 1966   |
| Type of Historical Right       | : USE   |
| Purpose(use):                  | STOCK   |
| *Flow Rate:                    | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                        | 0.79 AC-FT  |
| Source Name:                   | UNNAMED TRIBUTARY OF SEVENMILE CREEK  |
| Source Type:                   | SURFACE WATER   |
| *Point of Diversion and I      | Means of Diversion:   |
| $\underline{ID}$ <u>Govt I</u> |   |
| 1<br>Dominal of Dividuation    | NWNWSE 13 23N 25E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:               | DAM   |
| *Reservoir: ON                 | STREAM  |
| <u>Govt I</u>                  | <u>Aot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSE 13 23N 25E PHILLIPS  |
| Diversion to R                 | eservoir: DIVERSION # 1   |
| Dam Height:                    | 7.00 FEET   |
| Depth:                         | 4.00 FEET   |
| Surface Area:                  | 0.25 ACRES  |
| Capacity:                      | 0.40 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWNWSE
 13
 23N
 25E
 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.

65061-00 65062-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                     | 40EJ 65063         | -00 STATEM                 | IENT OF               | - CLAIM                            |      |
|---|--------------------|----------------------------|-----------------------|------------------------------------|------|
|   | Version: 1         | ORIGINAL                   | RIGHT                 |                                    |      |
|   | S                  | Status: AC                 | TIVE                  |                                    |      |
| Owners:                                 | 5001 SOUTH         |                            | BUREAU                | U OF LAND MGMT)                    |      |
| <b>Priority Date:</b>                   | JUNE 17, 19        | 66                         |                       |                                    |      |
| Type of Historical Right                | :USE               |                            |                       |                                    |      |
| Purpose(use):                           | WILDLIFE           |                            |                       |                                    |      |
| *Flow Rate:                             |                    | FLOW RATE H<br>RESERVOIR.  | HAS NOT               | T BEEN DECREED FOR THIS USE FROM T | HIS  |
| Volume:                                 | 8.96 AC-FT         |                            |                       |                                    |      |
| Source Name:                            | UNNAMED            | TRIBUTARY O                | F SEVEN               | NMILE CREEK                        |      |
| Source Type:                            | SURFA              | CE WATER                   |                       |                                    |      |
| *Point of Diversion and I               | Means of Diver     | sion:                      |                       |                                    |      |
| <u>ID</u> <u>Govt l</u>                 |                    | <u> Qtr Sec</u> <u>Sec</u> |                       | Rge County                         |      |
| 1                                       | -                  | SWSE 14                    | -                     | 25E PHILLIPS                       |      |
| Period of Diversion<br>Diversion Means: | DAM                |                            | K 31                  |                                    |      |
| *Reservoir: ON                          | STREAM             |                            |                       |                                    |      |
| <u>Govt I</u>                           | Lot C<br>SES       | <u>Otr Sec</u><br>SWSE 14  | <u>Twp</u> 1<br>23N 2 | Rge County<br>25E PHILLIPS         |      |
| Diversion to R                          | eservoir: D        | IVERSION # 1               |                       |                                    |      |
| Dam Height:                             |                    | 8.00 FEET                  |                       |                                    |      |
| Depth:                                  |                    | 5.00 FEET                  |                       |                                    |      |
| Surface Area:                           |                    | 0.15 ACRES                 |                       |                                    |      |
| Capacity:                               |                    | 0.30 ACRE-F                | EET                   |                                    |      |
|   | THE CAPAC<br>DNRC. | ITY, DAM HEIC              | GHT, AND              | ID SURFACE AREA HAVE BEEN ESTIMATE | D BY |

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APRIL 25, 2014 40EJ 65063-00

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> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|----------------|----------------|-----|-----|--------------------------|
| 1         |                | SESWSE         | 14  | 23N | 25E 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.

65063-00 65064-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 6506                         | 6 <b>4-00</b> S         | STATEM           | IENT OI           | F CLA             | IM  |
|---------------------------|-----------------------------------|-------------------------|------------------|-------------------|-------------------|---|
|                           | Version:                          | 1 ORI                   | GINAL I          | RIGHT             |                   |   |
|                           |                                   | Status:                 | AC               | TIVE              |                   |   |
| Owners:                   | USA (DEP<br>5001 SOU<br>BILLINGS, | FHGATE                  | DR               | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>     | JUNE 17, 1                        | 966                     |                  |                   |                   |   |
| Type of Historical Right  | :USE                              |                         |                  |                   |                   |   |
| Purpose(use):             | STOCK                             |                         |                  |                   |                   |   |
| *Flow Rate:               | ONSTREA                           | M RESER                 | RVOIR.           | THE FI            | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-F1                        | Г                       |                  |                   |                   |   |
| Source Name:              | UNNAMED                           |                         | FARY O           | F SEVE            | NMIL              | E CREEK   |
| Source Type:              | SURF                              | ACE WA                  | TER              |                   |                   |   |
| *Point of Diversion and I | Means of Div                      | ersion:                 |                  |                   |                   |   |
| $\frac{ID}{1}$ Govt 1     |                                   | <u>Qtr Sec</u>          | Sec              | Twp               |                   | County  |
| 1<br>Period of Diversion  | -                                 |                         | 14<br>СЕМВЕ      | 23N               | 25E               | PHILLIPS  |
| Diversion Means:          | DAM                               | TIODE                   |                  |                   |                   |   |
| * <b>Reservoir:</b> ON    | STREAM                            |                         |                  |                   |                   |   |
| <u>Govt I</u>             |                                   | <u>Qtr Sec</u><br>ESWSE | <u>Sec</u><br>14 | <u>Twp</u><br>23N | <u>Rge</u><br>25E | <u>County</u><br>PHILLIPS   |
| Diversion to R            | eservoir:                         | DIVERSI                 |                  |                   |                   |   |
| Dam Height:               |                                   | 8.00                    |                  |                   |                   |   |
| Depth:<br>Surface Area:   |                                   | 5.00                    | FEET<br>ACRES    |                   |                   |   |
| Capacity:                 |                                   |                         | ACRES            | EET               |                   |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SESWSE
 14
 23N
 25E
 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.

65063-00 65064-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:        | 40EJ 6506                             | 5-00 ST                 | ATEME            | ENT OF            | CLA               | IM  |
|----------------------------|---------------------------------------|-------------------------|------------------|-------------------|-------------------|---|
|                            | Version:                              | 1 ORIG                  | INAL R           | IGHT              |                   |   |
|                            |                                       | Status:                 | ACT              | IVE               |                   |   |
| Owners:                    | USA (DEPT<br>5001 SOUT<br>BILLINGS, I | HGATE D                 | R                | UREAU             | J OF              | LAND MGMT)  |
| Priority Date:             | MARCH 2, 2                            | 967                     |                  |                   |                   |   |
| Type of Historical Right   | : FILED                               |                         |                  |                   |                   |   |
| Purpose(use):              | STOCK                                 |                         |                  |                   |                   |   |
| *Flow Rate:                | ONSTREAM                              | I RESER                 | VOIR.            | THE FL            | OW F              | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                    | 0.79 AC-FT                            |                         |                  |                   |                   |   |
| *Source Name:              | SEVENMILI                             | E CREEK                 |                  |                   |                   |   |
| Source Type:               | SURF                                  | ACE WAT                 | ER               |                   |                   |   |
| *Point of Diversion and M  | Aeans of Dive                         | rsion:                  |                  |                   |                   |   |
| $\frac{ID}{1}$ Govt I      |                                       | Qtr Sec                 |                  |                   |                   | County  |
| 1<br>Period of Diversion   |                                       | SESW                    |                  | 23N               | 25E               | PHILLIPS  |
| Diversion Means:           | DAM                                   | TODLU                   |                  | 1.51              |                   |   |
| *Reservoir: ONS            | STREAM                                |                         |                  |                   |                   |   |
| <u>Govt I</u>              | <u>Lot</u><br>NW                      | <u>Qtr Sec</u><br>'SESW | <u>Sec</u><br>14 | <u>Twp</u><br>23N | <u>Rge</u><br>25E | County<br>PHILLIPS  |
| Diversion to Re            | eservoir: [                           | DIVERSIC                | N # 1            |                   |                   |   |
| Dam Height:                |                                       | 8.00 FI                 |                  |                   |                   |   |
| Depth:                     |                                       | 5.00 FI                 |                  |                   |                   |   |
| Surface Area:<br>Capacity: |                                       | 2.30 A                  |                  | ==T               |                   |   |
| Capacity.                  |                                       | 4.00 A                  |                  | I                 |                   |   |

THE RESERVOIR EXTENDS INTO THE SWNESW SEC 14 TWP 23N RGE 25E PHILLIPS COUNTY. THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | <u>Acres</u> Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <u>Rge</u> <u>County</u> |
|-----------|-----------------------|----------------|-----|-----|--------------------------|
| 1         |                       | SWNESW         | 14  | 23N | 25E PHILLIPS             |
| 2         |                       | NWSESW         | 14  | 23N | 25E 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.

65065-00 65066-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65066-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| Priority Date:            | MARCH 2, 1967   |
| Type of Historical Right  | : FILED   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                   | 9.21 AC-FT  |
| *Source Name:             | SEVENMILE CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Means of Diversion:   |
| <u>ID</u> <u>Govt l</u>   |   |
| 1                         | NWSESW 14 23N 25E PHILLIPS<br>I: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM   |
|                           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSESW 14 23N 25E PHILLIPS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 8.00 FEET   |
| Depth:                    | 5.00 FEET   |
| Surface Area:             | 2.30 ACRES  |
| Capacity:                 | 4.60 ACRE-FEET  |
|                           | THE RESERVOIR EXTENDS INTO THE SWNESW SEC 14 TWP 23N RGE 25E PHILLIPS COUNTY.                   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use:

JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County   |
|-----------|----------------|----------------|-----|-----|--------------|
| 1         |                | SWNESW         | 14  | 23N | 25E PHILLIPS |
| 2         |                | NWSESW         | 14  | 23N | 25E 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.

65065-00 65066-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:       | 40EJ 65067-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669            |
| <b>Priority Date:</b>     | FEBRUARY 28, 1960   |
| Type of Historical Right  | USE   |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                  |
| Volume:                   | 6.21 AC-FT  |
| *Source Name:             | UNNAMED TRIBUTARY OF ROCK CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Aeans of Diversion:   |
| <u>ID</u> <u>Govt l</u>   |   |
| 1                         | SWNESE 17 23N 25E PHILLIPS  |
| Diversion Means:          | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             | <u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESE 17 23N 25E PHILLIPS |
| Diversion to R            | eservoir: DIVERSION # 1   |
| Dam Height:               | 8.00 FEET   |
| Depth:                    | 5.00 FEET   |
| Surface Area:             | 0.20 ACRES  |
| Capacity:                 | 0.40 ACRE-FEET  |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                               |

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APRIL 25, 2014 40EJ 65067-00

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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         |                | SWNESE         | 17         | 23N | 25E 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.

65067-00 65068-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:   | 40EJ 65068-00 STATEMENT OF CLAIM  |  |  |  |
|---|---|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |
|   | Status: ACTIVE  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| <b>Priority Date:</b>   | FEBRUARY 28, 1960   |  |  |  |
| Type of Historical Right  | : USE   |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |
| *Source Name:   | UNNAMED TRIBUTARY OF ROCK CREEK   |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |
| <u>ID</u> <u>Govt I</u>   | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>SWNESE 17 23N 25E PHILLIPS   |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SWNESE 17 23N 25E PHILLIPS   |  |  |  |
| Diversion to R  |   |  |  |  |
| Dam Height:   | 8.00 FEET<br>5.00 FEET  |  |  |  |
| Depth:<br>Surface Area:   | 0.20 ACRES  |  |  |  |
| Capacity:   | 0.40 ACRE-FEET  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWNESE
 17
 23N
 25E
 PHILLIPS

#### **Remarks:**

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65067-00 65068-00

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:                     | 40EJ 6506                          | 9 <b>-00</b> S         | STATEM           | IENT O            | F CLA             | IM                                |
|---|------------------------------------|------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                           | 1 ORI                  | GINAL            | RIGHT             |                   |                                   |
|   |                                    | Status:                | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEP<br>5001 SOUT<br>BILLINGS, | <b>FHGATE</b>          | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | APRIL 25,                          | 1955                   |                  |                   |                   |                                   |
| Type of Historical Right                | t: USE                             |                        |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                           |                        |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFI                          |                        |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 3.21 AC-FT                         | -                      |                  |                   |                   |                                   |
| Source Name:                            | UNNAMED                            |                        | TARY O           | F ROCI            | K CRE             | EK                                |
| Source Type:                            | SURF                               | ACE WA                 | ATER             |                   |                   |                                   |
| *Point of Diversion and                 | Means of Div                       | ersion:                |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt</u>                   |                                    | <u>Qtr Sec</u>         |                  | Twp               |                   | County                            |
|   |                                    | NWNW                   | 19               | 23N               | 25E               | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM                                | 1 TO DE                | CEMBE            | :R 31             |                   |                                   |
|   |                                    |                        |                  |                   |                   |                                   |
| *Reservoir: ON                          | STREAM                             |                        |                  |                   |                   |                                   |
| <u>Govt</u> ]                           | <u>Lot</u><br>NE                   | <u>Qtr Sec</u><br>NWNW | <u>Sec</u><br>19 | <u>Twp</u><br>23N | <u>Rge</u><br>25E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir:                          | DIVERS                 | ION # 1          |                   |                   |                                   |
| Dam Height:                             |                                    | 8.00                   | FEET             |                   |                   |                                   |
| Depth:                                  |                                    | 5.00                   | FEET             |                   |                   |                                   |
| Surface Area:                           |                                    |                        | ACRES            |                   |                   |                                   |
| Capacity:                               |                                    | 1.80                   | ACRE-F           | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.                  | CITY, DA               | AM HEIC          | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014 40EJ 65069-00

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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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NENWNW         | 19         | 23N | 25E 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.

65069-00 65070-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65070-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>     | APRIL 25, 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:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ROCK CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and I | Ieans of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1                         | NENWNW 19 23N 25E PHILLIPS  |
| Diversion Means:          | : JANUARY 1 TO DECEMBER 31<br>DAM   |
| *Reservoir: ON            | STREAM  |
| <u>Govt I</u>             |   |
| Diversion to R            | servoir: DIVERSION # 1  |
| Dam Height:               | 8.00 FEET   |
| Depth:                    | 5.00 FEET   |
| Surface Area:             | 0.90 ACRES  |
| Capacity:                 | 1.80 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NENWNW
 19
 23N
 25E
 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.

65069-00 65070-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65071-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| <b>Priority Date:</b>     | APRIL 8, 1968   |
| Type of Historical Right  | t: USE  |
| Purpose(use):             | FLOOD CONTROL   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                   | 112.00 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ROCK CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Donied of Dimension  | NWNESE 20 23N 25E PHILLIPS<br>n: JANUARY 1 TO DECEMBER 31                                       |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNESE 20 23N 25E PHILLIPS |
| Diversion to R            | Reservoir: DIVERSION # 1  |
| Dam Height:               | 10.00 FEET  |
| Depth:                    | 7.00 FEET   |
| Surface Area:             |   |
| Capacity:                 | 11.76 ACRE-FEET   |
|                           | THE RESERVOIR EXTENDS INTO THE W2SENE SEC 20 TWP 23N RGE 25E PHILLIPS COUNTY.                   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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         |                | W2SENE         | 20         | 23N | 25E PHILLIPS |
| 2         |                | NWNESE         | 20         | 23N | 25E 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.

65071-00 65072-00 65073-00

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

THIS CLAIMED PURPOSE IS QUESTIONED AS A BENEFICIAL USE OF WATER EXISTING PRIOR TO JULY 1, 1973.

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:           | 40EJ 65072-00 STATEMENT OF CLAIM  |  |  |  |  |  |
|-------------------------------|---|--|--|--|--|--|
|                               | Version: 1 ORIGINAL RIGHT   |  |  |  |  |  |
|                               | Status: ACTIVE  |  |  |  |  |  |
| Owners:                       | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |  |  |  |  |  |
| Priority Date:                | APRIL 8, 1968   |  |  |  |  |  |
| Type of Historical Right: USE |   |  |  |  |  |  |
| Purpose(use):                 | WILDLIFE  |  |  |  |  |  |
| *Flow Rate:                   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |  |  |  |  |  |
| Volume:                       | 41.21 AC-FT   |  |  |  |  |  |
| Source Name:                  | UNNAMED TRIBUTARY OF ROCK CREEK   |  |  |  |  |  |
| Source Type:                  | SURFACE WATER   |  |  |  |  |  |
| *Point of Diversion and M     | Means of Diversion:   |  |  |  |  |  |
| $\frac{ID}{1}$ Govt I         | Lot <u>Qtr Sec Sec Twp Rge County</u><br>NWNESE 20 23N 25E PHILLIPS                             |  |  |  |  |  |
| •                             | INVINESE 20 23N 25E PHILLIPS  |  |  |  |  |  |
| Diversion Means: DAM          |   |  |  |  |  |  |
| *Reservoir: ONS               | STREAM  |  |  |  |  |  |
| <u>Govt I</u>                 | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNESE 20 23N 25E PHILLIPS |  |  |  |  |  |
| Diversion to R                | eservoir: DIVERSION # 1   |  |  |  |  |  |
| Dam Height:                   | 10.00 FEET  |  |  |  |  |  |
| Depth:                        | 7.00 FEET   |  |  |  |  |  |
| Surface Area:                 | 4.20 ACRES  |  |  |  |  |  |
| Capacity:                     | 11.76 ACRE-FEET   |  |  |  |  |  |
|                               | THE RESERVOIR EXTENDS INTO THE W2SENE SEC 20 TWP 23N RGE 25E PHILLIPS COUNTY.                   |  |  |  |  |  |

THE CAPACITY, DAM HEIGHT, 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 | Rge County   |
|----|----------------|----------------|------------|-----|--------------|
| 1  |                | W2SENE         | 20         | 23N | 25E PHILLIPS |
| 2  |                | NWNESE         | 20         | 23N | 25E 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.

65071-00 65072-00 65073-00

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

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65073-00 STATEMENT OF CLAIM<br>Version: 1 ORIGINAL RIGHT<br>Status: ACTIVE   |  |  |  |  |
|---|---|--|--|--|--|
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| Priority Date:  | APRIL 8, 1968   |  |  |  |  |
| Type of Historical Right  | : USE   |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF ROCK CREEK   |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and Means of Diversion:<br><u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>1 NWNESE 20 23N 25E PHILLIPS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM<br>*Reservoir: ONSTREAM |   |  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNESE 20 23N 25E PHILLIPS   |  |  |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:   | eservoir: DIVERSION # 1<br>10.00 FEET<br>7.00 FEET<br>4.20 ACRES<br>11.76 ACRE-FEET   |  |  |  |  |

THE RESERVOIR EXTENDS INTO THE W2SENE SEC 20 TWP 23N RGE 25E PHILLIPS COUNTY. THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | W2SENE         | 20         | 23N | 25E PHILLIPS             |
| 2         |                       | NWNESE         | 20         | 23N | 25E 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.

65071-00 65072-00 65073-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65074   | <b>1-00</b> S⊺         | ГАТЕМ            | ENT OI            | = CLA             | IM                                |
|---|--|------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:   | 1 ORIG                 | SINAL F          | RIGHT             |                   |                                   |
|   |  | Status:                | AC               | TIVE              |                   |                                   |
| Owners:   | USA (DEPT<br>5001 SOUT<br>BILLINGS, M  | HGATE D                | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>   | JUNE 25, 19  | 964                    |                  |                   |                   |                                   |
| Type of Historical Right  | :USE   |                        |                  |                   |                   |                                   |
| Purpose(use):   | WILDLIFE   |                        |                  |                   |                   |                                   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. |                        |                  |                   |                   |                                   |
| Volume:   | 2.21 AC-FT   |                        |                  |                   |                   |                                   |
| Source Name:  | UNNAMED  | TRIBUT                 | ARY OI           | F ROCł            | < CRE             | EK                                |
| Source Type:  | SURF   | ACE WAT                | ΓER              |                   |                   |                                   |
| *Point of Diversion and I   | Means of Dive  | rsion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt l</u>   |  | Qtr Sec                | <u>Sec</u>       | Twp               |                   | County                            |
| 1   | _  |                        | 21               | 23N               | 25E               | PHILLIPS                          |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |  |                        |                  |                   |                   |                                   |
| *Reservoir: ON  | STREAM   |                        |                  |                   |                   |                                   |
| <u>Govt I</u>   |  | <u>Qtr Sec</u><br>NESW | <u>Sec</u><br>21 | <u>Twp</u><br>23N | <u>Rge</u><br>25E | <u>County</u><br>PHILLIPS         |
| Diversion to R  | eservoir: [  | DIVERSIC               | ON # 1           |                   |                   |                                   |
| Dam Height:   |  | 8.00 F                 | EET              |                   |                   |                                   |
| Depth:  |  | 5.00 F                 | EET              |                   |                   |                                   |
| Surface Area:   |  | 0.10 A                 |                  |                   |                   |                                   |
| Capacity:   |  | 0.20 A                 | CRE-F            | EET               |                   |                                   |
|   | THE CAPAC<br>DNRC.   | CITY, DAI              | M HEIG           | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 65074-00

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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         |                | SENESW         | 21         | 23N | 25E 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.

65074-00 65075-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65075-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:            | JUNE 25, 1964   |
| Type of Historical Right  | USE   |
| Purpose(use):             | STOCK   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                   | 0.79 AC-FT  |
| Source Name:              | UNNAMED TRIBUTARY OF ROCK CREEK   |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Jeans of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1<br>Portion of Divorcion | SENESW 21 23N 25E PHILLIPS<br>: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:          | DAM   |
| *Reservoir: ONS           | STREAM  |
| <u>Govt I</u>             | ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENESW 21 23N 25E PHILLIPS  |
| Diversion to R            |   |
| Dam Height:               | 8.00 FEET   |
| Depth:<br>Surface Area:   | 5.00 FEET<br>0.10 ACRES   |
| Capacity:                 | 0.20 ACRE-FEET  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SENESW
 21
 23N
 25E
 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.

65074-00 65075-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:   | 40EJ 65076-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|---|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| <b>Priority Date:</b>   | FEBRUARY 13, 1962   |  |  |  |  |
| Type of Historical Right  | : FILED   |  |  |  |  |
| Purpose(use):   | STOCK   |  |  |  |  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:   | 0.79 AC-FT  |  |  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF ROCK CREEK   |  |  |  |  |
| Source Type:  | SURFACE WATER   |  |  |  |  |
| *Point of Diversion and I   | Means of Diversion:   |  |  |  |  |
| $\frac{ID}{1} \qquad \frac{Govt}{1}$  | Lot <u>Qtr Sec Sec Twp Rge County</u><br>SENWNW 21 23N 25E PHILLIPS   |  |  |  |  |
| <b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31<br><b>Diversion Means:</b> DAM |   |  |  |  |  |
| *Reservoir: ON  | STREAM  |  |  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SENWNW 21 23N 25E PHILLIPS   |  |  |  |  |
| Diversion to R  | eservoir: DIVERSION # 1   |  |  |  |  |
| Dam Height:   | 8.00 FEET   |  |  |  |  |
| Depth:  | 5.00 FEET   |  |  |  |  |
| Surface Area:<br>Capacity:  | 0.30 ACRES<br>0.60 ACRE-FEET  |  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SENWNW
 21
 23N
 25E
 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.

65076-00 65077-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 6507                         | 77-00                   | STATEN           | IENT O            | F CLA             | IM                                |
|---|-----------------------------------|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|   | Version:                          | 1 OR                    | IGINAL           | RIGHT             |                   |                                   |
|   |                                   | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                                 | USA (DEP<br>5001 SOU<br>BILLINGS, | THGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>                   | FEBRUAR                           | Y 13, 19                | 62               |                   |                   |                                   |
| Type of Historical Right                | : FILED                           |                         |                  |                   |                   |                                   |
| Purpose(use):                           | WILDLIFE                          |                         |                  |                   |                   |                                   |
| *Flow Rate:                             | A SPECIFI<br>ONSTREA              |                         |                  | HAS NO            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                                 | 3.21 AC-F                         | Г                       |                  |                   |                   |                                   |
| Source Name:                            | UNNAME                            | ) TRIBU                 | TARY C           | F ROC             | K CRE             | EK                                |
| Source Type:                            | SUR                               | FACE W                  | ATER             |                   |                   |                                   |
| *Point of Diversion and                 | Means of Div                      | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt</u>                   |                                   | <u>Qtr Sec</u>          |                  | <u>Twp</u>        |                   | County                            |
|   | _                                 |                         |                  | 23N               | 25E               | PHILLIPS                          |
| Period of Diversion<br>Diversion Means: | DAM                               | TIODE                   |                  | 51                |                   |                                   |
|   | STREAM                            |                         |                  |                   |                   |                                   |
|   | -                                 | Otra Cara               | C                | <b>T</b>          | D                 | Commuter.                         |
| <u>Govt</u> ]                           |                                   | <u>Qtr Sec</u><br>ENWNW | <u>Sec</u><br>21 | <u>Twp</u><br>23N | <u>kge</u><br>25E | <u>County</u><br>PHILLIPS         |
| Diversion to R                          | eservoir:                         | DIVERS                  | ION # 1          |                   |                   |                                   |
| Dam Height:                             |                                   | 8.00                    | FEET             |                   |                   |                                   |
| Depth:                                  |                                   | 5.00                    | FEET             |                   |                   |                                   |
| Surface Area:                           |                                   | 0.30                    | ACRES            |                   |                   |                                   |
| Capacity:                               |                                   | 0.60                    | ACRE-F           | EET               |                   |                                   |
|   | THE CAPA<br>DNRC.                 | CITY, D                 | AM HEI           | GHT, Al           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 65077-00

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         |                | SENWNW         | 21         | 23N | 25E 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.

65076-00 65077-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:      | 40EJ 6507                           | 8-00                   | STATEM           | IENT O            | F CLA             | IM                                 |
|--------------------------|-------------------------------------|------------------------|------------------|-------------------|-------------------|------------------------------------|
|                          | Version:                            | 1 OR                   | IGINAL           | RIGHT             |                   |                                    |
|                          |                                     | Status:                | AC               | TIVE              |                   |                                    |
| Owners:                  | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                         |
| Priority Date:           | MARCH 15, 1968                      |                        |                  |                   |                   |                                    |
| Type of Historical Right | :USE                                |                        |                  |                   |                   |                                    |
| Purpose(use):            | WILDLIFE                            |                        |                  |                   |                   |                                    |
| *Flow Rate:              | A SPECIFIC                          |                        |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                  | 79.41 AC-F                          | Т                      |                  |                   |                   |                                    |
| *Source Name:            | UNNAMED                             | TRIBU                  | TARY O           | FSEVE             | INMIL             | E CREEK                            |
| Source Type:             | SURF                                | ACE W                  | ATER             |                   |                   |                                    |
| Point of Diversion and M | Means of Dive                       | ersion:                |                  |                   |                   |                                    |
| <u>ID</u> <u>Govt I</u>  |                                     | Qtr Sec                |                  | Twp               |                   | County                             |
| 1<br>Period of Diversion |                                     | SWSW                   | 25<br>           | 23N               | 25E               | PHILLIPS                           |
| Diversion Means:         | DAM                                 | 110 01                 |                  |                   |                   |                                    |
| Reservoir: ONS           | STREAM                              | Reservo                | oir Name         | : GULI            |                   | 3                                  |
| <u>Govt I</u>            | <u>_ot</u>                          | <u>Qtr Sec</u><br>SWSW | <u>Sec</u><br>25 | <u>Twp</u><br>23N | <u>Rge</u><br>25E | <u>County</u><br>PHILLIPS          |
| Diversion to R           | eservoir:                           | DIVERS                 | ION # 1          |                   |                   |                                    |
| Dam Height:              |                                     | 11.00                  |                  |                   |                   |                                    |
| Depth:                   |                                     | 8.00                   | FEET             |                   |                   |                                    |
| Surface Area:            |                                     |                        | ACRES            |                   |                   |                                    |
| Capacity:                |                                     | 31.04                  | ACRE-F           | EET               |                   |                                    |
|                          | THE CAPA<br>DNRC.                   | CITY, D                | AM HEIC          | GHT, AN           | ND SU             | IRFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 65078-00

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 | Rge County   |
|-----------|----------------|----------------|------------|-----|--------------|
| 1         |                | SWSW           | 25         | 23N | 25E 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.

65078-00 65079-00 65080-00

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

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING 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:  | 40EJ 650<br>Version:             | 1 ORI                                    | GINAL                 | IENT O<br>RIGHT<br>CTIVE | F CLA             | IM  |
|--|----------------------------------|--|-----------------------|--------------------------|-------------------|---|
| Owners:  | USA (DEF<br>5001 SOL<br>BILLINGS | JTHGATE                                  | ERIOR<br>DR           |                          | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>  | MARCH 1                          | 5, 1968                                  |                       |                          |                   |   |
| Type of Historical Right   | t: USE                           |  |                       |                          |                   |   |
| Purpose(use):  | STOCK                            |  |                       |                          |                   |   |
| *Flow Rate:  | ONSTRE/                          | AM RESE                                  | RVOIR.                | THE F                    | LOW               | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:  | 0.79 AC-F                        | T  |                       |                          |                   |   |
| *Source Name:  | UNNAME                           | D TRIBU                                  | TARY C                | F SEVE                   | ENMIL             | E CREEK   |
| Source Type:   | SUR                              | FACE WA                                  | TER                   |                          |                   |   |
| ID       Govt Lot       Qtr Sec       Sec       Twp       Rge       County         1       SWSW       25       23N       25E       PHILLIPS         Period of Diversion: JANUARY 1 TO DECEMBER 31         Diversion Means: DAM |                                  |  |                       |                          |                   |   |
| Reservoir: ON  | STREAM                           | Reservo                                  | ir Name               | : GULI                   |                   | 3   |
| <u>Govt</u> ]  | <u>Lot</u>                       | <u>Qtr Sec</u><br>SWSW                   | <u>Sec</u><br>25      | <u>Twp</u><br>23N        | <u>Rge</u><br>25E | <u>County</u><br>PHILLIPS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:  | eservoir:                        | DIVERS<br>11.00<br>8.00<br>9.70<br>31.04 | FEET<br>FEET<br>ACRES |                          |                   |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWSW
 25
 23N
 25E
 PHILLIPS

#### **Remarks:**

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65078-00 65079-00 65080-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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:      | 40EJ 65080                             | <b>-00</b> S           | TATEM            | ENT O             | F CLA             | IM                                |
|--------------------------|--|------------------------|------------------|-------------------|-------------------|-----------------------------------|
|                          | Version:                               | 1 ORI(                 | GINAL F          | RIGHT             |                   |                                   |
|                          |  | Status:                | AC               | TIVE              |                   |                                   |
| Owners:                  | USA (DEPT<br>5001 SOUTH<br>BILLINGS, M | IGATE                  | DR               | BUREA             | U OF              | LAND MGMT)                        |
| Priority Date:           | MARCH 15,                              | 1968                   |                  |                   |                   |                                   |
| Type of Historical Right | :USE                                   |                        |                  |                   |                   |                                   |
| Purpose(use):            | FLOOD COM                              | NTROL                  |                  |                   |                   |                                   |
| *Flow Rate:              | A SPECIFIC<br>ONSTREAM                 |                        |                  | IAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                  | 222.30 AC-F                            | T                      |                  |                   |                   |                                   |
| *Source Name:            | UNNAMED                                | TRIBUT                 | ARY O            | F SEVE            | INMIL             | E CREEK                           |
| Source Type:             | SURFA                                  | ACE WA                 | TER              |                   |                   |                                   |
| Point of Diversion and M | Means of Dive                          | rsion:                 |                  |                   |                   |                                   |
| $\frac{ID}{1}$ Govt I    |  | <u>Qtr Sec</u><br>SWSW | Sec              | <u>Twp</u><br>23N |                   | County                            |
| Period of Diversion      |  |                        | 25<br>CEMBE      |                   | 29E               | PHILLIPS                          |
| Diversion Means:         | DAM                                    | TODE                   | OLMDL            |                   |                   |                                   |
| Reservoir: ONS           | STREAM                                 | Reservoi               | r Name           | : GULL            | WING              | 3                                 |
| <u>Govt I</u>            | Lot (                                  | Qtr Sec<br>SWSW        | <u>Sec</u><br>25 | <u>Twp</u><br>23N | <u>Rge</u><br>25E | <u>County</u><br>PHILLIPS         |
| Diversion to R           | eservoir: D                            | VERSI                  | ON # 1           |                   |                   |                                   |
| Dam Height:              |  | 11.00 F                | EET              |                   |                   |                                   |
| Depth:                   |  | 8.00 F                 | FEET             |                   |                   |                                   |
| Surface Area:            |  | 9.70 A                 |                  |                   |                   |                                   |
| Capacity:                |  | 31.04 A                | ACRE-F           | EET               |                   |                                   |
|                          | THE CAPAC<br>DNRC.                     | CITY, DA               | M HEIG           | GHT, AN           | ID SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 65080-00

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         |                | SWSW           | 25         | 23N | 25E 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.

65078-00 65079-00 65080-00

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

THIS CLAIMED PURPOSE IS QUESTIONED AS A BENEFICIAL USE OF WATER EXISTING PRIOR TO JULY 1, 1973.

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:  | 40EJ 65081-00 STATEMENT OF CLAIM  |  |  |  |  |
|--|---|--|--|--|--|
|  | Version: 1 ORIGINAL RIGHT   |  |  |  |  |
|  | Status: ACTIVE  |  |  |  |  |
| Owners:  | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| <b>Priority Date:</b>  | MAY 13, 1955  |  |  |  |  |
| Type of Historical Right   | : USE   |  |  |  |  |
| Purpose(use):  | STOCK   |  |  |  |  |
| *Flow Rate:  | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| Volume:  | 0.79 AC-FT  |  |  |  |  |
| *Source Name: UNNAMED TRIBUTARY OF SEVENMILE CREEK                 |   |  |  |  |  |
| Source Type: SURFACE WATER   |   |  |  |  |  |
| *Point of Diversion and I  | Means of Diversion:   |  |  |  |  |
| $\frac{\mathbf{ID}}{1}$ Govt                                       | Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u><br>N2NWSW 26 23N 25E PHILLIPS  |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM |   |  |  |  |  |
| *Reservoir: ON   | STREAM  |  |  |  |  |
| <u>Govt I</u>  | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>N2NWSW 26 23N 25E PHILLIPS   |  |  |  |  |
| Diversion to R   | eservoir: DIVERSION # 1   |  |  |  |  |
| Dam Height:  | 13.00 FEET  |  |  |  |  |
| Depth:   | 10.00 FEET  |  |  |  |  |
| Surface Area:<br>Capacity:   | 2.10 ACRES<br>8.40 ACRE-FEET  |  |  |  |  |
| Capacity.  | 0.40 AOREFEET   |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | N2NWSW         | 26         | 23N | 25E 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.

65081-00 65082-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65082-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| <b>Priority Date:</b>   | MAY 13, 1955  |
| Type of Historical Right  | t: USE  |
| Purpose(use):   | WILDLIFE  |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.  |
| Volume:   | 4.71 AC-FT  |
| *Source Name:   | UNNAMED TRIBUTARY OF SEVENMILE CREEK  |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and I   | Means of Diversion:   |
| ID Govt 1   |   |
| 1   | N2NWSW 26 23N 25E PHILLIPS  |
| Period of Diversion<br>Diversion Means:                               | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
|   | STREAM  |
| <u>Govt I</u>   | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>N2NWSW 26 23N 25E PHILLIPS   |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity: | teservoir: DIVERSION # 1<br>13.00 FEET<br>10.00 FEET<br>2.10 ACRES<br>8.40 ACRE-FEET<br>THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY |
|   | DNRC.   |

APRIL 25, 2014 40EJ 65082-00

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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 | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | N2NWSW         | 26         | 23N | 25E 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.

65081-00 65082-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 6508   | <b>3-00</b> S           | STATEM           |                   | F CLA             | IM  |
|---|---|-------------------------|------------------|-------------------|-------------------|---|
|   | Version:  | 1 ORI                   | GINAL I          | RIGHT             |                   |   |
|   |   | Status:                 | AC               | TIVE              |                   |   |
| Owners:                                 | USA (DEP <sup>-</sup><br>5001 SOU <sup>-</sup><br>BILLINGS, | THGATE                  | DR               | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>                   | MAY 4, 19   | 55                      |                  |                   |                   |   |
| Type of Historical Right                | :USE  |                         |                  |                   |                   |   |
| Purpose(use):                           | STOCK   |                         |                  |                   |                   |   |
| *Flow Rate:                             | ONSTREA   | M RESE                  | RVOIR.           | THE F             | LOW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                                 | 0.79 AC-F   | Г                       |                  |                   |                   |   |
| Source Name:                            | UNNAMED   |                         | TARY O           | F ROCI            | < CRE             | EK  |
| Source Type:                            | SURF  | ACE WA                  | TER              |                   |                   |   |
| *Point of Diversion and I               | Means of Div  | ersion:                 |                  |                   |                   |   |
| ID Govt 1                               | SV  | <u>Qtr Sec</u><br>VSESW | <u>Sec</u><br>27 | <u>Twp</u><br>23N |                   | <u>County</u><br>PHILLIPS   |
| Period of Diversion<br>Diversion Means: | : JANUARY<br>DAM  | 1 TO DE                 | CEMBE            | R 31              |                   |   |
| *Reservoir: ON                          | STREAM  |                         |                  |                   |                   |   |
| <u>Govt I</u>                           | Lot<br>SV   | <u>Qtr Sec</u><br>VSESW | <u>Sec</u><br>27 | <u>Twp</u><br>23N | <u>Rge</u><br>25E | <u>County</u><br>PHILLIPS   |
| Diversion to R                          | eservoir:   | DIVERS                  | ON # 1           |                   |                   |   |
| Dam Height:                             |   | 8.00                    |                  |                   |                   |   |
| Depth:                                  |   | 5.00                    |                  |                   |                   |   |
| Surface Area:<br>Capacity:              |   |                         | ACRES<br>ACRE-F  | EET               |                   |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SWSESW
 27
 23N
 25E
 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.

65083-00 65084-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 65084-00                                     | STATEMENT C   | OF CLAIM                                 |              |
|---|---|---|--|--------------|
|   | Version: 1 C                                      | RIGINAL RIGHT   | г  |              |
|   | Statu   | s: ACTIVE   |  |              |
| Owners:                                 | USA (DEPT OF I<br>5001 SOUTHGA<br>BILLINGS, MT 59 | ΓE DR   | AU OF LAND MGMT)                         |              |
| Priority Date:                          | MAY 4, 1955                                       |   |  |              |
| Type of Historical Right                | :USE  |   |  |              |
| Purpose(use):                           | WILDLIFE  |   |  |              |
| *Flow Rate:                             | A SPECIFIC FLC<br>ONSTREAM RES                    |   | OT BEEN DECREED FOR THIS U               | SE FROM THIS |
| Volume:                                 | 1.21 AC-FT  |   |  |              |
| Source Name:                            | UNNAMED TRIE                                      | BUTARY OF ROC   | CK CREEK                                 |              |
| Source Type:                            | SURFACE   | WATER   |  |              |
| *Point of Diversion and M               | Means of Diversion                                | :   |  |              |
| ID Govt 1                               |   |   |  |              |
| 1                                       | SWSES   | -   | 25E PHILLIPS                             |              |
| Period of Diversion<br>Diversion Means: | DAM   | DECEMBER 31   |  |              |
|   |   |   |  |              |
|   | STREAM  |   |  |              |
| <u>Govt I</u>                           | Lot Qtr S<br>SWSES                                | $\frac{\text{ec}}{N}  \frac{\text{Sec}}{27}  \frac{\text{Twp}}{23\text{N}}$ | <u>Rge</u> <u>County</u><br>25E PHILLIPS |              |
| Diversion to R                          | eservoir: DIVEF                                   | RSION # 1   |  |              |
| Dam Height:                             | 8.0   | ) FEET  |  |              |
| Depth:                                  | 5.0   | ) FEET  |  |              |
| Surface Area:                           | 0.1   | 5 ACRES   |  |              |
| Capacity:                               | 0.3   | ACRE-FEET   |  |              |
|   | THE CAPACITY,<br>DNRC.                            | DAM HEIGHT, A   | ND SURFACE AREA HAVE BEEN                | ESTIMATED BY |

APRIL 25, 2014 40EJ 65084-00

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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 | <u>Rge</u> <u>County</u> |
|----|----------------|----------------|------------|-----|--------------------------|
| 1  |                | SWSESW         | 27         | 23N | 25E 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.

65083-00 65084-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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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| 40EJ 65085-00 STATEMENT OF CLAIM  |  |  |  |  |
|---|--|--|--|--|
| Version: 1 ORIGINAL RIGHT   |  |  |  |  |
| Status: ACTIVE  |  |  |  |  |
| USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |
| MAY 25, 1957  |  |  |  |  |
| :USE  |  |  |  |  |
| STOCK   |  |  |  |  |
| A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |  |
| 0.79 AC-FT  |  |  |  |  |
| UNNAMED TRIBUTARY OF ROCK CREEK   |  |  |  |  |
| SURFACE WATER   |  |  |  |  |
| Means of Diversion:   |  |  |  |  |
| Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>SESENE 28 23N 25E PHILLIPS  |  |  |  |  |
| 1 SESENE 28 23N 25E PHILLIPS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM   |  |  |  |  |
| STREAM  |  |  |  |  |
| Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESENE 28 23N 25E PHILLIPS   |  |  |  |  |
| eservoir: DIVERSION # 1<br>8.00 FEET<br>5.00 FEET<br>0.10 ACRES<br>0.20 ACRE-FEET   |  |  |  |  |
|   |  |  |  |  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: ID **Acres Govt Lot** Qtr Sec Twp Rge County Sec 1 SESENE 28 23N 25E 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.

65085-00 65086-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 6508                           | 6 <b>-00</b> S          | STATEN           |                   | F CLA             | IM                                |
|---------------------------|-------------------------------------|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|                           | Version:                            | 1 ORI                   | GINAL            | RIGHT             |                   |                                   |
|                           |                                     | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                   | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                        |
| <b>Priority Date:</b>     | MAY 25, 19                          | 957                     |                  |                   |                   |                                   |
| Type of Historical Right  | :USE                                |                         |                  |                   |                   |                                   |
| Purpose(use):             | WILDLIFE                            |                         |                  |                   |                   |                                   |
| *Flow Rate:               | A SPECIFIC                          |                         |                  | HAS NC            | DT BEE            | EN DECREED FOR THIS USE FROM THIS |
| Volume:                   | 1.21 AC-FT                          | -                       |                  |                   |                   |                                   |
| Source Name:              | UNNAMED                             | TRIBU                   | TARY O           | F ROCI            | < CRE             | EK                                |
| Source Type:              | SURF                                | ACE WA                  | TER              |                   |                   |                                   |
| *Point of Diversion and I | Means of Dive                       | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt I</u>   |                                     | <u>Qtr Sec</u>          |                  | <u>Twp</u>        |                   | County                            |
| 1<br>Period of Diversion  | -                                   |                         | 28               | 23N               | 25E               | PHILLIPS                          |
| Diversion Means:          | DAM                                 | TIODE                   |                  | IK 31             |                   |                                   |
| *Reservoir: ON            | STREAM                              |                         |                  |                   |                   |                                   |
| <u>Govt I</u>             | <u>Lot</u> S                        | <u>Qtr Sec</u><br>ESENE | <u>Sec</u><br>28 | <u>Twp</u><br>23N | <u>Rge</u><br>25E | <u>County</u><br>PHILLIPS         |
| Diversion to R            | eservoir:                           | DIVERS                  | ON # 1           |                   |                   |                                   |
| Dam Height:               |                                     | 8.00                    | FEET             |                   |                   |                                   |
| Depth:                    |                                     | 5.00                    | FEET             |                   |                   |                                   |
| Surface Area:             |                                     |                         | ACRES            |                   |                   |                                   |
| Capacity:                 |                                     | 0.20                    | ACRE-F           | EET               |                   |                                   |
|                           | THE CAPA<br>DNRC.                   | CITY, DA                | AM HEIC          | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 65086-00

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         |                | SESENE         | 28         | 23N | 25E 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.

65085-00 65086-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:           | 40EJ 65087-00 STATEMENT OF CLAIM  |
|-------------------------------|---|
|                               | Version: 1 ORIGINAL RIGHT   |
|                               | Status: ACTIVE  |
| Owners:                       | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                | JUNE 23, 1964   |
| Type of Historical Right      | : USE   |
| Purpose(use):                 | STOCK   |
| *Flow Rate:                   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                       | 0.79 AC-FT  |
| Source Name:                  | UNNAMED TRIBUTARY OF ROCK CREEK   |
| Source Type:                  | SURFACE WATER   |
| *Point of Diversion and I     | Means of Diversion:   |
| <u>ID</u> <u>Govt</u>         |   |
| 1<br>Pariad of Divarsia       | NESENE 29 23N 25E PHILLIPS<br>I: JANUARY 1 TO DECEMBER 31   |
| Diversion Means:              | DAM   |
| *Reservoir: ON                | STREAM  |
| <u>Govt </u> ]                | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NESENE 29 23N 25E PHILLIPS   |
| Diversion to R<br>Dam Height: | eservoir: DIVERSION # 1<br>8.00 FEET  |
| Depth:                        | 5.00 FEET   |
| Surface Area:                 | 0.15 ACRES  |
| Capacity:                     | 0.30 ACRE-FEET  |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. 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> | Twp | Rge County   |
|-----------|------------------------------|----------------|------------|-----|--------------|
| 1         |                              | NESENE         | 29         | 23N | 25E 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.

65087-00 65088-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:       | 40EJ 65088-        | -00 STATEM                | IENT OF C                     | CLAIM                                  |                  |
|---------------------------|--------------------|---------------------------|-------------------------------|--|------------------|
|                           | Version: 1         | ORIGINAL                  | RIGHT                         |  |                  |
|                           | S                  | Status: AC                | TIVE                          |  |                  |
| Owners:                   | 5001 SOUTH         |                           | BUREAU (                      | OF LAND MGMT)                          |                  |
| <b>Priority Date:</b>     | JUNE 23, 19        | 64                        |                               |  |                  |
| Type of Historical Right  | :USE               |                           |                               |  |                  |
| Purpose(use):             | WILDLIFE           |                           |                               |  |                  |
| *Flow Rate:               |                    | FLOW RATE I<br>RESERVOIR. | HAS NOT E                     | BEEN DECREED FOR TH                    | IS USE FROM THIS |
| Volume:                   | 4.21 AC-FT         |                           |                               |  |                  |
| Source Name:              | UNNAMED            | TRIBUTARY O               | F ROCK C                      | CREEK                                  |                  |
| Source Type:              | SURFA              | CE WATER                  |                               |  |                  |
| *Point of Diversion and I | Means of Diver     | sion:                     |                               |  |                  |
| <u>ID</u> <u>Govt l</u>   |                    | <u>Otr Sec</u> Sec        |                               | ge <u>County</u>                       |                  |
| 1<br>Period of Diversion  |                    | SENE 29                   | -                             | 5E PHILLIPS                            |                  |
| Diversion Means:          | DAM                |                           |                               |  |                  |
|                           | STREAM             |                           |                               |  |                  |
| <u>Govt I</u>             |                    | <u>etr Sec</u><br>SENE 29 | <u>Twp</u> <u>R</u><br>23N 25 | <u>ge</u> <u>County</u><br>5E PHILLIPS |                  |
| Diversion to R            | eservoir: D        | IVERSION # 1              |                               |  |                  |
| Dam Height:               |                    | 8.00 FEET                 |                               |  |                  |
| Depth:                    |                    | 5.00 FEET                 |                               |  |                  |
| Surface Area:             |                    | 0.15 ACRES                |                               |  |                  |
| Capacity:                 |                    | 0.30 ACRE-F               | EET                           |  |                  |
|                           | THE CAPAC<br>DNRC. | ITY, DAM HEI              | GHT, AND                      | SURFACE AREA HAVE B                    | EEN ESTIMATED BY |

APRIL 25, 2014 40EJ 65088-00

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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         |                | NESENE         | 29         | 23N | 25E 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.

65087-00 65088-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 6508   | <b>9-00</b> S           | TATEM            | ENT OF            | - CLA             | IM                        |
|---|---|-------------------------|------------------|-------------------|-------------------|---------------------------|
|   | Version: 1 ORIGINAL RIGHT   |                         |                  |                   |                   |                           |
|   |   | Status:                 | AC               | TIVE              |                   |                           |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |                         |                  |                   |                   |                           |
| <b>Priority Date:</b>   | JUNE 9, 19  | 964                     |                  |                   |                   |                           |
| Type of Historical Right  | :USE  |                         |                  |                   |                   |                           |
| Purpose(use):   | STOCK   |                         |                  |                   |                   |                           |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |                         |                  |                   |                   |                           |
| Volume:   | 0.79 AC-F1  | Г                       |                  |                   |                   |                           |
| Source Name:  | UNNAMED   | TRIBUT                  | ARY OF           | F ROCH            | ( CRE             | EK                        |
| Source Type:  | SURFACE WATER   |                         |                  |                   |                   |                           |
| *Point of Diversion and I   | Means of Div  | ersion:                 |                  |                   |                   |                           |
| <u>ID</u> <u>Govt l</u>   |   | <u>Qtr Sec</u>          | Sec              | Twp               |                   | County                    |
| 1   |   |                         | 30               | 23N               | 25E               | PHILLIPS                  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |                         |                  |                   |                   |                           |
| *Reservoir: ONSTREAM  |   |                         |                  |                   |                   |                           |
| <u>Govt I</u>   |   | <u>Qtr Sec</u><br>VNWNE | <u>Sec</u><br>30 | <u>Twp</u><br>23N | <u>Rge</u><br>25E | <u>County</u><br>PHILLIPS |
| Diversion to Reservoir: DIVERSION # 1                                 |   |                         |                  |                   |                   |                           |
| Dam Height:   |   | 7.00 F                  |                  |                   |                   |                           |
| Depth:  |   | 4.00 F                  |                  |                   |                   |                           |
| Surface Area:   |   | 0.10 A                  | ACRES<br>ACRE-F  | сст               |                   |                           |
| Capacity:   |   | U.16 A                  |                  |                   |                   |                           |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWNWNE
 30
 23N
 25E
 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.

65089-00 65090-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:      | 40EJ 6509  | <b>0-00</b> S           | TATEM            | IENT O            | F CLA             | IM                                |
|--------------------------|--|-------------------------|------------------|-------------------|-------------------|-----------------------------------|
|                          | Version:   | 1 ORI                   | GINAL            | RIGHT             |                   |                                   |
|                          |  | Status:                 | AC               | TIVE              |                   |                                   |
| Owners:                  | USA (DEPT<br>5001 SOUT<br>BILLINGS,  | HGATE                   | DR               | BUREA             | U OF              | LAND MGMT)                        |
| Priority Date:           | JUNE 9, 19   | 64                      |                  |                   |                   |                                   |
| Type of Historical Right | t: USE   |                         |                  |                   |                   |                                   |
| Purpose(use):            | WILDLIFE   |                         |                  |                   |                   |                                   |
| *Flow Rate:              | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. |                         |                  |                   |                   |                                   |
| Volume:                  | 2.21 AC-FT   | -                       |                  |                   |                   |                                   |
| Source Name:             | UNNAMED  | TRIBUT                  | ARY O            | F ROCI            | < CRE             | EK                                |
| Source Type:             | SURF   | ACE WA                  | TER              |                   |                   |                                   |
| *Point of Diversion and  | Means of Dive  | ersion:                 |                  |                   |                   |                                   |
| <u>ID</u> <u>Govt</u>    |  | <u>Qtr Sec</u>          | Sec              | Twp               |                   | County                            |
| 1<br>Period of Diversion |  |                         | 30<br>СЕМРГ      | 23N               | 25E               | PHILLIPS                          |
| Diversion Means:         | DAM  | TIODE                   |                  | ER DI             |                   |                                   |
| *Reservoir: ONSTREAM     |  |                         |                  |                   |                   |                                   |
| <u>Govt</u> ]            | Lot<br>NW  | <u>Qtr Sec</u><br>/NWNE | <u>Sec</u><br>30 | <u>Twp</u><br>23N | <u>Rge</u><br>25E | <u>County</u><br>PHILLIPS         |
| Diversion to R           | eservoir:  | DIVERSI                 | ON # 1           |                   |                   |                                   |
| Dam Height:              |  | 7.00 F                  |                  |                   |                   |                                   |
| Depth:                   |  | 4.00                    |                  |                   |                   |                                   |
| Surface Area:            |  |                         | ACRES            |                   |                   |                                   |
| Capacity:                |  |                         | ACRE-F           |                   |                   |                                   |
|                          | THE CAPA<br>DNRC.  | CITY, DA                | M HEI            | GHT, AN           | ND SU             | RFACE AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014 40EJ 65090-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NWNWNE         | 30         | 23N | 25E 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.

65089-00 65090-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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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## 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:                           | 40EJ 65091-00 STATEMENT OF CLAIM  |  |  |  |  |  |
|---|---|--|--|--|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |  |  |  |
|   | Status: ACTIVE  |  |  |  |  |  |
| Owners:                                       | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |  |  |
| *Priority Date:                               | SEPTEMBER 12, 1962  |  |  |  |  |  |
|   | THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE<br>DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER<br>APPROPRIATION ( GW2 ). THE PRIORITY DATE MAY BE CONTESTED BY<br>PROPER OBJECTION.  |  |  |  |  |  |
| *Type of Historical Right                     | : FILED   |  |  |  |  |  |
| Purpose(use):                                 | STOCK   |  |  |  |  |  |
| Flow Rate:                                    | 19.97 GPM   |  |  |  |  |  |
| *Volume:                                      | THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR<br>STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER<br>ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING<br>CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER<br>SOURCE. |  |  |  |  |  |
| Source Name:                                  | GROUNDWATER   |  |  |  |  |  |
| Source Type:                                  | GROUNDWATER   |  |  |  |  |  |
|   | ALSO KNOWN AS ROCK CREEK WELL   |  |  |  |  |  |
| *Point of Diversion and Means of Diversion:   |   |  |  |  |  |  |
| ID Govt 1                                     | Lot <u>Qtr Sec Sec Twp Rge County</u><br>SESESE 31 23N 25E PHILLIPS   |  |  |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 |   |  |  |  |  |  |

Diversion Means: WELL

\*Place of Use:

| ID | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | <b><u>Rge</u></b> <u>County</u> |
|----|----------------|----------------|-----|-----|---------------------------------|
| 1  |                | SESESE         | 31  | 23N | 25E 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.

65091-00 65092-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                           | 40EJ 65092-00 ST/  | ATEMENT OF     | CLAIM                                    |  |  |  |
|---|--|----------------|--|--|--|--|
|   | Version: 1 ORIGI   | NAL RIGHT      |  |  |  |  |
|   | Status:  | ACTIVE         |  |  |  |  |
| Owners:                                       | USA (DEPT OF INTER<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101  | R              | J OF LAND MGMT)                          |  |  |  |
| *Priority Date:                               | SEPTEMBER 12, 1962   | 2              |  |  |  |  |
|   | THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE<br>DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER<br>APPROPRIATION ( GW2 ). THE PRIORITY DATE MAY BE CONTESTED BY<br>PROPER OBJECTION. |                |  |  |  |  |
| *Type of Historical Right                     | : FILED  |                |  |  |  |  |
| Purpose(use):                                 | WILDLIFE   |                |  |  |  |  |
| Flow Rate:                                    | 19.97 GPM  |                |  |  |  |  |
| Volume:                                       | 31.42 AC-FT  |                |  |  |  |  |
| Source Name:                                  | GROUNDWATER  |                |  |  |  |  |
| Source Type: GROUNDWATER                      |  |                |  |  |  |  |
|   | ALSO KNOWN AS RC   | OCK CREEK V    | VELL                                     |  |  |  |
| *Point of Diversion and Means of Diversion:   |  |                |  |  |  |  |
| $\frac{ID}{1}$ Govt 1                         |  |                | <u>Rge</u> <u>County</u><br>25E PHILLIPS |  |  |  |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 |  |                |  |  |  |  |
| <b>Diversion Means:</b>                       | WELL   |                |  |  |  |  |
| Period of Use:                                | JANUARY 1 TO DECE  | EMBER 31       |  |  |  |  |
| *Place of Use:                                |  |                |  |  |  |  |
| ID <u>Acres</u> Govt I                        | Lot <u>Qtr Sec</u>   | Sec <u>Twp</u> | Rge County                               |  |  |  |
| 1   | SESESE   | 31 23N         | 25E 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.

65091-00 65092-00

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 CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:                     | 40EJ 65093-00 STATEMENT OF CLAIM   |
|---|--|
|   | Version: 1 ORIGINAL RIGHT  |
|   | Status: ACTIVE   |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669             |
| Priority Date:                          | OCTOBER 30, 1954   |
| Type of Historical Right                | : USE  |
| Purpose(use):                           | WILDLIFE   |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.                   |
| Volume:                                 | 2.40 AC-FT   |
| Source Name:                            | UNNAMED TRIBUTARY OF ROCK CREEK  |
| Source Type:                            | SURFACE WATER  |
| *Point of Diversion and M               | Means of Diversion:  |
| ID Govt I                               |  |
| 1                                       | NWSENW 33 23N 25E PHILLIPS   |
| Period of Diversion<br>Diversion Means: | : JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |  |
|   | STREAM   |
| <u>Govt I</u>                           | <u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSENW 33 23N 25E PHILLIPS |
| Diversion to R                          | eservoir: DIVERSION # 1  |
| Dam Height:                             | 11.00 FEET   |
| Depth:                                  | 8.00 FEET  |
| Surface Area:                           | 2.30 ACRES   |
| Capacity:                               | 7.36 ACRE-FEET   |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                                |

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APRIL 25, 2014 40EJ 65093-00

Page 2 of 2

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  |                | NWSENW         | 33         | 23N | 25E 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.

65093-00 65094-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:   | 40EJ 65094                            | 1-00 ST                | ATEMENT  | OF CLA                         | IM  |
|---|---------------------------------------|------------------------|--|--------------------------------|---|
|   | Version:                              | 1 ORIG                 | INAL RIGH                                      | ΗT                             |   |
|   |                                       | Status:                | ACTIVE   | Ξ                              |   |
| Owners:   | USA (DEPT<br>5001 SOUT<br>BILLINGS, M | HGATE D                | R  | EAU OF                         | LAND MGMT)  |
| <b>Priority Date:</b>   | OCTOBER                               | 30, 1954               |  |                                |   |
| Type of Historical Right  | :USE                                  |                        |  |                                |   |
| Purpose(use):   | STOCK                                 |                        |  |                                |   |
| *Flow Rate:   | ONSTREAM                              | RESER                  | VOIR. THE                                      | FLOW                           | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.30 AC-FT                            |                        |  |                                |   |
| Source Name:  | UNNAMED                               | TRIBUTA                | ARY OF RO                                      | OCK CRE                        | EK  |
| Source Type:  | SURF                                  | ACE WAT                | ER   |                                |   |
| *Point of Diversion and I   | Means of Dive                         | rsion:                 |  |                                |   |
| <u>ID</u> <u>Govt I</u>   |                                       | <u>Qtr Sec</u><br>SENW | $\frac{\text{Sec}}{33}$ $\frac{\text{Tw}}{23}$ |                                | <u>County</u><br>PHILLIPS   |
| Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |                                       |                        |  |                                |   |
| *Reservoir: ON  | STREAM                                |                        |  |                                |   |
| <u>Govt I</u>   |                                       | <u>Qtr Sec</u><br>SENW | $\frac{\text{Sec}}{33}$ $\frac{\text{Tw}}{23}$ | r <u>p</u> <u>Rge</u><br>N 25E | <u>County</u><br>PHILLIPS   |
| Diversion to R  | Diversion to Reservoir: DIVERSION # 1 |                        |  |                                |   |
| Dam Height:   |                                       | 11.00 FI               |  |                                |   |
| Depth:  |                                       | 8.00 FI                |  |                                |   |
| Surface Area:<br>Capacity:  |                                       | 2.30 A                 | CRES<br>CRE-FEET                               | -                              |   |
| Cupacity.   |                                       | 1.00 A                 |  |                                |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWSENW
 33
 23N
 25E
 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.

65093-00 65094-00

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:   | 40EJ 65095-00 STATEMENT OF CLAIM  |  |  |
|---|---|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |
|   | Status: ACTIVE  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| <b>Priority Date:</b>   | JULY 1, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |
| Volume:   | 0.30 AC-FT  |  |  |
| Source Name:  | UNNAMED TRIBUTARY OF ROCK CREEK   |  |  |
| Source Type:  | SURFACE WATER   |  |  |
| *Point of Diversion and Means of Diversion:<br><u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>1 NWNWSW 35 23N 25E PHILLIPS<br>Period of Diversion: JANUARY 1 TO DECEMBER 31<br>Diversion Means: DAM |   |  |  |
| *Reservoir: ON  | STREAM  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSW 35 23N 25E PHILLIPS   |  |  |
| Diversion to R<br>Dam Height:<br>Depth:<br>Surface Area:<br>Capacity:   | 11.00 FEET<br>8.00 FEET   |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 NWNWSW
 35
 23N
 25E
 PHILLIPS

#### **Remarks:**

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65095-00 65096-00

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| Water Right Number:                     | 40EJ 65096-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| Priority Date:                          | JULY 1, 1942  |
| Type of Historical Right                | : USE   |
| Purpose(use):                           | WILDLIFE  |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                                 | 2.27 AC-FT  |
| Source Name:                            | UNNAMED TRIBUTARY OF ROCK CREEK   |
| Source Type:                            | SURFACE WATER   |
| *Point of Diversion and M               | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>                 |   |
| 1                                       | NWNWSW 35 23N 25E PHILLIPS  |
| Period of Diversion<br>Diversion Means: | a: JANUARY 1 TO DECEMBER 31<br>DAM  |
|   |   |
| *Reservoir: ONS                         | STREAM  |
| <u>Govt I</u>                           | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWNWSW 35 23N 25E PHILLIPS |
| Diversion to R                          | eservoir: DIVERSION # 1   |
| Dam Height:                             | 11.00 FEET  |
| Depth:                                  | 8.00 FEET   |
| Surface Area:                           | 0.70 ACRES  |
| Capacity:                               | 2.24 ACRE-FEET  |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                         |

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APRIL 25, 2014 40EJ 65096-00

Page 2 of 2

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> <u>County</u> |
|-----------|-----------------------|----------------|------------|-----|--------------------------|
| 1         |                       | NWNWSW         | 35         | 23N | 25E PHILLIPS             |

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65095-00 65096-00

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

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| Water Right Number:       | 40EJ 65097-00 STATEMENT OF CLAIM   |
|---------------------------|--|
|                           | Version: 1 ORIGINAL RIGHT  |
|                           | Status: ACTIVE   |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 |
| <b>Priority Date:</b>     | SEPTEMBER 16, 1961   |
| Type of Historical Right  | :USE   |
| Purpose(use):             | WILDLIFE   |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.       |
| Volume:                   | 3.21 AC-FT   |
| *Source Name:             | UNNAMED TRIBUTARY OF SEVENMILE CREEK   |
| Source Type:              | SURFACE WATER  |
| *Point of Diversion and I | Means of Diversion:  |
| <u>ID</u> <u>Govt I</u>   |  |
| 1<br>Dominal of Dimonsion | SESESE 35 23N 25E PHILLIPS<br>I: JANUARY 1 TO DECEMBER 31                                  |
| Diversion Means:          | DAM  |
| *Reservoir: ON            | STREAM   |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> Sec Twp <u>Rge</u> County<br>SESESE 35 23N 25E PHILLIPS                 |
| Diversion to R            | eservoir: DIVERSION # 1  |
| Dam Height:               | 7.00 FEET  |
| Depth:                    | 4.00 FEET  |
| Surface Area:             | 0.40 ACRES   |
| Capacity:                 | 0.64 ACRE-FEET   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                    |

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APRIL 25, 2014 40EJ 65097-00

Page 2 of 2

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  |                | SESESE         | 35         | 23N | 25E 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.

65097-00 65098-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:   | 40EJ 65098-00 STATEMENT OF CLAIM  |  |  |
|---|---|--|--|
|   | Version: 1 ORIGINAL RIGHT   |  |  |
|   | Status: ACTIVE  |  |  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |
| Priority Date:  | SEPTEMBER 16, 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<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |
| Volume:   | 0.79 AC-FT  |  |  |
| *Source Name:   | UNNAMED TRIBUTARY OF SEVENMILE CREEK  |  |  |
| Source Type:  | SURFACE WATER   |  |  |
| *Point of Diversion and N   | Means of Diversion:   |  |  |
| <u>ID</u> <u>Govt I</u>   | Lot <u>Qtr Sec Sec Twp Rge</u> County<br>SESESE 35 23N 25E PHILLIPS   |  |  |
| <b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31<br><b>Diversion Means:</b> DAM |   |  |  |
| *Reservoir: ONS   | STREAM  |  |  |
| <u>Govt I</u>   | Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u><br>SESESE 35 23N 25E PHILLIPS  |  |  |
| Diversion to Re   | eservoir: DIVERSION # 1   |  |  |
| Dam Height:   | 7.00 FEET   |  |  |
| Depth:  | 4.00 FEET   |  |  |
| Surface Area:<br>Capacity:  | 0.40 ACRES<br>0.64 ACRE-FEET  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SESESE
 35
 23N
 25E
 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.

65097-00 65098-00

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:                     | 40EJ 65099-0                                | D STATEME                      | ENT OF CLA                       | MM                                 |
|---|---|--------------------------------|----------------------------------|------------------------------------|
|   | Version: 1 -                                | ORIGINAL R                     | IGHT                             |                                    |
|   | Sta   | tus: ACT                       | ΓIVE                             |                                    |
| Owners:                                 | USA (DEPT OF<br>5001 SOUTHG<br>BILLINGS, MT | ATE DR                         | BUREAU OF                        | LAND MGMT)                         |
| <b>Priority Date:</b>                   | JUNE 21, 1966                               | i                              |                                  |                                    |
| Type of Historical Right                | :USE  |                                |                                  |                                    |
| Purpose(use):                           | WILDLIFE                                    |                                |                                  |                                    |
| *Flow Rate:                             | A SPECIFIC FI<br>ONSTREAM R                 |                                | AS NOT BE                        | EN DECREED FOR THIS USE FROM THIS  |
| Volume:                                 | 2.21 AC-FT                                  |                                |                                  |                                    |
| Source Name:                            | UNNAMED TR                                  | RIBUTARY OF                    | SEVENMIL                         | E CREEK                            |
| Source Type:                            | SURFAC                                      | E WATER                        |                                  |                                    |
| *Point of Diversion and I               | Means of Diversion                          | on:                            |                                  |                                    |
| <u>ID</u> <u>Govt l</u>                 |   |                                |                                  | County                             |
| 1                                       | SESW  |                                |                                  | PHILLIPS                           |
| Period of Diversion<br>Diversion Means: | DAM   | O DECEMBER                     | 31                               |                                    |
|   | STREAM                                      |                                |                                  |                                    |
| <u>Govt I</u>                           |   | <u>Sec</u> <u>Sec</u><br>NW 36 | <u>Twp</u> <u>Rge</u><br>23N 25E | <u>County</u><br>PHILLIPS          |
| Diversion to R                          | eservoir: DIV                               | ERSION # 1                     |                                  |                                    |
| Dam Height:                             | 9   | .00 FEET                       |                                  |                                    |
| Depth:                                  | 6   | .00 FEET                       |                                  |                                    |
| Surface Area:                           | 0   | .25 ACRES                      |                                  |                                    |
| Capacity:                               | 0   | .60 ACRE-FE                    | EET                              |                                    |
|   | THE CAPACIT<br>DNRC.                        | Y, DAM HEIG                    | HT, AND SU                       | IRFACE AREA HAVE BEEN ESTIMATED BY |

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APRIL 25, 2014

40EJ 65099-00 Page 2 of 2

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  |                | SESWNW         | 36         | 23N | 25E 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.

65099-00 65100-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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:       | 40EJ 65100-00 STATEMENT OF CLAIM  |  |  |  |
|---------------------------|---|--|--|--|
|                           | Version: 1 ORIGINAL RIGHT   |  |  |  |
|                           | Status: ACTIVE  |  |  |  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |  |  |  |
| <b>Priority Date:</b>     | JUNE 21, 1966   |  |  |  |
| Type of Historical Right  | t: USE  |  |  |  |
| Purpose(use):             | STOCK   |  |  |  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |  |  |  |
| Volume:                   | 0.79 AC-FT  |  |  |  |
| Source Name:              | UNNAMED TRIBUTARY OF SEVENMILE CREEK  |  |  |  |
| Source Type:              | SURFACE WATER   |  |  |  |
| *Point of Diversion and I | Means of Diversion:   |  |  |  |
| <u>ID</u> <u>Govt l</u>   |   |  |  |  |
| 1<br>Dericil of Dimension | SESWNW 36 23N 25E PHILLIPS  |  |  |  |
| Diversion Means:          | a: JANUARY 1 TO DECEMBER 31<br>DAM  |  |  |  |
| *Reservoir: ON            | STREAM  |  |  |  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>SESWNW 36 23N 25E PHILLIPS   |  |  |  |
| Diversion to R            | Diversion to Reservoir: DIVERSION # 1   |  |  |  |
| Dam Height:               | 9.00 FEET   |  |  |  |
| Depth:                    | 6.00 FEET   |  |  |  |
| Surface Area:             | 0.25 ACRES  |  |  |  |
| Capacity:                 | 0.60 ACRE-FEET  |  |  |  |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

 1
 SESWNW
 36
 23N
 25E
 PHILLIPS

#### **Remarks:**

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65099-00 65100-00

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| Water Right Number:                     | 40EJ 65101-00 STATEMENT OF CLAIM   |                             |
|---|--|-----------------------------|
|   | Version: 1 ORIGINAL RIGHT  |                             |
|   | Status: ACTIVE   |                             |
| Owners:                                 | USA (DEPT OF INTERIOR BUREAU OF LAND  <br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669 | MGMT)                       |
| Priority Date:                          | JUNE 22, 1957  |                             |
| Type of Historical Right                | USE  |                             |
| Purpose(use):                           | WILDLIFE   |                             |
| *Flow Rate:                             | A SPECIFIC FLOW RATE HAS NOT BEEN DEC<br>ONSTREAM RESERVOIR.                           | REED FOR THIS USE FROM THIS |
| Volume:                                 | 2.21 AC-FT   |                             |
| Source Name:                            | UNNAMED TRIBUTARY OF C K CREEK   |                             |
| Source Type:                            | SURFACE WATER  |                             |
| *Point of Diversion and M               | eans of Diversion:   |                             |
| <u>ID</u> <u>Govt I</u>                 |  |                             |
| 1                                       | SESWNE 8 23N 26E PHILL   | IPS                         |
| Period of Diversion<br>Diversion Means: | JANUARY 1 TO DECEMBER 31<br>DAM  |                             |
|   | TREAM  |                             |
| <u>Govt I</u>                           |  | y<br>IPS                    |
| Diversion to R                          | ervoir: DIVERSION # 1<br>8.00 FEET   |                             |
| Dam Height:<br>Depth:                   | 5.00 FEET  |                             |
| Surface Area:                           | 0.30 ACRES   |                             |
| Capacity:                               | 0.60 ACRE-FEET   |                             |
|   | THE CAPACITY, DAM HEIGHT, AND SURFACE<br>DNRC.   | AREA HAVE BEEN ESTIMATED BY |

APRIL 25, 2014

40EJ 65101-00

Page 2 of 2

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  |                | SESWNE         | 8          | 23N | 26E PHILLIPS             |

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65101-00 65102-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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| Water Right Number:            | 40EJ 6510                           | <b>2-00</b> S           | TATEM           | ENT O             | = CLA             | IM  |
|--------------------------------|-------------------------------------|-------------------------|-----------------|-------------------|-------------------|---|
|                                | Version:                            | 1 ORI                   | GINAL F         | RIGHT             |                   |   |
|                                |                                     | Status:                 | AC              | TIVE              |                   |   |
| Owners:                        | USA (DEPT<br>5001 SOUT<br>BILLINGS, | HGATE                   | DR              | BUREA             | U OF              | LAND MGMT)  |
| <b>Priority Date:</b>          | JUNE 22, 1                          | 957                     |                 |                   |                   |   |
| Type of Historical Right       | :USE                                |                         |                 |                   |                   |   |
| Purpose(use):                  | STOCK                               |                         |                 |                   |                   |   |
| *Flow Rate:                    | ONSTREAM                            | M RESEF                 | RVOIR.          | THE FI            | _OW F             | EN DECREED FOR THIS USE FROM THIS<br>RATE IS LIMITED TO THE MINIMUM<br>TO SUSTAIN THIS PURPOSE. |
| Volume:                        | 0.79 AC-FT                          | -                       |                 |                   |                   |   |
| Source Name:                   | UNNAMED                             | TRIBUT                  | TARY O          | FCKC              | REEK              | ζ   |
| Source Type:                   | SURF                                | ACE WA                  | TER             |                   |                   |   |
| *Point of Diversion and I      | Means of Dive                       | ersion:                 |                 |                   |                   |   |
| $\frac{\mathbf{ID}}{1}$ Govt 1 |                                     | <u>Qtr Sec</u>          | Sec             | Twp               |                   | County  |
| 1<br>Period of Diversion       | -                                   | ESWNE                   | 8<br>CEMBE      | 23N               | 26E               | PHILLIPS  |
| Diversion Means:               | DAM                                 | TIODE                   |                 | .11.51            |                   |   |
| *Reservoir: ON                 | STREAM                              |                         |                 |                   |                   |   |
| <u>Govt I</u>                  |                                     | <u>Qtr Sec</u><br>ESWNE | <u>Sec</u><br>8 | <u>Twp</u><br>23N | <u>Rge</u><br>26E | <u>County</u><br>PHILLIPS   |
| Diversion to R                 | eservoir:                           | DIVERSI                 |                 |                   |                   |   |
| Dam Height:                    |                                     | 8.00 I                  |                 |                   |                   |   |
| Depth:<br>Surface Area:        |                                     | 5.00                    | ACRES           |                   |                   |   |
|                                |                                     |                         | ACRE-F          | EET               |                   |   |
| Capacity:                      |                                     | 0.60                    | ACRE-F          | EET               |                   |   |

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

| <u>ID</u> | Acres Govt Lot | <u>Qtr Sec</u> | Sec | Twp | Rge County   |
|-----------|----------------|----------------|-----|-----|--------------|
| 1         |                | SESWNE         | 8   | 23N | 26E 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.

65101-00 65102-00

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| Water Right Number:          | 40EJ 65103-00 STATEMEN   | OF CLAIM  |
|------------------------------|--|---|
|                              | Version: 1 ORIGINAL RIGI   | IT  |
|                              | Status: ACTIV  | ≣   |
| Owners:                      | USA (DEPT OF INTERIOR BUF<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      | EAU OF LAND MGMT)   |
| <b>Priority Date:</b>        | OCTOBER 31, 1971   |   |
| Type of Historical Right     | USE  |   |
| Purpose(use):                | STOCK  |   |
| *Flow Rate:                  | ONSTREAM RESERVOIR. TH   | NOT BEEN DECREED FOR THIS USE FROM THIS<br>E FLOW RATE IS LIMITED TO THE MINIMUM<br>ESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:                      | 0.79 AC-FT   |   |
| Source Name:                 | UNNAMED TRIBUTARY OF C   | K CREEK   |
| Source Type:                 | SURFACE WATER  |   |
| *Point of Diversion and I    | eans of Diversion:   |   |
| IDGovt I1Period of Diversion | 0 <u>t</u> <u>Qtr Sec</u> <u>Tw</u><br>NWSWSW 15 23<br>JANUARY 1 TO DECEMBER 3 | N 26E PHILLIPS  |
| <b>Diversion Means:</b>      | DAM  |   |
| *Reservoir: ON               | TREAM  |   |
| <u>Govt I</u>                | t <u>Qtr Sec</u> <u>Sec</u> <u>Tv</u><br>NWSWSW 15 23                          | p <u>Rge</u> <u>County</u><br>N 26E PHILLIPS  |
| Diversion to R               |  |   |
| Dam Height:                  | 11.00 FEET<br>8.00 FEET  |   |
| Depth:<br>Surface Area:      | 0.20 ACRES   |   |
| Capacity:                    | 0.64 ACRE-FEE  |   |

 THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

 Period of Use:
 JANUARY 1 TO DECEMBER 31

 \*Place of Use:

 ID
 Acres Govt Lot
 Qtr Sec
 Twp
 Rge
 County

## 1 NWSWSW 15 23N 26E 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.

65103-00 65104-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:       | 40EJ 65104-00 STATEMENT OF CLAIM  |
|---------------------------|---|
|                           | Version: 1 ORIGINAL RIGHT   |
|                           | Status: ACTIVE  |
| Owners:                   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669      |
| Priority Date:            | OCTOBER 31, 1971  |
| Type of Historical Right  | :USE  |
| Purpose(use):             | WILDLIFE  |
| *Flow Rate:               | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.            |
| Volume:                   | 13.71 AC-FT   |
| Source Name:              | UNNAMED TRIBUTARY OF C K CREEK  |
| Source Type:              | SURFACE WATER   |
| *Point of Diversion and M | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u>   |   |
| 1                         | NWSWSW 15 23N 26E PHILLIPS  |
| Diversion Means:          | I: JANUARY 1 TO DECEMBER 31<br>DAM  |
|                           |   |
|                           | STREAM  |
| <u>Govt I</u>             | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>NWSWSW 15 23N 26E PHILLIPS |
| Diversion to R            |   |
| Dam Height:               | 11.00 FEET  |
| Depth:                    | 8.00 FEET   |
| Surface Area:             | 0.20 ACRES  |
| Capacity:                 |   |
|                           | THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.                         |

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APRIL 25, 2014 40EJ 65104-00

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         | 15         | 23N | 26E 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.

65103-00 65104-00

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

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

| Water Right Number:                                 | 40EJ 65105-00 STATEMENT OF CLAIM  |
|---|---|
|   | Version: 1 ORIGINAL RIGHT   |
|   | Status: ACTIVE  |
| Owners:   | USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)<br>5001 SOUTHGATE DR<br>BILLINGS, MT 59101 4669  |
| Priority Date:                                      | SEPTEMBER 30, 1969  |
| Type of Historical Right                            | : USE   |
| Purpose(use):                                       | STOCK   |
| *Flow Rate:   | A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS<br>ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM<br>AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. |
| Volume:   | 0.79 AC-FT  |
| Source Name:  | UNNAMED TRIBUTARY OF C K CREEK  |
| Source Type:  | SURFACE WATER   |
| *Point of Diversion and I                           | Means of Diversion:   |
| <u>ID</u> <u>Govt I</u><br>1<br>Pariod of Diversion | Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u><br>W2NWNE 18 23N 26E PHILLIPS<br>a: JANUARY 1 TO DECEMBER 31  |
| Diversion Means:                                    | DAM   |
| *Reservoir: ONS                                     | STREAM  |
| <u>Govt I</u>                                       | Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u><br>W2NWNE 18 23N 26E PHILLIPS   |
| Diversion to R                                      | eservoir: DIVERSION # 1   |
| Dam Height:   | 8.00 FEET   |
| Depth:  | 5.00 FEET   |
| Surface Area:                                       | 7.90 ACRES<br>15.80 ACRE-FEET   |
| Capacity:   | 13.00 AGREFEET  |

THE RESERVOIR EXTENDS INTO THE N2NENW SEC 18 TWP 23N RGE 26E PHILLIPS COUNTY. THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

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 | <b><u>Rge</u></b> County |
|-----------|----------------|----------------|------------|-----|--------------------------|
| 1         |                | W2NWNE         | 18         | 23N | 26E PHILLIPS             |
| 2         |                | N2NENW         | 18         | 23N | 26E PHILLIPS             |

#### Remarks:

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65105-00 65106-00 65107-00

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 BASINS OR SUBBASINS AS WELL AS BEING 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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