# **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 146686-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	CLEO_BOYCE PO BOX 12 WINIFRED, MT 59489 0012							
	MARY D BOYCE PO BOX 12 WINIFRED, MT 59489 0012							
<b>Priority Date:</b>	JUNE 15, 1949							
Type of Historical Righ	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
*Source Name:	UNNAMED TRIBUTARY OF SAWMILL COULEE							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> <u>Govt</u>								
	SESENE 24 21N 20E FERGUS							
Period of Diversion: JANUARY 1 TO DECEMBER 31								

DAM **Diversion Means:** 

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*Reservoir: ON	STREAM Reser	voir Name	: NO. 4	4	
<u>Govt </u> ]	Lot Qtr S SESEN	ec <u>Sec</u> E 24	<u>Twp</u> 21N	<u>Rge</u> 20E	<u>County</u> FERGUS
Diversion to R	eservoir: DIVEF	RSION # 1			
Dam Height:	11.00	) FEET			
Depth:	8.00	) FEET			
Surface Area:	1.50	) ACRES			
Capacity:	4.80	) ACRE-F	EET		
	THE CAPACITY, DNRC.	DAM HEIG	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO I	DECEMBE	R 31		
Place of Use:					
ID <u>Acres</u> Govt ]	Lot <u>Qtr S</u>	<u>ec Sec</u>	Twp	<u>Rge</u>	County
1	SESEN	IE 24	21N	20E	FERGUS
THE DNRC EXAM ISSUES TO REPOI				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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Water Right Number:	40EJ 146687-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	CLEO_BOYCE PO BOX 12 WINIFRED, MT 59489 0012							
	MARY D BOYCE PO BOX 12 WINIFRED, MT 59489 0012							
Priority Date:	JUNE 30, 1949							
Type of Historical Righ	t: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
*Source Name:	UNNAMED TRIBUTARY OF SOURDOUGH CREEK							
Source Type:	SURFACE WATER							
	ALSO KNOWN AS BAKERS COULEE							
Point of Diversion and	Means of Diversion:							
<u>ID</u> <u>Govt</u>								
1	NWNENW 20 21N 21E FERGUS							
Period of Diversion: JANUARY 1 TO DECEMBER 31								

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	*Reservoir:	ONSTREAM	Reserv	oir Name:	NO.	5	
	9	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNENW	<u>Sec</u> 20	<u>Twp</u> 21N	<u>Rge</u> 21E	<u>County</u> FERGUS
	Diversio	n to Reservoir:	DIVERS	SION # 1			
	Dam He	ight:	11.00	FEET			
	Depth:		8.00	FEET			
	Surface .	Area:	1.10	ACRES			
	Capacity		3.52	ACRE-F	EET		
		THE CA DNRC.	APACITY, D	AM HEIG	θΗΤ, Al	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Perio	od of Use:	JANUA	RY 1 TO DE	ECEMBE	R 31		
Place	e of Use:						
II	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	Sec	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1		NWNENW	20	21N	21E	FERGUS
		XAMINATIO EPORT TO T				JND N	O SIGNIFICANT FACTS, DATA, OR

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Water Right Number:	40EJ 146688-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	MARY D BOYCE PO BOX 12 WINIFRED, MT 59489 0012							
	CLEO_BOYCE PO BOX 12 WINIFRED, MT 59489 0012							
<b>Priority Date:</b>	MAY 30, 1949							
Type of Historical Righ	it: 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.							
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*Source Name:	UNNAMED TRIBUTARY OF SAWMILL COULEE							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> <u>Govt</u>								
1	NESENE 22 21N 20E FERGUS							
Period of Diversio	Period of Diversion: JANUARY 1 TO DECEMBER 31							

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*Reservoir: ON	STREAM	Reservo	oir Name:	NO. 1	ļ	
<u>Govt</u> ]	<u>Lot</u>	<u>Qtr Sec</u> N2SENE	<u>Sec</u> 22	<u>Twp</u> 21N	<u>Rge</u> 20E	<u>County</u> FERGUS
Diversion to R	leservoir:	DIVERS	ION # 1			
Dam Height:		11.00	FEET			
Depth:		8.00	FEET			
Surface Area:		0.50	ACRES			
Capacity:		1.60	ACRE-F	EET		
	THE CAP DNRC.	PACITY, D	AM HEIG	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUAR	y 1 to de	CEMBE	R 31		
*Place of Use:						
ID <u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		N2SENE	22	21N	20E	FERGUS
THE DNRC EXAM ISSUES TO REPOI					ND N	O SIGNIFICANT FACTS, DATA, OR

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Water Right Number:	40EJ 146689-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	MARJORIE K BOYCE PO BOX 74 WINIFRED, MT 59489 0074					
<b>Priority Date:</b>	OCTOBER 30, 1947					
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK					
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> NENENW 9 21N 22E FERGUS					
Period of Diversio	n: JANUARY 1 TO DECEMBER 31					

	*Reservoir:	ONSTREAM	Reserv	oir Name:	NO.	9 KNC	X
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NENENW		<u>Twp</u> 21N	<u>Rge</u> 22E	<u>County</u> FERGUS
	Diversion	n to Reservoir:	DIVERS	SION # 1			
	Dam Hei	ght:	11.00	FEET			
	Depth:		8.00	FEET			
	Surface A	Area:	1.20	ACRES			
	Capacity	•	3.84	ACRE-F	EET		
		THE CA DNRC.	PACITY, D	AM HEIG	θΗΤ, Al	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Per	iod of Use:	JANUA	RY 1 TO DE	ECEMBE	R 31		
*Pla	ce of Use:						
Ī	<u>D</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County
	1		NENENW	9	21N	22E	FERGUS

#### **Remarks:**

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/05/2010 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MARJORIE BOYCE, CLEO & MARY D BOYCE, AND DAN & LAURA BOYCE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 146690-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	MARJORIE K BOYCE PO BOX 74 WINIFRED, MT 59489 0074					
Priority Date:	SEPTEMBER 30, 1963					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>	SESWSE 7 21N 22E FERGUS					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

	*Reservoir:	ONSTREAM	Reserve	oir Name:	NO.	8 PRA	RIE DOG
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> W2SWSE		<u>Twp</u> 21N	<u>Rge</u> 22E	<u>County</u> FERGUS
	Diversion	to Reservoir:	DIVERS	ION # 1			
	Dam Heig	ght:	11.00	FEET			
	Depth:		8.00	FEET			
	Surface A	Area:	1.80	ACRES			
	Capacity	:	5.76	ACRE-F	EET		
		THE CA DNRC.	PACITY, D	AM HEIG	θΗΤ, AI	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Peri	iod of Use:	JANUA	ry 1 to de	ECEMBEI	R 31		
*Plac	ce of Use:						
Ī	<u>D</u> <u>Acres</u> <u>O</u>	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
	1		W2SWSE	7	21N	22E	FERGUS

#### **Remarks:**

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/05/2010 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MARJORIE BOYCE, CLEO & MARY D BOYCE, AND DAN & LAURA BOYCE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 146691-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	MARJORIE K BOYCE PO BOX 74 WINIFRED, MT 59489 0074							
Priority Date:	OCTOBER 30, 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
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*Source Name:	UNNAMED TRIBUTARY OF TWO CALF CREEK, SOUTH FORK							
Source Type:	SURFACE WATER							
Point of Diversion and Means of Diversion:								
ID Govt	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWSE 10 21N 22E FERGUS							
Period of Diversion: JANUARY 1 TO DECEMBER 31								

*Reservoir: ON	STREAM Reserv	oir Name:	NO. 1	10 KN	XC
<u>Govt</u> 2	Lot <u>Qtr Sec</u> SWNWSE		<u>Twp</u> 21N	<u>Rge</u> 22E	<u>County</u> FERGUS
Diversion to R Dam Height: Depth: Surface Area: Capacity:	11.00 8.00 0.80	SION # 1 FEET FEET ACRES ACRE-F	EET		
	THE CAPACITY, D DNRC.	AM HEIG	iht, an	ID SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO DI	ECEMBE	R 31		
Place of Use:					
ID <u>Acres Govt</u>	Lot Qtr Sec	Sec	Twp	Rge	County
1	SWNWSE	10	21N	22E	FERGUS

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Water Right Number:	40EJ 146712-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457					
	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465					
*Priority Date:	DECEMBER 31, 1919					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF DEER CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS WALKER					
*Point of Diversion and I	*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>						
1 Pariad of Divarsian	NWSWNW 16 17N 19E FERGUS I: JANUARY 1 TO DECEMBER 31					
	LIVESTOCK DIRECT FROM SOURCE					
Period of Use:	JANUARY 1 TO DECEMBER 31					

#### \*Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		NWSWNW	16	17N	19E 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 146713-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465
	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457
*Priority Date:	DECEMBER 31, 1935
Type of Historical Right	:USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF DEER CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
$\frac{\mathbf{ID}}{1}$ Govt 1	
	S2NESE 22 17N 19E FERGUS I: JANUARY 1 TO DECEMBER 31

*Reservoir:	ONSTREAM	Reserve	oir Name	BAL	ΟY	
<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> S2NESE	<u>Sec</u> 22	<u>Twp</u> 17N	<u>Rge</u> 19E	<u>County</u> FERGUS
Diversion	n to Reservoir:	DIVERS	SION # 1			
Dam Hei	ght:	11.00	FEET			
Depth:		8.00	FEET			
Surface A	Area:	0.20	ACRES			
Capacity	:	0.64	ACRE-F	FEET		
	THE CAF DNRC.	PACITY, D	AM HEI	GHT, Al	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUAR	Y 1 TO DE	ECEMBE	R 31		
*Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		S2NESE	22	17N	19E	FERGUS
THE DNRC EX ISSUES TO RI					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."

## **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 146714-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457					
	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465					
<b>*Priority Date:</b>	DECEMBER 31, 1933					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF DEER CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>						
1	SENWNW 16 17N 19E FERGUS					
Period of Diversion	a: JANUARY 1 TO DECEMBER 31					

*]	Reservoir: ON	ISTREAM	Reservo	ir Name:	WAL	KER S	SPRING DAM
	Govt		<u>Qtr Sec</u> SENWNW	<u>Sec</u> 16	<u>Twp</u> 17N	<u>Rge</u> 19E	<u>County</u> FERGUS
	Diversion to H	Reservoir:	DIVERS	ON # 1			
	Dam Height:		6.00	FEET			
	Depth:		3.00	FEET			
	Surface Area		0.20	ACRES			
	Capacity:		0.24	ACRE-F	EET		
			E RESERVO OIR DATA		RKSHE	ET IN	I THE CLAIM FILE FOR ADDITIONAL
Period	of Use:	JANUAR	Y 1 TO DE	CEMBE	R 31		
Place of	of Use:						
<u>ID</u>	<u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		Ś	SENWNW	16	17N	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.

146714-00 146730-00

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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# 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 146715-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465
	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457
Priority Date:	JUNE 1, 1892
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF LITTLE DEER CREEK
Source Type:	SURFACE WATER
*Source Name:	LITTLE DEER CREEK
Source Type:	SURFACE WATER
	THE SOURCE INCLUDES MULTIPLE UNNAMED TRIBUTARIES OF LITTLE DEER CREEK.

APRIL 25, 2014 40EJ 146715-00 Page 2 of 3

#### Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1		E2SWSW	14	17N	19E	FERGUS
*Source N	ame: UNNAI	MED TRIBUT	ARY O	F LITTL	E DEE	R CREEK
Period of	<b>Diversion:</b> JANUA	ARY 1 TO DEC	CEMBE	R 31		
Diversion	Means: LIVES	TOCK DIREC	T FRO	M SOUI	RCE	
2		N2NE	23	17N	19E	FERGUS
*Source N	ame: LITTLE	DEER CREE	ΞK			
Period of	<b>Diversion:</b> JANUA	ARY 1 TO DEC	CEMBE	R 31		
Diversion	Means: LIVES	TOCK DIREC	T FRO	M SOUI	RCE	
Period of Use:	JANUA	RY 1 TO DEC	EMBE	R 31		

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		E2SWSW	14	17N	19E FERGUS
2		N2NE	23	17N	19E FERGUS
	ALL OF	R A PART OF	THE F	PLACE	OF USE CONSISTS OF FEDERAL PUBLIC
	LANDS	6. THE WATE	R RIG	HT USE	D ON THE PUBLIC LANDS IS APPURTENANT
	TO TH	E FOLLOWIN	IG PRI	VATE L	ANDS: SESE SEC 7, SWSW SEC 8, NWNW SEC
	17, NE	NE SEC 18, /	ALL IN	TWP 17	7N RGE 19E FERGUS COUNTY.

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/17/2012: POINT OF DIVERSION, PLACE OF USE.

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." APRIL 25, 2014 40EJ 146715-00 Page 3 of 3

# **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 146716-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457
	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465
Priority Date:	JUNE 1, 1907
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF DEER CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt 1</u>	
1	SW 5 17N 19E FERGUS
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
2	SWNE 8 17N 19E FERGUS
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE

### \*Point of Diversion and Means of Diversion:

$\frac{\text{ID}}{3}$	Govt Lot	<u>Qtr Sec</u> E2NW	<u>Sec</u> 8	<u>Twp</u> 17N		<u>County</u> FERGUS
Period	of Diversion: JANUA	RY 1 TO DEC	СЕМВЕ	ER 31		
Diversi	ion Means: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
4		W2NWSE	8	17N	19E	FERGUS
Period	of Diversion: JANUA	RY 1 TO DE	CEMBE	ER 31		
Diversi	ion Means: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
5		NENESW	8	17N	19E	FERGUS
Period	of Diversion: JANUA	RY 1 TO DE	CEMBE	ER 31		
Diversi	ion Means: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
Period of U	se: JANUAF	RY 1 TO DEC	EMBE	R 31		
*Place of Use	e:					

ID Acres Govt Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> 1 SW 5 17N 19E FERGUS 2 SWNE 17N 19E FERGUS 8 3 E2NW 8 17N 19E FERGUS W2NWSE 17N 19E FERGUS 4 8 NENESW 19E FERGUS 5 8 17N

#### 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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## **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 146717-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465
	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457
<b>*Priority Date:</b>	DECEMBER 31, 1941
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	DEER CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
$\frac{\text{ID}}{1}$ Govt	
I	E2W2NE 21 17N 19E FERGUS I: JANUARY 1 TO DECEMBER 31

*Reservoir:	ONSTREAM	Reservo	oir Name	: SAW	MILL	
Ge	ovt Lot	<u>Qtr Sec</u> E2W2NE	<u>Sec</u> 21	<u>Тwp</u> 17N	<u>Rge</u> 19E	<u>County</u> FERGUS
Diversion	to Reservoir:	DIVERS	ION # 1			
Dam Heigl	ht:	28.00	FEET			
Depth:		25.00	FEET			
Surface A	rea:	2.00	ACRES			
Capacity:		20.00	ACRE-F	FEET		
	THE DAM	/ HEIGHT	AND CA	APACIT	Y HA∖	/E BEEN ESTIMATED BY DNRC.
Period of Use:	JANUAR	Y 1 TO DE	CEMBE	R 31		
*Place of Use:						
ID <u>Acres</u> Ge	ovt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		E2W2NE	21	17N	19E	FERGUS
THE DNRC EXA ISSUES TO REI			R COU	RT.		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."

# **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 146718-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457
	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465
*Priority Date:	DECEMBER 31, 1941
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	DEER CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS DEER CREEK, MIDDLE FORK
Point of Diversion and I	
$\frac{\text{ID}}{1}$ Govt 1	L <u>ot Qtr Sec Sec Twp Rge County</u> SESWNW 22 17N 19E FERGUS
•	: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM

*Reservoir:	rvoir: ONSTREAM Reser			oir Name: FISH POND					
	<u>Govt Lot</u>	<u>Qtr Sec</u> SESWNW		<u>Twp</u> 17N	Rge County 19E FERGUS				
Diversi	on to Reservoir:	DIVERS	SION # 1						
Dam H	eight:	12.00	FEET						
Depth:		10.00	FEET						
Surface	Area:	0.50	ACRES						
Capacit	Capacity:		ACRE-F	EET					
	THE CA	APACITY H	AS BEEN	N ESTI	MATED BY DNRC.				
Period of Use:	JANUA	RY 1 TO DE	ECEMBE	R 31					
Place of Use:									
ID Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>				
1		SESWNW	22	17N	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.

146718-00 146727-00

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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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 146719-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465						
	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457						
*Priority Date:	DECEMBER 31, 1942						
Type of Historical Right	:: FILED						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	UNNAMED TRIBUTARY OF DEER CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and I	*Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt 1</u>							
1 Period of Diversion	NESWSW 5 17N 19E FERGUS I: JANUARY 1 TO DECEMBER 31						

*Reservoir: ONSTREA	AM Reserve	oir Name	: BULL	PAS	TURE DAM
Govt Lot	<u>Qtr Sec</u> NESWSW	<u>Sec</u> 5	<u>Twp</u> 17N	<u>Rge</u> 19E	<u>County</u> FERGUS
Diversion to Reservo Dam Height:	ir: DIVERS 20.00				
Depth:	17.00	FEET			
Surface Area:	2.00	ACRES			
Capacity:	13.60	ACRE-F	EET		
THE	DAM HEIGHT	AND CA	PACIT	Υ ΗΑν	'E BEEN ESTIMATED BY DNRC.
Period of Use: JANU	JARY 1 TO DE	CEMBE	R 31		
*Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	NESWSW	5	17N	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.

146719-00 146726-00

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 146720-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457
	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465
*Priority Date:	DECEMBER 31, 1930
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	DEER CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1 Dominal of Dimonsio	NENESW 16 17N 19E FERGUS n: JANUARY 1 TO DECEMBER 31
Period of Diversio	

*Reservoir: ON	STREAM	Reservo	oir Name:	SCHO	DOL S	ECTION DAM
<u>Govt</u> ]		<u>Qtr Sec</u> NENESW		<u>Twp</u> 17N	<u>Rge</u> 19E	<u>County</u> FERGUS
Diversion to R	eservoir:	DIVERS				
Dam Height:		9.00	FEET			
Depth:		6.00	FEET			
Surface Area:		0.75	ACRES			
Capacity:		1.80	ACRE-F	EET		
THE DAM EXTENDS INTO THE SESENW SEC 16 TWP 17N RGE 19E FERGUS COUNTY. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.						
Period of Use:	JANUARY	′ 1 TO DE	ECEMBER	R 31		
*Place of Use:						
ID <u>Acres</u> Govt ]	<u>Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	Ν	NENESW	16	17N	19E	FERGUS
THE DNRC EXAM	INATION	OF THIS	S CLAIN	I FOU	ND N	O SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 146721-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457
	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465
<b>*Priority Date:</b>	DECEMBER 31, 1961
Type of Historical Rig	nt: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF DEER CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Gov</u>	
1	SWSWSE 15 17N 19E FERGUS
Period of Diversion	m: JANUARY 1 TO DECEMBER 31

*Reservoir: ON	STREAM Reserve	oir Name:	BLIND	O CAL	F DAM
<u>Govt</u> ]	Lot <u>Qtr Sec</u> SWSWSE		<u>Twp</u> 17N	<u>Rge</u> 19E	<u>County</u> FERGUS
Diversion to R Dam Height: Depth: Surface Area:	14.00 12.00				
Capacity:	0.60	ACRE-F	EET		
	SEE THE RESERV RESERVOIR DATA		RKSHE	ET IN	THE CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1 TO DE	ECEMBER	R 31		
Place of Use: ID Acres Govt 1	Lot Qtr Sec	Sec	Twp	Rge	County
1	SWSWSE	· <u> </u>	17N		FERGUS

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/17/2012: POINT OF DIVERSION, PLACE OF USE.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 146723-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465					
	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457					
*Priority Date:	DECEMBER 31, 1927					
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF DEER CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>						
1 Deric Lef Dimension	S2SENE 21 17N 19E FERGUS					
Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DAM					
Diversion Means:						

*Reservoir: ONS	TREAM Rese	rvoir Nam	e: SULF	UR	
<u>Govt Lo</u>	ot <u>Qtr S</u> S2SEI		<u>Twp</u> 17N	<u>Rge</u> 19E	<u>County</u> FERGUS
Diversion to Res	servoir: DIVE	RSION # 1	1		
Dam Height:	23.0	0 FEET			
Depth:	20.0	0 FEET			
Surface Area:	3.4	0 ACRES	3		
Capacity:	27.2	0 ACRE-	FEET		
	FERGUS COUN	TY.			NENESE SEC 21 TWP 17N RGE 19E ND CAPACITY HAVE BEEN ESTIMATED
Period of Use:	JANUARY 1 TO	DECEMBI	ER 31		
*Place of Use:					
<u>ID</u> <u>Acres</u> <u>Govt Le</u>	ot Qtr S	Sec Sec	Twp	<u>Rge</u>	County
1	S2SEI	NE 21	17N	19E	FERGUS
2	NENE	SE 21	17N	19E	FERGUS
THE DNRC EXAMI ISSUES TO REPOR				ND N	O SIGNIFICANT FACTS, DATA, OR

**ISSUES TO REPORT TO THE WATER COURT.** 

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND **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 146724-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT Status: ACTIVE
	Status: ACTIVE
Owners:	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457
	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465
Priority Date:	AUGUST 1, 1893
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF DEER CREEK
Source Type:	SURFACE WATER
*Source Name:	DEER CREEK
Source Type:	SURFACE WATER
	THE SOURCE INCLUDES MULTIPLE UNNAMED TRIBUTARIES OF DEER CREEK.

APRIL 25, 2014 40EJ 146724-00 Page 2 of 4

> **Point of Diversion and Means of Diversion:** ID **Govt Lot** Otr Sec **Rge** County <u>Sec</u> Twp SESENW 1 9 17N 19E FERGUS DEER CREEK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 17N 19E FERGUS SW 9 \*Source Name: DEER CREEK Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 3 S2SE 15 17N 19E FERGUS UNNAMED TRIBUTARY OF DEER CREEK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 4 NW 16 17N 19E FERGUS DEER CREEK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** NE 21 17N 19E FERGUS 5 \*Source Name: DEER CREEK Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE NENESE 21 17N 19E FERGUS 6 UNNAMED TRIBUTARY OF DEER CREEK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 7 S2NE 22 17N 19E FERGUS DEER CREEK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE N2NW 22 17N 19E FERGUS 8 UNNAMED TRIBUTARY OF DEER CREEK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 9 S2NW 22 17N 19E FERGUS \*Source Name: DEER CREEK Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 10 N2SE 22 17N 19E FERGUS DEER CREEK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 11 NESWSW 22 17N 19E FERGUS UNNAMED TRIBUTARY OF DEER CREEK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:**

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APRIL 25, 2014 40EJ 146724-00 Page 3 of 4

#### Point of Diversion and Means of Diversion:

<u>ID</u> 12	Govt Lot	<u>Qtr Sec</u> SWSWNE	<u>Sec</u> 23	<u>Twp</u> 17N	<u>Rge</u> 19F	<u>County</u> FERGUS
*Source Nam	e: DEER	CREEK	20	.,	102	LINGOO
Period of Di	iversion: JANUA	ARY 1 TO DE	CEMBE	ER 31		
<b>Diversion</b> M	leans: LIVES	TOCK DIREC	T FRO	M SOUF	RCE	
13		S2S2NW	23	17N	19E	FERGUS
*Source Nam	e: DEER	CREEK				
Period of Di	iversion: JANUA	ARY 1 TO DEC	CEMBE	ER 31		
<b>Diversion</b> M	leans: LIVES	TOCK DIREC	T FRO	M SOUP	RCE	
14		N2NWSE	23	17N	19E	FERGUS
*Source Nam	e: DEER	CREEK				
Period of Di	iversion: JANUA	ARY 1 TO DE	CEMBE	ER 31		
<b>Diversion</b> M	leans: LIVES	TOCK DIREC	T FRO	M SOUF	RCE	
15		N2N2SW	23	17N	19E	FERGUS
*Source Nam	e: DEER	CREEK				
Period of Di	iversion: JANUA	ARY 1 TO DEC	CEMBE	ER 31		
<b>Diversion</b> M	Ieans: LIVES	TOCK DIREC	T FRO	M SOUP	RCE	
Period of Use:	JANUA	RY 1 TO DEC	CEMBE	R 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		SESENW	9	17N	19E FERGUS
2		SW	9	17N	19E FERGUS
3		S2SE	15	17N	19E FERGUS
4		NW	16	17N	19E FERGUS
5		NE	21	17N	19E FERGUS
6		NENESE	21	17N	19E FERGUS
7		S2NE	22	17N	19E FERGUS
8		N2NW	22	17N	19E FERGUS
9		S2NW	22	17N	19E FERGUS
10		N2SE	22	17N	19E FERGUS
11		NESWSW	22	17N	19E FERGUS
12		SWSWNE	23	17N	19E FERGUS
13		S2S2NW	23	17N	19E FERGUS
14		N2NWSE	23	17N	19E FERGUS
15		N2N2SW	23	17N	19E FERGUS

### **Remarks:**

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THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/17/2012: POINT OF DIVERSION, PLACE OF USE.

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**

### \*\*\*\* THIS IS AN INTERBASIN TRANSFER CLAIM \*\*\*\*

THIS APPROPRIATION OF WATER TAKES WATER FROM THE MISSOURI RIVER, BETWEEN BULLWACKER CREEK & MUSSELSHELL RIVER DRAINAGE (BASIN 40EJ) AND USES IT IN THE MISSOURI RIVER, BETWEEN BULLWACKER CREEK & MUSSELSHELL RIVER DRAINAGE (BASIN 40EJ) AND THE JUDITH RIVER DRAINAGE (BASIN 41S). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 146725-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465					
<b>*Priority Date:</b>	APRIL 16, 1982					
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.					
*Type of Historical Right	: FILED					
Purpose(use):	MULTIPLE DOMESTIC					
Flow Rate:	50.00 GPM					
Volume:	6.00 AC-FT					
Households:	2					
Maximum Acres:	1.20					
*Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF DEER CREEK GROUNDWATER ALSO KNOWN AS WALKER					

APRIL 25, 2014 40EJ 146725-00 Page 2 of 2

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

<u>ID</u> 1	Govt ]		<u>Qtr Sec</u> SWNW	<u>Sec</u> 16	<u>Twp</u> 17N	<u>Rge</u> 19E	<u>County</u> FERGUS
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Divers	ion Means:	DEVELOP	ED SPRIN	١G			
		PIPELINE	USED AS	S AN AI	DDITIO	NAL M	IEANS OF DIVERSION.
Period of U	se:	JANUARY	1 TO DEC	EMBE	R 31		
Place of Us	e:						
ID	Acres Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>

8

2	1.00	SWSWSW
Total:	1.20	

0.20

#### Remarks:

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THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/25/2012: PURPOSE, POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

7 17N 19E FERGUS

17N 19E FERGUS

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 06/20/2012.

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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.

THIS INTERBASIN TRANSFER CLAIM WAS NOT INCLUDED IN THE 41S BASIN TEMPORARY PRELIMINARY DECREE ISSUED 05/17/1984.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 146726-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465
	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457
<b>*Priority Date:</b>	DECEMBER 31, 1942
Type of Historical Righ	t: FILED
Purpose(use):	FISH AND WILDLIFE
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	13.19 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF DEER 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> NESWSW 5 17N 19E FERGUS n: JANUARY 1 TO DECEMBER 31 DAM

	*Reservoir:	ONSTREAM	Reserve	oir Name:	BULL	PAS	TURE DAM
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NESWSW		<u>Twp</u> 17N	<u>Rge</u> 19E	<u>County</u> FERGUS
	Diversion Dam Hei Depth:	n to Reservoir: ght:	DIVERS 20.00 17.00	FEET			
	Surface A Capacity	:	13.60	ACRES ACRE-F			
Peri	iod of Use:		.m height Ry 1 to de			Y HA∖	E BEEN ESTIMATED BY DNRC.
	ce of Use: <u>D Acres</u> (	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County
	1		NESWSW	5	17N	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.

146719-00 146726-00

## 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 41I, 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 146726-00 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.

Water Right Number:	40EJ 146727-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465			
	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457			
*Priority Date:	DECEMBER 31, 1941			
Type of Historical Right	:: FILED			
Purpose(use):	FISH AND WILDLIFE			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.			
Volume:	8.00 AC-FT			
*Source Name:	DEER CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS DEER CREEK, MIDDLE FORK			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1	SESWNW 22 17N 19E FERGUS			
	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			

*Reservoir: ONSTREAM	A Reserve	oir Name	: FISH	PONE	)
Govt Lot	<u>Qtr Sec</u> SESWNW		<u>Twp</u> 17N	<u>Rge</u> 19E	<u>County</u> FERGUS
<b>Diversion to Reservoir</b>	: DIVERS	SION # 1			
Dam Height:	12.00	FEET			
Depth:	10.00	FEET			
Surface Area:	0.50	ACRES			
Capacity:	2.00	ACRE-F	FEET		
THE C	APACITY H	AS BEE	N ESTI	MATED	D BY DNRC.
Period of Use: JANUA	ARY 1 TO DE	ECEMBE	R 31		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1	SESWNW	22	17N	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.

146718-00 146727-00

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 06/20/2012.

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 146727-00 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.

Water Right Number:	40EJ 146728-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457
	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465
*Priority Date:	JUNE 30, 1955
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
	THIS WATER RIGHT ALSO INCLUDES NATURAL SUBIRRIGATION AS AN INCIDENTAL TYPE OF IRRIGATION.
*Flow Rate:	272.00 GPM
	THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION. PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
	PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.
Climatic Area	: 4 - MODERATELY LOW
Maximum Acres:	16.00
*Source Name:	DEER CREEK
Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 146728-00 Page 2 of 3

Point of Diversion	n and Means of I	Diversion:			
—	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		SESENW	16	17N	19E FERGUS
Period of Div	ersion: JANUA	RY 1 TO DE	CEMB	ER 31	
Diversion Me	eans: DAM				
	HEADG	ATE USED	AS AN	ADDIT	IONAL MEANS OF DIVERSION.
*Reservoir:	ONSTREAM	Reservoi	r Name	: SCH	DOL SECTION DAM
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENESW	<u>Sec</u> 16	<u>Twp</u> 17N	Rge County 19E FERGUS
Diversio	n to Reservoir:	DIVERSI	ON # 1		
Dam He	ight:	9.00 F	FEET		
Depth:		6.00	FEET		
Surface	Area:	0.75	ACRES	;	
Capacity	y:	1.80 /	ACRE-I	EET	
	COUNT	Y.			ESENW SEC 16 TWP 17N RGE 19E FERGUS
	-	E RESERVO VOIR DATA.		ORKSHE	ET IN THE CLAIM FILE FOR ADDITIONAL
Period of Use:	APRIL 1	5 ТО ОСТО	BER 3	1	
Place of Use:					
<u>ID</u> <u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1 16.00		NW	16	17N	19E FERGUS

#### **Remarks:**

Total:

16.00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/29/2012: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 146728-00 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.

Water Right Number:	40EJ 146729-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465			
	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457			
*Priority Date:	DECEMBER 31, 1940			
Type of Historical Right	:USE			
Purpose(use):	IRRIGATION			
Irrigation Type:	SPRINKLER/FLOOD			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.			
Volume:	38.88 AC-FT			
Climatic Area	Climatic Area: 4 - MODERATELY LOW			
Maximum Acres:	12.00			
*Source Name:	UNNAMED TRIBUTARY OF DEER 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> <u>County</u> NESWSW 5 17N 19E FERGUS			
•	: JANUARY 1 TO DECEMBER 31			
Diversion Means:	DAM			
	MEANS OF DIVERSION INCLUDES A PUMP AND PIPELINE.			

*Reservoir: ON	STREAM R	eservoi	ir Name:	BULL	PAST	URE DAM
<u>Govt 1</u>		<u>tr Sec</u> WSW	<u>Sec</u> 5	<u>Twp</u> 17N	<u>Rge</u> 19E	<u>County</u> FERGUS
Diversion to R	eservoir: DI	VERSI	ON # 1			
Dam Height:	2	0.00 l	FEET			
Depth:	1	7.00	FEET			
Surface Area:		2.00	ACRES			
Capacity:	1	3.60	ACRE-F	EET		
	THE DAM HE	IGHT /	AND CA	PACITY	Y HAV	E BEEN ESTIMATED BY DNRC.
Period of Use:	APRIL 15 TO	осто	BER 15			
*Place of Use: <u>ID Acres</u> <u>Govt I</u>	Lot Q	<u>tr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>

	Acres Gove Lot	<u>Qui bee</u>	bee	1 wp	<u>Rge</u> <u>county</u>
1	9.00	W2E2SW	5	17N	19E FERGUS
2	3.00	E2W2SW	5	17N	19E FERGUS
	10.00				

**Total:** 12.00

#### **Remarks:**

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

USDA AERIAL PHOTOGRAPH NO(S). 278-221 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). MY-4CC-34 , DATED 09/05/1962 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE AND A FILED RIGHT.

THE PRIORITY DATE MAY BE QUESTIONABLE. IT IS UNCLEAR WHETHER THE CLAIMED PRIORITY DATE IS 1940 OR 1942.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 3 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 146729-00 Page 3 of 3

### **IMPORTANT NOTICE**

### \*\*\*\* THIS IS AN INTERBASIN TRANSFER CLAIM \*\*\*\*

THIS APPROPRIATION OF WATER TAKES WATER FROM THE MISSOURI RIVER, BETWEEN BULLWACKER CREEK & MUSSELSHELL RIVER DRAINAGE (BASIN 40EJ) AND USES IT IN THE MISSOURI RIVER, BETWEEN BULLWACKER CREEK & MUSSELSHELL RIVER DRAINAGE (BASIN 40EJ) AND THE JUDITH RIVER DRAINAGE (BASIN 41S). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 146730-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465
	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457
*Priority Date:	DECEMBER 31, 1933
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
	THIS WATER RIGHT ALSO INCLUDES NATURAL SUBIRRIGATION AS AN INCIDENTAL TYPE OF IRRIGATION.
*Flow Rate:	5.30 CFS
	THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
	PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
	PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

APRIL 25, 2014 40EJ 146730-00 Page 2 of 3

	Climatic Area: 4 - MODERATELY LOW						
Maximu	m Acres:	140.00					
*Source N	lame:		D TRIBUT		F DEEF	R CREE	ЕК
Sour	ce Type:	SUR	RFACE WA	TER			
*Point of	Diversion and I	Means of Di	iversion:				
$\frac{\text{ID}}{1}$	Govt ]		<u>Qtr Sec</u> ENWNW	<u>Sec</u> 16	Twp		<u>County</u> FERGUS
•	iod of Diversion	-			17N R 31	19E I	FERGUS
	ersion Means:	DAM	1 1 10 02	OLMDL			
		HEADGA	TE USED	AS AN	ADDIT	ONAL	MEANS OF DIVERSION.
* <b>R</b> e	servoir: ON	STREAM	Reservoi	r Name	• \\/AI		PRING DAM
K	Govt I		Qtr Sec	Sec	Twp		County
	0001		ENWNW	<u>16</u>	17N	<u> </u>	FERGUS
	Diversion to R	eservoir:	DIVERSI	ON # 1			
	Dam Height:		6.00 F				
	Depth:		3.00 F				
	Surface Area:				ггт		
	Capacity:		•				THE CLAIM FILE FOR ADDITIONAL
		-	OIR DATA.		RR3HE		THE CLAIM FILE FOR ADDITIONAL
Period o	f Use:	APRIL 15	то осто	BER 31			
Place of	Use:						
ID	<u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	90.00			8	17N	19E F	FERGUS
2	50.00		W2	9	17N	19E F	FERGUS
Total:	140.00						

#### **Remarks:**

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

146714-00 146730-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/29/2012: PLACE OF USE, MAXIMUM ACRES.

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THIS INTERBASIN TRANSFER CLAIM WAS NOT INCLUDED IN THE 41S BASIN TEMPORARY PRELIMINARY DECREE ISSUED 05/17/1984.

USDA AERIAL PHOTOGRAPH NO(S). 278-218 AND 278-221 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). MY-5CC-35 , DATED 09/05/1962 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 146731-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ROGER E LIPKE PO BOX 465 HILGER, MT 59451 0465			
	LORRAINE A LIPKE 722 HICKORY LN LEWISTOWN, MT 59457			
*Priority Date:	DECEMBER 31, 1947			
Type of Historical Right	: FILED			
*Purpose(use):	IRRIGATION			
Irrigation Type:	WATER SPREADING			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.			
*Volume:	43.40 AC-FT			
	THE VOLUME OF THIS CLAIM HAS BEEN REDUCED TO THE 1.4 ACRE-FEET PER ACRE GUIDELINE FOR WATER SPREADING. THE VOLUME MAY BE CONTESTED BY PROPER OBJECTION.			
Climatic Area	: 5 - LOW			
Maximum Acres:	31.00			
*Source Name:	DEER CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS DEER CREEK, MIDDLE FORK			
*Point of Diversion and Means of Diversion:				
ID Govt 1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWNE 22 17N 19E FERGUS			
Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DIVERSION DAM			

APRIL 25, 2014 40EJ 146731-00 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	2.00	N2SENE	21	17N	19E FERGUS
2	25.50	S2NW	22	17N	19E FERGUS
3	3.50	N2NWSW	22	17N	19E FERGUS
Total:	31.00				

#### **Remarks:**

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

USDA AERIAL PHOTOGRAPH NO(S). 278-264 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). MY-4CC-227 , DATED 09/04/1962 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 146734-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	KEITH L ARNTZEN 577 ARNTZEN LN HILGER, MT 59451				
<b>*Priority Date:</b>	DECEMBER 31, 1946				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF COTTONWOOD CREEK, SOUTH FORK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID Govt	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> SESWSE 27 19N 19E FERGUS				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

**Diversion Means:** DAM

-----

*Reservoir: ON	STREAM	Reservoi	r Name:	NO. 1	5	
<u>Govt</u> ]	<u>Lot</u> ( SE	<u>Qtr Sec</u> SWSE	<u>Sec</u> 27	<u>Twp</u> 19N	<u>Rge</u> 19E	<u>County</u> FERGUS
Diversion to R	leservoir: D	IVERSI	ON # 1			
Dam Height:		11.00 F	EET			
Depth:		8.00 F	FEET			
Surface Area:		0.50 A	CRES			
Capacity:		1.60 A	CRE-FE	EET		
	THE CAPAC DNRC.	XITY, DA	M HEIG	HT, AN	ID SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1	TO DEC	CEMBEF	R 31		
Place of Use:						
ID <u>Acres Govt</u>	Lot (	Qtr Sec	Sec	Twp	Rge	County
1	SE	SWSE	27	19N	19E	FERGUS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 152567-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	DOROTHY M EHLANG 103 STILLWATER LN BILLINGS, MT 59101
	HELEN L BLEY 1001 15TH NW GREAT FALLS, MT 59401
	BETTY J SANFORD 2851 BELMONT RD CASPER, WY 82604
Priority Date:	MAY 1, 1890
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS EHLANG SPRINGS

APRIL 25, 2014 40EJ 152567-00 Page 2 of 2

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

ID	ID Govt Lot		<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			SWSENE	15	28N	19E	BLAINE
Perio	d of Diversion	RY 1 TO DEC	CEMBE	R 31			
Diver	sion Means:	LIVEST	OCK DIREC	T FRO	M SOUF	RCE	
Period of Use: JANUARY 1 TO DECEMBER				R 31			
Place of Use:							
<u>ID</u>	<u>Acres</u> <u>Govt I</u>	<u>lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1			SWSENE	15	28N	19E	BLAINE

#### **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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/05/2010 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY DANIEL O AND MICHAEL J EHLANG.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 152895-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609				
*Priority Date:	SEPTEMBER 15, 1898				
Type of Historical Right	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	11.40 CFS				
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	: 5 - LOW				
Maximum Acres:	300.90				
*Source Name:	RUBY CREEK				
Source Type:	SURFACE WATER				
*Source Name:	C K CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and M	*Point of Diversion and Means 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> NWSENW 10 24N 25E PHILLIPS				
*Source Name:	C K CREEK				
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 HEADGATE				

APRIL 25, 2014 40EJ 152895-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
2		SWSWNE	15	24N	25E F	PHILLIPS
*Source N	ame: CKC	REEK				
Period of	<b>Diversion:</b> JANUA	ARY 1 TO DEC	CEMBE	ER 31		
Diversion	Means: HEAD	GATE				
3		SENENE	33	25N	25E F	PHILLIPS
*Source N	ame: RUBY	CREEK				
Period of	<b>Diversion:</b> JANUA	ARY 1 TO DEC	CEMBE	ER 31		
Diversion	Means: HEAD	GATE				
Period of Use:	: JANUA	RY 1 TO DEC	EMBE	R 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	60.00	W2E2	3	24N	25E PHILLIPS
2	4.20	NENESW	3	24N	25E PHILLIPS
3	28.00	SWSE	10	24N	25E PHILLIPS
4	7.30	W2SWSW	14	24N	25E PHILLIPS
5	58.70	NE	15	24N	25E PHILLIPS
6	32.70	N2SE	15	24N	25E PHILLIPS
7	38.80	SESE	15	24N	25E PHILLIPS
8	49.00	NE	22	24N	25E PHILLIPS
9	8.00	W2W2NW	23	24N	25E PHILLIPS
10	14.20	E2SE	33	25N	25E PHILLIPS
Total:	300.90				

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/30/2014: IRRIGATION METHOD, POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 01/25/1999.

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 152895-00, 152904-00, 152905-00, 152906-00.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 25 TO OCTOBER 5.

USDA AERIAL PHOTOGRAPH NO(S). 178-156 AND 178-189 , DATED 10/04/1980 AND 10/06/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED. AERIAL PHOTOGRAPH NO(S). AZS-10W-102 AND AZS-10W-206 , DATED 08/04/1959 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PRIORITY DATE OF THIS CLAIM IS UNCLEAR AS MULTIPLE PRIORITY DATES HAVE BEEN CLAIMED. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 152898-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609					
Priority Date: MAY 15, 1894						
Type of Historical Right	DECREED					
Purpose(use):	IRRIGATION					
Irrigation Type: WATER SPREADING						
Flow Rate:	4.75 CFS					
Volume:	432.30 AC-FT					
Climatic Area: 2 - MODERATELY HIGH						
Maximum Acres: 521.20						
Source Name:	ROCK CREEK					
Source Type:	Type: SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt 1</u>	<u>.ot Qtr Sec Sec Twp Rge County</u>					
1	SWSW 29 24N 25E PHILLIPS					
Period of Diversion	:					
<b>Diversion Means:</b>	DAM					
Ditch Name: LIZZIE PHILLIPS DITCH						
2	SWNWSE 32 24N 25E PHILLIPS					
	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	HEADGATE					

Reservoir: ON	STREAM	Reserve	oir Name:	JDF	RESER	RVOIR
<u>Govt</u> ]	<u>Lot</u>	<u>Qtr Sec</u> SWSW		<u>Twp</u> 24N	<u>Rge</u> 25E	<u>County</u> PHILLIPS
Diversion to R Dam Height: Depth: Surface Area: Capacity:		30.00 28.00 25.00		EET		
	COUNTY. THE RESI PHILLIPS	ERVOIR COUNT	EXTEND Y.	S INTC	) THE	E SEC 30 TWP 21N RGE 25E PHILLIPS SESE SEC 30 TWP 24N RGE 25E IRFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY	1 TO DE	ECEMBEI	R 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	27.50	W2W2W2	5	23N	25E PHILLIPS
2	163.80		6	23N	25E PHILLIPS
3	78.30	NE	7	23N	25E PHILLIPS
4	5.30	W2NWNW	8	23N	25E PHILLIPS
5	2.60	S2SWSW	29	24N	25E PHILLIPS
6	243.70		32	24N	25E PHILLIPS
Total:	521.20				

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/30/2014: IRRIGATION METHOD, POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, VOLUME, PRIORITY DATE, TYPE OF RIGHT.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 01/25/1999.

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

POINT OF DIVERSION AND PLACE OF USE INCLUDES GOVT LOTS 1, 2, AND 3 IN SEC 6 TWP 23N RGE 25E , PHILLIPS COUNTY.

POINT OF DIVERSION AND PLACE OF USE INCLUDES GOVT LOT 4 IN SEC 5 TWP 23N RGE 25E , PHILLIPS COUNTY.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 150 MINER'S INCHES DECREED IN CASE NO. 305, PHILLIPS COUNTY. 152898-00, 152899-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 152898-00, 152899-00.

THE PERIOD OF DIVERSION FROM THE SOURCE INTO STORAGE CANNOT BE IDENTIFIED.

APRIL 25, 2014 40EJ 152898-00

Page 3 of 3

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

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THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31.

THE PHILLIPS COUNTY WATER RESOURCES SURVEY ( 1968 ) APPEARS TO INDICATE 312 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 178-108 , DATED 10/04/1980 , APPEARS TO INDICATE 358 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THIS CLAIM APPEARS TO INCLUDE THREE SEPARATE APPROPRIATIONS OF WATER. THE ADDITIONAL APPROPRIATION IS 190 ADDITIONAL ACRES AS CITED IN THE PHILLIPS COUNTY WATER RESOURCES SURVEY (1968).

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

MULTIPLE TYPES OF IRRIGATION METHODS CLAIMED. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

BECAUSE MORE THAN ONE IRRIGATION METHOD IS CLAIMED, DNRC IS UNCERTAIN IF A FLOW RATE OR VOLUME SHOULD BE DECREED.

THE AMENDED RESERVOIR CAPACITY MAY BE INCORRECT. BASED ON THE PROVIDED SURFACE ACRES AND RESERVOIR DEPTH, THE CAPACITY APPEARS TO BE 280 ACRE-FEET.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 152899-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609			
<b>Priority Date:</b>	MAY 15, 1894			
Type of Historical Right	t: DECREED			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	ROCK CREEK			
Source Type:	SURFACE WATER			
	SOURCE INCLUDES AN UNNAMED TRIBUTARY OF ROCK CREEK.			
*Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1	W2 5 23N 25E PHILLIPS			
Period of Diversion: JANUARY 1 TO DECEMBER 31				
Diversion Means:				
2 Deried of Diversion	6 23N 25E PHILLIPS n: JANUARY 1 TO DECEMBER 31			
Diversion Means:				
Diversion means:				

APRIL 25, 2014 40EJ 152899-00 Page 2 of 3

\*Point of Diversion and Means of Diversion: Qtr Sec **Govt Lot** ID Twp Rge County Sec 3 NE 7 23N 25E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE W2NW 8 23N 25E PHILLIPS 4 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SWSW 29 5 24N 25E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DAM 25E PHILLIPS 6 SESE 30 24N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 SWSE 32 24N 25E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 8 W2 32 24N 25E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** POINT OF DIVERSION NOS. 2 THROUGH 8 INCLUDE STOCK DRINKING FROM STREAMS AND DITCHES. ONSTREAM Reservoir Name: J D RESERVOIR \*Reservoir: **Govt Lot Qtr Sec** Sec <u>Twp</u> <u>Rge</u> <u>County</u>

	SESE	: 30	24N	25E	PHILLIPS		
Diversion to Re	servoir: DIVER	SION # 6					
Dam Height:	30.00	FEET					
Depth:	28.00	FEET					
Surface Area:	25.00	ACRES					
Capacity:	350.00	ACRE-F	EET				
	J D RESERVOIR V CLAIM NO. 15289					NT TO STATE	MENT OF

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		W2	5	23N	25E PHILLIPS
2			6	23N	25E PHILLIPS
3		NE	7	23N	25E PHILLIPS
4		W2NW	8	23N	25E PHILLIPS
5		SWSW	29	24N	25E PHILLIPS
6		SESE	30	24N	25E PHILLIPS
7		SWSE	32	24N	25E PHILLIPS
8		W2	32	24N	25E PHILLIPS

APRIL 25, 2014

40EJ 152899-00

Page 3 of 3

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/30/2014: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, VOLUME, PRIORITY DATE, TYPE OF RIGHT.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 150 MINER'S INCHES DECREED IN CASE NO. 305, PHILLIPS COUNTY. 152898-00, 152899-00.

THIS CLAIM IS CLAIMING MULTIPLE MEANS OF DIVERSIONS. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 152898-00, 152899-00.

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.

THIS CLAIM APPEARS TO BE CLAIMING MULTIPLE APPROPRIATIONS OF WATER. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

THE AMENDED RESERVOIR CAPACITY MAY BE INCORRECT. BASED ON THE PROVIDED SURFACE ACRES AND RESERVOIR DEPTH, THE CAPACITY APPEARS TO BE 280 ACRE-FEET.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 152900-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	LAZY JD CATTLE CO 2401 LAZY JD RD DODSON, MT 59524			
<b>Priority Date:</b>	DECEMBER 31, 1920			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	MISSOURI RIVER			
Source Type:	SURFACE WATER			
Point of Diversion and	Means of Diversion:			
<u>ID</u> <u>Govt</u>	<u>Lot Qtr Sec Sec Twp Rge County</u>			
1	N2S2 7 21N 27E PHILLIPS			
Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			
2	NWSWSW 7 21N 27E PHILLIPS			
Period of Diversion	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			
3	S2S2 8 21N 27E PHILLIPS			
	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			

Point of Diversion and Means of Diversion:

**Govt Lot** ID Otr Sec Sec Twp Rge County 4 W2SW 8 21N 27E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** S2S2 9 21N 27E PHILLIPS 5 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 21N 27E PHILLIPS 6 S2 10 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE S2SW 7 11 21N 27E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 8 S2S2 12 21N 27E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 9 S2S2 7 21N 28E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 10 S2S2 8 21N 28E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 11 E2 9 21N 28E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 21N 28E PHILLIPS 12 N2SW 9 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means: 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		N2S2	7	21N	27E PHILLIPS
2		NWSWSW	7	21N	27E PHILLIPS
3		S2S2	8	21N	27E PHILLIPS
4		W2SW	8	21N	27E PHILLIPS
5		S2S2	9	21N	27E PHILLIPS
6		S2	10	21N	27E PHILLIPS
7		S2SW	11	21N	27E PHILLIPS
8		S2S2	12	21N	27E PHILLIPS
9		S2S2	7	21N	28E PHILLIPS
10		S2S2	8	21N	28E PHILLIPS
11		E2	9	21N	28E PHILLIPS
12		N2SW	9	21N	28E PHILLIPS

Place of Use:

ID Acres Govt Lot

<u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>

THE PLACE OF USE APPEARS TO BE WITHIN THE HIGHWATER MARKS OF FORT PECK RESERVOIR. WATER WOULD ONLY BE AVAILABLE IN MUCH OF THE PLACE OF USE DURING EXCEEDINGLY WET YEARS AND THEN ONLY EARLY IN THE YEAR.

#### **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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/02/2012, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USDI BUREAU OF LAND MANAGEMENT.

THE USDI FISH AND WILDLIFE SERVICE HAS FENCED OFF MOST OF THE MISSOURI RIVER RIPARIAN AREA FORMERLY EXPOSED FOR LIVESTOCK WATERING AND REPLACED THE INSTREAM USE WITH NUMEROUS SMALL OFF-STREAM STOCK WATER RESERVOIRS. THEY OWN THE PLACE OF USE AND POINT OF DIVERSION AND CONTROL THE RESERVOIRS. THE USE OF THIS WATER RIGHT AS ORIGINALLY CLAIMED IS QUESTIONABLE.

THE POINTS OF DIVERSION APPEAR TO BE INCORRECT. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

A RESERVOIR STORAGE RIGHT ON THIS CLAIM MAY BE QUESTIONABLE. THE DAM IS LOCATED ON ANOTHER INDIVIDUAL'S PROPERTY WHICH IS COVERED BY CLAIM NO. 123456 -00.

THE CLAIMED SOURCE MAY BE QUESTIONABLE. BASED ON AVAILABLE DATA, THE SOURCE MAY BE SURFACE WATER FROM VARIOUS RESERVOIRS.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 152901-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	LAZY JD CATTLE CO 2401 LAZY JD RD DODSON, MT 59524
Priority Date:	SEPTEMBER 4, 1964
Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	15.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
$\frac{\mathbf{ID}}{1}$ Govt 1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWSW 25 24N 26.5E PHILLIPS
<b>Period of Diversion</b>	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	NENWSW 25 24N 26.5 PHILLIPS E

APRIL 25, 2014 40EJ 152901-00

Page 2 of 2

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

POINT OF DIVERSION AND PLACE OF USE ARE LOCATED IN TWP 24N RGE 26.5E SEC25, PHILLIPS COUNTY.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 152902-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	LAZY JD CATTLE CO 2401 LAZY JD RD DODSON, MT 59524
Priority Date:	FEBRUARY 6, 1962
Type of Historical Right	t: FILED
Purpose(use):	STOCK
Flow Rate:	8.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
$\frac{\text{ID}}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge County</u> NWSENW 10 24N 26E PHILLIPS
•	1: JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u> <u>Govt 1</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	NWSENW 10 24N 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.

152902-00 152903-00

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 1529 Version:	0 <b>03-00</b> 1 ORIO Status:	GINAL F		DF CLAIM	
Owners:	LAZY JD CATTLE CO 2401 LAZY JD RD DODSON, MT 59524					
Priority Date:	FEBRUARY 6, 1962					
Type of Historical Right	: FILED					
Purpose(use):	DOMESTIC	>				
Flow Rate:	8.00 GPM					
Volume:	4.00 AC-F1	Г				
Households:	1					
Maximum Acres:	1.50					
Source Name:	GROUNDV	VATER				
Source Type:	GRO	JNDWAT	ER			
Point of Diversion and I	Means of Div	ersion:				
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt I}$	NV	<u>Qtr Sec</u> VSENW	-	<u>Twp</u> 24N	RgeCounty26EPHILLIPS	
Period of Diversion		1 TO DE	CEMBE	R 31		
Diversion Means: Period of Use:	JANUARY			D 21		
	JANUART	TIODE		N 31		
Place of Use:	at	Ota Soo	500	Trum	Dec Country	
ID <u>Acres Govt I</u>		<u>Qtr Sec</u>	Sec	<u>Twp</u>	<u>Rge</u> <u>County</u>	
1 1.50	NV	VSENW	10	24N	26E PHILLIPS	
<b>Total:</b> 1.50						

#### Remarks:

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

152902-00 152903-00

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 152904-00	STATEMEN	T OF CLAIM		
	Version: 1 ORI	GINAL RIGH	Т		
	Status:	ACTIVE			
Owners:	NINE BAR SIX INC 53641 US HWY 191 ZORTMAN, MT 595	-			
<b>Priority Date:</b>	SEPTEMBER 26, 18	398			
Type of Historical Right	t: FILED				
Purpose(use):	STOCK				
*Flow Rate:	CONSISTS OF STO DITCH SYSTEM. T	CK DRINKIN HE FLOW R/	NOT BEEN DECREED BECAUSE THIS USE IG DIRECTLY FROM THE SOURCE, OR FROM A ATE IS LIMITED TO THE MINIMUM AMOUNT O SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	SPRING, UNNAME	D TRIBUTAF	RY OF C K CREEK		
Source Type:	SURFACE WA	TER			
	ALSO KNOWN AS I	PETERS SPF	RING		
Point of Diversion and	Means of Diversion:				
IDGovt1	Lot Qtr Sec SENESE	<u>Sec Twr</u> 15 24N			
Period of Diversion	n: JANUARY 1 TO DE	CEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIREC	CT FROM SO	URCE		
Period of Use:	JANUARY 1 TO DE	CEMBER 31			
Place of Use:					
ID <u>Acres</u> Govt	Lot <u>Qtr Sec</u>	Sec Twj	<u>p Rge County</u>		
1	SENESE	15 24N	N 25E 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 APPEARS TO BE DUPLICATED BY CLAIM NO. 152905-00 WHICH IS BASED ON THE SAME FILED APPROPRIATION RIGHT. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 152895-00, 152904-00, 152905-00, 152906-00.

THE PRIORITY DATE OF THIS CLAIM IS UNCLEAR AS MULTIPLE PRIORITY DATES HAVE BEEN CLAIMED. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 1529	905-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	NINE BAR 53641 US ZORTMAN	HWY 191	-	)		
<b>Priority Date:</b>	SEPTEMB	ER 26, 18	898			
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	S OF STO STEM. TI	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIN	FURP	OSES A	AT THI	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, U	JNNAME	) TRIB	UTARY	OF C	KCREEK
Source Type:	SURI	FACE WA	TER			
Point of Diversion and	Means of Div	version:				
ID Govt		<u>Qtr Sec</u> NESESE	<u>Sec</u> 15	<u>Twp</u> 24N		<u>County</u> PHILLIPS
Period of Diversion		-	-	-		
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
Period of Use:	JANUARY	1 TO DE	CEMBE	R 31		
Place of Use:						
<b>ID</b> <u>Acres</u> <u>Govt</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	1	NESESE	15	24N	25E	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 APPEARS TO BE DUPLICATED BY CLAIM NO. 152904-00 WHICH IS BASED ON THE SAME FILED APPROPRIATION RIGHT. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 152895-00, 152904-00, 152905-00, 152906-00.

THE PRIORITY DATE OF THIS CLAIM IS UNCLEAR AS MULTIPLE PRIORITY DATES HAVE BEEN CLAIMED. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 152906-00 STATEMENT OF CLAIM					
	version.	ORIGI tatus:	NAL RI ACT			
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609					
Priority Date:	SEPTEMBER 26, 1898					
Type of Historical Right: FILED						
*Purpose(use):	MULTIPLE DO	OMESTIC	2			
Flow Rate:	20.00 GPM					
Volume:	5.00 AC-FT					
Households:	2					
Maximum Acres:	1.50					
*Source Name:	SPRING, UNI	NAMED	TRIBU	TARY	OF C	K CREEK
Source Type:	SURFAC	CE WATE	ER			
Point of Diversion and I	Means of Divers	ion:				
ID 1 Period of Diversion	NES	SESE	15	24N		<u>County</u> PHILLIPS
Diversion Means:	UNDEVELOF			51		
	PIPELINE U	SED AS /	AN AD		IAL M	EANS OF DIVERSION.
Period of Use:	JANUARY 1 1	TO DECE	MBER	31		
Place of Use:						
ID <u>Acres</u> Govt I	Lot Q	tr Sec S	Sec	Twp	Rge	<u>County</u>
1 1.50	NES	SESE	15	24N	25E	PHILLIPS
<b>Total:</b> 1.50						

#### **Remarks:**

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

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

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 152895-00, 152904-00, 152905-00, 152906-00.

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

THE PRIORITY DATE OF THIS CLAIM IS UNCLEAR AS MULTIPLE PRIORITY DATES HAVE BEEN CLAIMED. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 152907-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	LAZY JD CATTLE CO 2401 LAZY JD RD DODSON, MT 59524			
Priority Date:	OCTOBER 1, 1897			
Type of Historical Right	: FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	4.70 CFS			
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area	: 2 - MODERATELY HIGH			
Maximum Acres:	124.00			
Source Name:	CAMP CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and M	Means of Diversion:			
<u>ID</u> <u>Govt I</u>				
1	NESWSE 21 24N 26E PHILLIPS			
Diversion Means:	I: MARCH 1 TO SEPTEMBER 30 DIKE			
Period of Use:	MARCH 1 TO SEPTEMBER 30			

APRIL 25, 2014 40EJ 152907-00 Page 2 of 2

#### \*Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>
1	32.00	SWSE	21	24N	26E PHILLIPS
2	11.00	NE	28	24N	26E PHILLIPS
3	75.00	NW	28	24N	26E PHILLIPS
4	6.00	N2SW	28	24N	26E PHILLIPS
Total:	124.00				

#### **Remarks:**

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

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

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 152908-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609
<b>Priority Date:</b>	MARCH 20, 1916
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	C K CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> 1 23N 25E PHILLIPS
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
2	W2 6 23N 26E PHILLIPS
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
3	W2NE 7 23N 26E PHILLIPS
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 152908-00 Page 2 of 5

\*Point of Diversion and Means of Diversion:

Qtr Sec County ID Govt Lot Sec Twp Rge 4 NENW 7 23N 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE S2SE 26E PHILLIPS 5 17 23N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SENW 21 23N 26E PHILLIPS 6 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 26E PHILLIPS 7 W2NW 21 23N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE NWSE 21 23N 26E PHILLIPS 8 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** S2SE 21 23N 26E PHILLIPS 9 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 10 NESW 21 23N 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 11 SWSW 26 23N 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 12 SWNE 27 23N 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 13 NWNW 27 23N 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 14 S2NW 27 23N 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE N2SE 27 23N 26E PHILLIPS 15 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 16 SESE 27 23N 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 17 23N NENE 28 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 18 S2NE 35 23N 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 

APRIL 25, 2014 40EJ 152908-00 Page 3 of 5

\*Point of Diversion and Means of Diversion: Qtr Sec **Govt Lot** ID Twp Rge County Sec 19 N2NW 35 23N 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SENW 26E PHILLIPS 20 35 23N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 21 N2SE 35 23N 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** SWSWSW 22 25 24N 25E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 23 SWNE 26 24N 25E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 24 SE 26 24N 25E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 25 E2SE 26 25E PHILLIPS 24N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DAM 26 NW 36 24N 25E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 DAM **Diversion Means:** NW 25E PHILLIPS 27 36 24N Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means: ONSTREAM Reservoir Name: HENSEN RESERVOIR** \*Reservoir: **Govt Lot** Qtr Sec Rge County Sec Twp 25E PHILLIPS E2SE 26 24N **Diversion to Reservoir: DIVERSION #25** 12.00 FEET Dam Height: 10.00 FEET Depth: **Surface Area:** 4.50 ACRES **Capacity:** 18.00 ACRE-FEET **ONSTREAM** Reservoir Name: LAZY J-D NO. 2 \*Reservoir: **Otr Sec** Govt Lot Sec Twp Rge County NW 36 24N 25E PHILLIPS **DIVERSION #26 Diversion to Reservoir:** 15.00 FEET **Dam Height:** 

Dam Height:13.00FEETDepth:13.00FEETSurface Area:32.00ACRESCapacity:166.40ACRE-FEET

### THE DAM EXTENDS INTO THE NESENE SEC 35 TWP 24N RGE 25E PHILLIPS COUNTY. THE CAPACITY HAS 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			1	23N	25E PHILLIPS
2		W2	6	23N	26E PHILLIPS
3		W2NE	7	23N	26E PHILLIPS
4		NENW	7	23N	26E PHILLIPS
5		S2SE	17	23N	26E PHILLIPS
6		SENW	21	23N	26E PHILLIPS
7		W2NW	21	23N	26E PHILLIPS
8		NWSE	21	23N	26E PHILLIPS
9		S2SE	21	23N	26E PHILLIPS
10		NESW	21	23N	26E PHILLIPS
11		SWSW	26	23N	26E PHILLIPS
12		SWNE	27	23N	26E PHILLIPS
13		NWNW	27	23N	26E PHILLIPS
14		S2NW	27	23N	26E PHILLIPS
15		N2SE	27	23N	26E PHILLIPS
16		SESE	27	23N	26E PHILLIPS
17		NENE	28	23N	26E PHILLIPS
18		S2NE	35	23N	26E PHILLIPS
19		N2NW	35	23N	26E PHILLIPS
20		SENW	35	23N	26E PHILLIPS
21		N2SE	35	23N	26E PHILLIPS
22		SWSWSW	25	24N	25E PHILLIPS
23		SWNE	26	24N	25E PHILLIPS
24		SE	26	24N	25E PHILLIPS
25		E2SE	26	24N	25E PHILLIPS
26		NW	36	24N	25E PHILLIPS
27		NW	36	24N	25E PHILLIPS

#### **Remarks:**

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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.

AN AMENDMENT WAS SUBMITTED 01/30/2014 TO AMEND THE SOURCE, POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, FLOW RATE, VOLUME . THE AMENDMENT SUBSTANTIALLY CHANGES THE ORIGINALLY FILED STATEMENT OF CLAIM.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 152909	-00 STATE	MENT C	OF CLAIM		
	Version: 1	ORIGINAL F	RIGHT			
	S	tatus: AC	TIVE			
Owners:	SQUARE BUTTE GRAZING ASSN PO BOX 793 LEWISTOWN, MT 59457 0793					
	NINE BAR SIZ 53641 US HW ZORTMAN, M					
Priority Date:	SEPTEMBER	23, 1899				
Type of Historical Right	FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	WATER SPR	EADING				
Flow Rate:	5.00 CFS					
Volume:	74.40 AC-FT					
Climatic Area:	2 - MODERAT	FELY HIGH				
Maximum Acres:	191.30					
Source Name:	ALDER CREE	ΞK				
Source Type:	SURFAC	CE WATER				
Point of Diversion and N	Ieans of Divers	ion:				
ID Govt I		<u>tr Sec</u> <u>Sec</u>	Twp			
1		WNW 26		25E PHILLIPS		
Period of Diversion		TO DECEMBE	R 31			
<b>Diversion Means:</b> 2			04N			
∠ Period of Diversion		NESE 26		25E PHILLIPS		
Diversion Means:			.11 01			

APRIL 25, 2014 40EJ 152909-00 Page 2 of 3

R	eservoir: ON	STREAM					
	<u>Govt</u> ]	Lot	<u>Qtr Sec</u> SWNESE		<u>Twp</u> 24N	<u>Rge</u> 25E	<u>County</u> PHILLIPS
	Diversion to R	eservoir:	DIVERS	SION # 2	2		
	Dam Height:		10.00	FEET			
	Depth:		8.00	FEET			
	Surface Area:		4.20	ACRES	3		
	Capacity:		13.40	ACRE-	FEET		
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>	<b>County</b>
1	7.00	S	SWSWSW	25	24N	25E	PHILLIPS
2	31.80		SENE	26	24N	25E	PHILLIPS
3	19.40		NENW	26	24N	25E	PHILLIPS
4	15.50		N2SE	26	24N	25E	PHILLIPS
5	37.00		NWSE	26	24N	25E	PHILLIPS
6	12.60		NESW	26	24N	25E	PHILLIPS
7	15.00		NENE	35	24N	25E	PHILLIPS
8	14.80		NWNW	36	24N	25E	PHILLIPS

Total: 191.30

38.20

#### Remarks:

9

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

24N 25E PHILLIPS

152909-00 152914-00 152924-00

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 01/25/1999.

S2NW

36

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.

AN AMENDMENT WAS SUBMITTED ON 01/30/2014 REQUESTING TO AMEND THE METHOD OF IRRIGATION, SOURCE, PERIOD OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, PRIORITY DATE, TYPE OF RIGHT. THE AMENDMENT HAS NOT BEEN IMPLEMENTED AS IT HAS NOT BEEN SIGNED BY ALL OWNERS OF DNRC RECORD. ALSO, AS THE AMENDMENT INCLUDES TWO IRRIGATION METHODS, MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

THE PHILLIPS COUNTY WATER RESOURCES SURVEY (1968) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 178-156 , DATED 10/05/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PHILLIPS COUNTY WATER RESOURCES SURVEY (1968) IDENTIFIES THE PRIORITY DATE AS 12/06/1907 OR 07/09/1908.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 152910-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609							
<b>Priority Date:</b>	AUGUST 10, 1909							
Type of Historical Right	FILED							
Purpose(use):	IRRIGATION							
Irrigation Type:	WATER SPREADING							
*Flow Rate:	4.36 CFS							
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO THE GUIDELINE OF 17 GPM PER ACRE . THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.							
Volume:	105.80 AC-FT							
Climatic Area	2 - MODERATELY HIGH							
Maximum Acres:	115.10							
*Source Name:	ALDER CREEK							
Source Type:	SURFACE WATER							
*Source Name: Source Type:	UNNAMED TRIBUTARY OF ALDER CREEK SURFACE WATER ALSO KNOWN AS COAL BUTTE COULEE							
Point of Diversion and N	Aeans of Diversion:							
<u>ID</u> <u>Govt I</u>								
1 *Source Name:	NWNWSW 13 24N 25E PHILLIPS UNNAMED TRIBUTARY OF ALDER CREEK							
Source i duiter	: JANUARY 1 TO DECEMBER 31							
Diversion Means:	HEADGATE							

APRIL 25, 2014 40EJ 152910-00 Page 2 of 3

Point of Diversion and Means of Diversion:									
<u>ID</u> 2	<u>(</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County			
2			SE	14	24N	25E	PHILLIPS		
*Sou	urce Name	: ALDER C	REEK						
Per	riod of Div	ersion: JANUAR	1 TO DE	CEMBE	R 31				
Div	version Me	ans: DAM							
R	eservoir:	ONSTREAM	Reservoi	r Name	: SCHO	DOLH	OUSE (VOSS) RESERVOIR		
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> SE	<u>Sec</u> 14	<u>Twp</u> 24N	<u>Rge</u> 25E	<u>County</u> PHILLIPS		
	Diversion	n to Reservoir:	DIVERSI	ON # 2					
Dam Height:			6.00 F	EET					
Depth:			5.00 FEET						
	Surface A	Area:	20.00 A	ACRES					
	Capacity	:	40.00 A	ACRE-F	EET				
Period of Use: JANUAR'			1 TO DE	CEMBE	R 31				
Place of	f Use:								
ID	Acres (	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>		
1	22.70		SWSW	24	24N	25E	PHILLIPS		
2	92.40		W2W2	25	24N	25E	PHILLIPS		
Total:	115.10								

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/30/2014: IRRIGATION METHOD, SOURCE, POINT OF DIVERSION, PERIOD OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, VOLUME, PRIORITY DATE, TYPE OF RIGHT.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 01/25/1999.

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31.

THE PHILLIPS COUNTY WATER RESOURCES SURVEY (1968) APPEARS TO INDICATE 60 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 178-156 , DATED 10/05/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE LEGAL LAND DESCRIPTION FOR POINT OF DIVERSION NO. 2 COULD NOT BE REFINED FROM INFORMATION IN THE FILE. THIS CLAIMED POINT OF DIVERSION CANNOT BE CONFIRMED.

THE PRIORITY DATE MAY BE QUESTIONABLE. ACCORDING TO INFORMATION IN THE CLAIM FILE, IT APPEARS WATER FROM THE SOURCE WAS FIRST USED IN AUGUST 5, 1909.

MULTIPLE TYPES OF IRRIGATION METHODS CLAIMED. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

BECAUSE MORE THAN ONE IRRIGATION METHOD IS CLAIMED, DNRC IS UNCERTAIN IF A FLOW RATE OR VOLUME SHOULD BE DECREED. THIS CLAIM APPEARS TO BE CLAIMING TWO SEPARATE SOURCES OF WATER. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 152911-	<b>00</b> STATE	EMENT C	OF CL	AIM			
	Version: 1 -	- ORIGINAL	RIGHT					
	St	atus: A	CTIVE					
Owners:	NINE BAR SIX 53641 US HW ZORTMAN, M	Y 191 S	9					
<b>Priority Date:</b>	DECEMBER 31, 1957							
Type of Historical Right	: FILED							
Purpose(use):	STOCK							
Flow Rate:	8.00 GPM							
*Volume:	*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FO STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name: SPRING, UNNAMED TRIBUTARY OF CAMP CREEK					AMP CREEK			
Source Type:	GROUNDWATER							
Point of Diversion and I	Means of Diversi	on:						
ID Govt 1		r Sec Sec	Twp		County			
1			24N	26E	PHILLIPS			
Period of Diversion Diversion Means:	DEVELOPED		ER 31					
Diversion weans.	-		NCLUDE	SAP	IPELINE AND STOCK TANK.			
Period of Use:	JANUARY 1 T	O DECEMBI	ER 31					
Place of Use:								
<u>ID</u> <u>Acres Govt I</u>	Lot Qt	r Sec Sec	Twp	Rge	<u>County</u>			
1	NWN	SW 32	24N	26E	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."

#### **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 152912-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609							
<b>*Priority Date:</b>	DECEMBER 31, 1964							
Type of Historical Righ	it: USE							
Purpose(use):	STOCK							
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK							
Source Type:	SURFACE WATER							
*Point of Diversion and Means of Diversion:								
<u>ID</u> <u>Govt</u>								
1	NESESE 24 23N 25E PHILLIPS							
Period of Diversion: JANUARY 1 TO DECEMBER 31								

Diversion Means: DAM

APRIL 25, 2014 40EJ 152912-00 Page 2 of 2

*Reservoir:	ONSTREAM					
<u>G</u>	ovt Lot	<u>Qtr Sec</u> NESESE	<u>Sec</u> 24	<u>Twp</u> 23N	<u>Rge</u> 25E	<u>County</u> PHILLIPS
<b>Diversion to Reservoir:</b>		DIVERS	SION # 1			
Dam Heig	ht:	12.00	FEET			
Depth:		9.00	FEET			
Surface A	rea:	1.30	ACRES			
Capacity:		4.68	ACRE-F	EET		
	THE CAP DNRC.	PACITY, D	AM HEIC	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUAR	Y 1 TO DI	ECEMBE	R 31		
*Place of Use:						
<u>ID</u> <u>Acres</u> <u>G</u>	ovt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		NESESE	24	23N	25E	PHILLIPS
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

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

Water Right Number:	40EJ 1529	913-00	STATE	MENT (	OF CL	AIM		
	Version:	1 ORI	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	LAZY JD C 2401 LAZY DODSON,	′ JD RD						
Priority Date:	NOVEMBER 1, 1958							
Type of Historical Right	:USE							
Purpose(use):	STOCK							
Flow Rate:	8.00 GPM							
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
Source Name:	GROUND	NATER						
Source Type:	GROUNDWATER							
Point of Diversion and M	Means of Div	ersion:						
ID 1 Period of Diversion	S	<u>Qtr Sec</u> WSESW	<u>Sec</u> 21 CEMBE	<u>Twp</u> 24N =R 31		<u>County</u> PHILLIPS		
Diversion Means:	WELL							
Period of Use:	JANUARY	1 TO DE	СЕМВЕ	R 31				
Place of Use:								
ID <u>Acres</u> Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County		
1	SI	NSESW	21	24N	26E	PHILLIPS		

**Remarks:** 

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

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

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Water Right Number:	40EJ 152914-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609
Priority Date:	SEPTEMBER 15, 1897
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
Flow Rate:	7.00 CFS
*Volume:	80.00 AC-FT
	THE VOLUME OF THIS CLAIM HAS BEEN REDUCED TO THE 2.0 ACRE-FEET PER ACRE GUIDELINE FOR WATER SPREADING. THE VOLUME MAY BE CONTESTED BY PROPER OBJECTION.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	191.30
*Source Name:	C K CREEK
Source Type:	SURFACE WATER
*Source Name:	GROUSE GULCH
Source Type:	SURFACE WATER
	ALSO KNOWN AS GROUSE POINT CREEK
	ALSO KNOWN AS GROUSE CREEK

APRIL 25, 2014 40EJ 152914-00 Page 2 of 3

Point of Diversion and Means of Diversion:									
<u>ID</u>	<u>Govt L</u>		Sec	Twp		<u>County</u>			
1		SWNWNW	22	24N	25E	PHILLIPS			
	urce Name:	GROUSE GULCH							
		JANUARY 1 TO DECEMBER 31							
	version Means:	HEADGATE							
2		SWNESE	26	24N	25E	PHILLIPS			
	urce Name:	C K CREEK							
		JANUARY 1 TO DECEMBER 31							
Di	version Means:	DAM							
						JLCH, ALSO KNOWN AS GROUSE CREEK EYED TO ALDER CREEK WHICH IS USED			
						WATER TO THE PLACE OF USE.			
*R	eservoir: ONS	TREAM Reservo	ir Name	HEN	SEN F	RESERVOIR			
	Govt L	ot <u>Qtr Sec</u> E2SE	<u>Sec</u> 26	<u>Twp</u> 24N		<u>County</u> PHILLIPS			
	Diversion to Re Dam Height: Depth: Surface Area: Capacity:	12.00 10.00 4.50 18.00	FEET FEET ACRES ACRE-F	EET					
Period	of Use:	JANUARY 1 TO DE	CEMBE	R 31					
Place of									
<u>ID</u>	<u>Acres</u> <u>Govt L</u>	ot <u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>			
1	7.00	SWSWSW	25	24N	25E	PHILLIPS			
2	31.80	SENE	26	24N	25E	PHILLIPS			
3	19.40	NENW	26	24N	25E	PHILLIPS			
4	15.50	N2SE	26	24N	25E	PHILLIPS			
5	37.00	NWSE	26	24N	25E	PHILLIPS			
6	12.60	NESW	26	24N	25E	PHILLIPS			
7	15.00	NENE	35	24N	25E	PHILLIPS			
8	14.80	NWNW	36	24N	25E	PHILLIPS			

#### Remarks:

Total:

9

38.20

191.30

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

36 24N 25E PHILLIPS

152909-00 152914-00 152924-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/30/2014: IRRIGATION METHOD, SOURCE, POINT OF DIVERSION, MEANS OF DIVERSION, PERIOD OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, PRIORITY DATE, TYPE OF RIGHT.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 01/25/1999.

S2NW

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31.

USDA AERIAL PHOTOGRAPH NO(S). 178-156 , DATED 10/05/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). AZS-13W-33 , DATED 08/04/1959 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

THE LEGAL LAND DESCRIPTION FOR POINT OF DIVERSION NO. 2 COULD NOT BE REFINED FROM INFORMATION IN THE FILE. THIS CLAIMED POINT OF DIVERSION CANNOT BE CONFIRMED.

THE PRIORITY DATE MAY BE QUESTIONABLE. IT IS UNCLEAR WHETHER THE CLAIMED PRIORITY DATE IS 1897 OR 07/21/1900.

MULTIPLE TYPES OF IRRIGATION METHODS CLAIMED. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

BECAUSE MORE THAN ONE IRRIGATION METHOD IS CLAIMED, DNRC IS UNCERTAIN IF A FLOW RATE OR VOLUME SHOULD BE DECREED.

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

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 152915	-00 STATE	EMENT (	OF CL	AIM
	Version: 1	ORIGINAL	RIGHT		
	St	tatus: A	CTIVE		
Owners:	LAZY JD CAT 2401 LAZY JE DODSON, MT	) RD			
<b>Priority Date:</b>	JUNE 30, 193	0			
Type of Historical Right	t: FILED				
Purpose(use):	STOCK				
*Flow Rate:	CONSISTS O DITCH SYSTE	F STOCK DF EM. THE FLO	RINKING OW RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A .IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK WATE ANIMAL UNIT	ERING PURF . ANIMAL UI	POSES A	AT THE	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
Source Name:	BEAUCHAMF	CREEK			
Source Type:	SURFAC	E WATER			
*Point of Diversion and	Means of Divers	ion:			
IDGovt1	<u>Lot</u> <u>Q</u> t NWN	t <u>r Sec</u> <u>Sec</u> ENW 11	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Period of Diversion			-		
<b>Diversion Means:</b>	LIVESTOCK				
2		NW 14	23N	27E	PHILLIPS
Period of Diversion Diversion Means:	LIVESTOCK		-	RCE	
Period of Use:	JANUARY 1 T			VOL	
rentou of Use:	JANUARTITI				

\*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		NWNENW	11	23N	27E PHILLIPS
2		NW	14	23N	27E PHILLIPS

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/16/2013: POINT OF DIVERSION, PLACE OF USE.

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 OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OR ALL OF THE PLACE OF USE APPEARS TO BE ON FEDERAL LAND.

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Water Right Number:	40EJ 1529	916-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI(	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	NINE BAR 53641 US ZORTMAN	HWY 191		)		
*Priority Date:	DECEMBE	R 31, 195	57			
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
Flow Rate:	3.00 GPM					
*Volume:	STOCK W	ATERING NIT. ANIM	PURP 1AL UN	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, L	JNNAME	) TRIB	UTARY	OF C	KCREEK
Source Type:	GRO	UNDWAT	ER			
Point of Diversion and M	Means of Div	ersion:				
IDGovt I1		<u>Qtr Sec</u> ENWNE	<u>Sec</u> 9	<u>Twp</u> 24N		<u>County</u> PHILLIPS
<b>Period of Diversion</b>				ER 31		
<b>Diversion Means:</b>	DEVELOP	-	-			
	PIPELINE	AND TAN	ik Use	ED AS A	N AD	DITIONAL MEANS OF DIVERSION.
Period of Use:	JANUARY	1 TO DEC	CEMBE	R 31		
*Place of Use:						
ID Acres Govt I	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	S	WNENE	9	24N	25E	PHILLIPS
Demonstra						

**Remarks:** 

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

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

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

Water Right Number:	40EJ 152917	7-00 STAT	EMENT (	OF CL	AIM
	Version: 1	ORIGINA	L RIGHT		
	S	status:	ACTIVE		
Owners:	LAZY JD CA <sup>-</sup> 2401 LAZY J DODSON, M	D RD			
Priority Date:	DECEMBER	31, 1959			
Type of Historical Right	FILED				
Purpose(use):	STOCK				
Flow Rate:	3.00 GPM				
*Volume:	STOCK WAT	ERING PUR T. ANIMAL L	POSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
Source Name:	SPRING, UN	NAMED TR	IBUTARY	OF B	EAUCHAMP CREEK
Source Type:	GROUN	IDWATER			
Point of Diversion and N	leans of Diver	sion:			
$\frac{ID}{1} \qquad \frac{Govt I}{I}$		<u>tr Sec</u> <u>Sec</u> SESE 25			<u>County</u> PHILLIPS
Period of Diversion Diversion Means:			BER 31		
	MEANS OF I	DIVERSION	INCLUDE	SAP	IPELINE AND STOCK TANK.
Period of Use:	JANUARY 1		BER 31		
Place of Use:					
ID <u>Acres</u> Govt I	<u>.ot</u> Q	tr Sec Sec	<u>Twp</u>	Rge	County
1	SE	SESE 25	25N	25E	PHILLIPS

**Remarks:** 

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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 1529	918-00 S	STATE	MENT C	OF CL	AIM			
	Version:	1 ORIG							
		Status:	AC	TIVE					
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609								
*Priority Date:	DECEMBE	R 31, 195	7						
Type of Historical Right	: FILED								
Purpose(use):	DOMESTI	C							
Flow Rate:	10.00 GPN	1							
Volume:	6.00 AC-F	Т							
Households:	1								
Maximum Acres:	6.00								
*Source Name:	SPRING, U	JNNAMED		UTARY	OF S	PRING CREEK			
Source Type:	GROUNDWATER								
Point of Diversion and I	Means of Div	version:							
$\underline{ID}$ <u>Govt</u>		Qtr Sec	Sec	Twp		County			
1 Period of Diversion		NENENE	14 CEMBE	23N R 31	26E	PHILLIPS			
	DEVELOF		-						
	PUMP US	SED AS AN		TIONAL	. MEA	NS OF DIVERSION.			
Period of Use:	JANUARY	1 TO DEC	EMBE	R 31					
Place of Use:									
ID Acres Govt 1	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>			
1 6.00	١	NENENE	14	23N	26E	PHILLIPS			
<b>Total:</b> 6.00									

#### **Remarks:**

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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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 178-112, DATED 10/04/1980, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED FOR DOMESTIC IRRIGATION PURPOSES.

THE POINTS OF DIVERSION APPEAR TO BE INCORRECT. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

THE CLAIMED VOLUME APPEARS TO BE INADEQUATE FOR THE CLAIMED PURPOSE.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

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

Remarks:

# 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:	<b>40EJ 152919-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	LAZY JD CATTLE CO 2401 LAZY JD RD DODSON, MT 59524
Priority Date:	DECEMBER 31, 1957
Type of Historical Right	t: FILED
Purpose(use): Flow Rate:	STOCK 2.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF BEAUCHAMP CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
IDGovt1Period of Diversion	SWSENE 4 24N 26E PHILLIPS n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DEVELOPED SPRING
	MEANS OF DIVERSION INCLUDES A PIPELINE AND STOCK TANK.
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID Acres Govt 1	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	SWSENE 4 24N 26E PHILLIPS
 D	

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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# 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 152920-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609
*Priority Date:	DECEMBER 31, 1957
Type of Historical Right	t: FILED
Purpose(use):	STOCK
Flow Rate:	4.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF RUBY CREEK
Source Type:	GROUNDWATER
*Point of Diversion and I	Means of Diversion:
ID Govt 1	
1	3 NENENW 3 24N 25E PHILLIPS
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DEVELOPED SPRING
Diversion weans.	PIPELINE, TANK, AND CURB USED AS AN ADDITIONAL MEANS OF DIVERSION.
Period of Use:	JANUARY 1 TO DECEMBER 31
	SANOART TTO DECEMBER ST
*Place of Use: ID Acres Govt I	Lat Ota Saa Saa Two Baa County
1	3 NENENW 3 24N 25E 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.

THE PLACE OF USE 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 152921-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609
*Priority Date:	DECEMBER 31, 1942
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	MANMADE PIT, UNNAMED TRIBUTARY OF ROCK CREEK
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> SENESW 22 23N 25E PHILLIPS
Period of Diversion	: JANUARY 1 TO DECEMBER 31

**Diversion Means:** PIT

APRIL 25, 2014 40EJ 152921-00 Page 2 of 2

* <b>Reservoir:</b> ONSTREAM <u>Govt Lot</u>	<u>Qtr Sec</u> SENESW	<u>Sec</u> 22	<u>Twp</u> 23N		<u>County</u> PHILLIPS
Diversion to Reservoir: Depth: Surface Area: Capacity:					
•	PACITY HA		•	MATEC	) BY DNRC.
*Place of Use: <u>ID</u> <u>Acres Govt Lot</u> 1	<u>Qtr Sec</u> SENESW	<u>Sec</u> 22	<u>Twp</u> 23N		<u>County</u> PHILLIPS

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/30/2014: PERIOD OF DIVERSION, PIT VALUES, FLOW RATE, VOLUME, PERIOD OF USE.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 152922-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	LAZY JD CATTLE CO 2401 LAZY JD RD DODSON, MT 59524
<b>*Priority Date:</b>	DECEMBER 31, 1957
Type of Historical Righ	t: FILED
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	SPRING, UNNAMED TRIBUTARY OF BEAUCHAMP CREEK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
-	NENENE 32 25N 26E PHILLIPS
Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DEVELOPED SPRING
Period of Use:	JANUARY 1 TO DECEMBER 31
	SANGART TO DECEMBER 31
Place of Use:	
ID <u>Acres Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	NENENE 32 25N 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.

152922-00 152923-00

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**

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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 152923-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT Status: ACTIVE							
Owners:	LAZY JD CATTLE CO 2401 LAZY JD RD DODSON, MT 59524							
*Priority Date:	DECEMBER 31, 1957							
*Type of Historical Right	:: FILED							
Purpose(use):	DOMESTIC							
Flow Rate:	10.00 GPM							
Volume:	3.00 AC-FT							
Households:	1							
Maximum Acres:	1.00							
Source Name:	SPRING, UNNAMED TRIBUTARY OF BEAUCHAMP CREEK							
Source Type: GROUNDWATER								
Point of Diversion and	Means of Diversion:							
$\frac{\text{ID}}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge County</u> NENENE 32 25N 26E PHILLIPS							
·	I: JANUARY 1 TO DECEMBER 31							
Diversion Means:								
	MEANS OF DIVERSION INCLUDES A PIPELINE.							
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u> <u>Govt 1</u>	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u>							
1 1.00	NENENE 32 25N 26E PHILLIPS							
<b>Total:</b> 1.00								

#### Remarks:

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

152922-00 152923-00

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.** 

# **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 152924-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHTStatus:ACTIVE						
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609						
*Priority Date:	JULY 9, 1908						
Type of Historical Right	: FILED						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
Flow Rate:	2.50 CFS						
Volume:	7.20 AC-FT						
Climatic Area	: 2 - MODERATELY HIGH						
Maximum Acres:	191.30						
*Source Name:	UNNAMED TRIBUTARY OF C K CREEK						
Source Type:	SURFACE WATER						
*Source Name:	C K CREEK						
Source Type:	SURFACE WATER						
	ALSO KNOWN AS WHITMORE SPRING CREEK						
Point of Diversion and N	Means of Diversion:						
$\underline{ID}$ <u>Govt I</u>							
1 *Source Name:	NWSWNW 26 24N 25E PHILLIPS UNNAMED TRIBUTARY OF C K CREEK						

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

APRIL 25, 2014 40EJ 152924-00 Page 2 of 3

<u>ID</u> 2	Govt Lot	<u>Qtr Sec</u> SWNESE	<u>Sec</u> 26	<u>Twp</u> 24N		<u>County</u> PHILLIPS
_	rce Name: C ł	CREEK	20	24IN	20E	FILLEF 5
	iod of Diversion: JA		СЕМВІ	ER 31		
	ersion Means: DA					
	KN Wł	OWN AS WHITM	IORE S	SPRING	CREE	ED TRIBUTARY OF C K CREEK, ALSO EK, IS CONVEYED TO ALDER CREEK RIER TO CONVEY WATER TO THE PLACE
*Re	eservoir: ONSTRI	EAM Reservoi	r Namo	e: HEN	SEN R	ESERVOIR
	Govt Lot	<u>Qtr Sec</u> E2SE	<u>Sec</u> 26	<u>Twp</u> 24N	<u>Rge</u> 25E	<u>County</u> PHILLIPS
Diversion to Reservoir: Dam Height: Depth:		12.00 F 10.00 F	EET EET			
	Surface Area:	4.50 /				
	Capacity:	18.00 /	ACRE-I	FEET		
Period o	f Use: JAN	NUARY 1 TO DEC	CEMBE	R 31		
Place of	Use:					
<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	7.00	SWSWSW	25	24N	25E	PHILLIPS
2	31.80	SENE	26	24N	25E	PHILLIPS
3	19.40	NENW	26	24N	25E	PHILLIPS
4	15.50	N2SE	26	24N	25E	PHILLIPS
5	37.00	NWSE	26	24N	25E	PHILLIPS
6	12.60	NESW	26	24N	25E	PHILLIPS
7	15.00	NENE	35	24N	25E	PHILLIPS
8	14.80	NWNW	36	24N	25E	PHILLIPS
	38.20	S2NW	36	24N	25E	PHILLIPS
9						

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

152909-00 152914-00 152924-00

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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.

APRIL 25, 2014

40EJ 152924-00

Page 3 of 3

AN AMENDMENT WAS SUBMITTED 01/30/2014 TO AMEND THE PURPOSE, SOURCE, POINT OF DIVERSION, MEANS OF DIVERSION, PERIOD OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, PRIORITY DATE, TYPE OF RIGHT . THE AMENDMENT SUBSTANTIALLY CHANGES THE ORIGINALLY FILED STATEMENT OF CLAIM. FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE. THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31. THE PHILLIPS COUNTY WATER RESOURCES SURVEY (1968) APPEARS TO INDICATE 0.00 ACRES IRRIGATED. USDA AERIAL PHOTOGRAPH NO(S). 178-156, DATED 10/05/1980, APPEARS TO INDICATE 0.00 ACRES IRRIGATED. THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE. THE LEGAL LAND DESCRIPTION FOR POINT OF DIVERSION NO. 2 COULD NOT BE REFINED FROM INFORMATION IN THE FILE. THIS CLAIMED POINT OF DIVERSION CANNOT BE CONFIRMED. MULTIPLE TYPES OF IRRIGATION METHODS CLAIMED. MORE THAN ONE WATER RIGHT MAY BE INVOLVED. BECAUSE MORE THAN ONE IRRIGATION METHOD IS CLAIMED, DNRC IS UNCERTAIN IF A FLOW RATE OR VOLUME SHOULD BE DECREED. THIS CLAIM APPEARS TO BE CLAIMING TWO SEPARATE SOURCES OF WATER. MORE THAN ONE WATER RIGHT MAY BE INVOLVED. VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE,

COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 152925-00 STATEMENT OF CLAIM							
	Version: 1 ORIGINAL RIGHT							
	Status: ACTIVE							
Owners:	NINE BAR SIX INC 53641 US HWY 191 S ZORTMAN, MT 59546 9609							
*Priority Date:	MARCH 25, 1982							
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.							
Type of Historical Right	: FILED							
*Purpose(use):	MULTIPLE DOMESTIC							
Flow Rate:	12.00 GPM							
Volume:	3.00 AC-FT							
Households:	2							
Maximum Acres:	1.00							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and Means of Diversion:								
<u>ID</u> <u>Govt</u>								
1 Douted of Dimonstor	SESWSE 6 23N 25E PHILLIPS I: JANUARY 1 TO DECEMBER 31							
Diversion Means:	WELL							
Period of Use:	JANUARY 1 TO DECEMBER 31							

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	1.00	SESWSE	6	23N	25E PHILLIPS
Total:	1.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE PLACE OF USE APPEARS TO BE INCORRECT. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 152926-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE					
Owners:	LAZY JD CATTLE CO 2401 LAZY JD RD DODSON, MT 59524					
Priority Date: OCTOBER 24, 1963						
Type of Historical Right	t: FILED					
Purpose(use):	STOCK					
Flow Rate:	3.00 GPM					
*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY UNDER STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DE ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CA CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS Y SOURCE.						
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
*Point of Diversion and I	Means of Diversion:					
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$	SWSWNE 1 21N 27E PHILLIPS					
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31					
*Place of Use:						
<u>ID</u> <u>Acres</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>					
1	SWSWNE 1 21N 27E 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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# 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 152927-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE						
Owners:	LAZY JD CATTLE CO 2401 LAZY JD RD DODSON, MT 59524						
*Priority Date:	MAY 16, 1968						
Type of Historical Right	:: FILED						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF CLINE CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> <u>Govt</u> 1 Pariad of Diversion	NESWSW 8 23N 27E PHILLIPS						
Period of Diversion: JANUARY 1 TO DECEMBER 31							

Diversion Means: DAM

APRIL 25, 2014 40EJ 152927-00 Page 2 of 2

Reservoir: ONST	REAM							
Govt Lot	Qtr Sec W2SW		<u>Twp</u> 23N	<u>Rge</u> 27E	<u>County</u> PHILLIPS			
Diversion to Rese	ervoir: DIVERS	SION # 1						
Dam Height:	27.00	FEET						
Depth:	21.00	FEET						
Surface Area:	11.23	ACRES						
Capacity:	94.30	94.30 ACRE-FEET						
F	HILLIPS COUNT	r. Voir WC			SENESE SEC 7 TWP 23N RGE 27E I THE CLAIM FILE FOR ADDITIONAL			
Period of Use: J	ANUARY 1 TO DE	ECEMBE	R 31					
*Place of Use:								
ID <u>Acres</u> Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge	County			
1	SENESE	7	23N	27E	PHILLIPS			
2	W2SW	8	23N	27E	PHILLIPS			
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.								

SSUES TO REPORT TO THE WATER COUR

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 152928-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	LUCILLE F MITCHELL 4736 MITCHELL RD DODSON, MT 59524 9714						
	WINSTON H MITCHELL 4736 MITCHELL RD DODSON, MT 59524 9714						
*Priority Date:	DECEMBER 31, 1954						
Type of Historical Righ	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF CABIN CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> <u>Govt</u>							
	NESWNW 33 25N 23E PHILLIPS						
Period of Diversion: JANUARY 1 TO DECEMBER 31							

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 152928-00 Page 2 of 2

Reservoir: ON	STREAM				
<u>Govt 1</u>	<u>Lot</u> <u>Qtr Se</u> NESWNV	$\frac{c}{\sqrt{33}}$	<u>Twp</u> 25N	<u>Rge</u> 23E	<u>County</u> PHILLIPS
Diversion to R	Reservoir: DIVER	SION # 1			
Dam Height:	10.00	FEET			
Depth:	7.00	FEET			
Surface Area:	0.70	ACRES			
Capacity:	1.96	ACRE-F	EET		
	THE CAPACITY, I DNRC.	DAM HEIG	GHT, AN	ID SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO D	ECEMBE	R 31		
Place of Use:					
ID <u>Acres</u> Govt 1	Lot <u>Qtr Se</u>	<u>c Sec</u>	Twp	<u>Rge</u>	County
1	NESWNV	V 33	25N	23E	PHILLIPS
THE DNRC EXAM ISSUES TO REPOR				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.

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Water Right Number:	<b>40EJ 152929-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	LUCILLE F MITCHELL 4736 MITCHELL RD DODSON, MT 59524 9714						
	WINSTON H MITCHELL 4736 MITCHELL RD DODSON, MT 59524 9714						
<b>*Priority Date:</b>	DECEMBER 31, 1954						
Type of Historical Righ	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	UNNAMED TRIBUTARY OF CABIN CREEK						
Source Type:	SURFACE WATER						
	ALSO KNOWN AS CABIN COULEE						
Point of Diversion and Means of Diversion:							
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County NWNENW 34 25N 23E PHILLIPS						
	n: JANUARY 1 TO DECEMBER 31						
Diversion Means: DAM							

APRIL 25, 2014 40EJ 152929-00 Page 2 of 2

*Reservoir:	ONSTREAM					
<u>G</u>	ovt Lot	<u>Qtr Sec</u> NENW	<u>Sec</u> 34	<u>Twp</u> 25N	<u>Rge</u> 23E	<u>County</u> PHILLIPS
Diversion	to Reservoir:	DIVERS	SION # 1			
Dam Heig	ht:	13.00	FEET			
Depth:		10.00	FEET			
Surface A	rea:	3.50	ACRES			
Capacity:		14.00	ACRE-F	EET		
	THE CAPA DNRC.	ACITY, D	AM HEIG	GHT, Al	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY	1 TO DE	ECEMBE	R 31		
*Place of Use:						
<u>ID</u> <u>Acres</u> <u>G</u>	<u>ovt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		NENW	34	25N	23E	PHILLIPS
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:	<b>40EJ 152930-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	WINSTON H MITCHELL 4736 MITCHELL RD DODSON, MT 59524 9714						
	LUCILLE F MITCHELL 4736 MITCHELL RD DODSON, MT 59524 9714						
Priority Date:	DECEMBER 31, 1935						
Type of Historical Righ	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	UNNAMED TRIBUTARY OF WINTER CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and	Means of Diversion:						
<u>ID</u> <u>Govt</u>							
Dowind of Di							
Period of Diversion: JANUARY 1 TO DECEMBER 31							

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 152930-00 Page 2 of 2

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Reservoir: ONSTREAM				
Govt Lot	<u>Qtr Sec</u> E2SWNE		<u>Twp</u> 24N	Rge County 23E PHILLIPS
<b>Diversion to Reservoir:</b>	DIVERS	ION # 1		
Dam Height:	10.00	FEET		
Depth:	7.00	FEET		
Surface Area:	0.40	ACRES		
Capacity:	1.12	ACRE-F	EET	
THE CA DNRC.	PACITY, D	AM HEIG	GHT, AN	ND SURFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: JANUAR	RY 1 TO DE	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	E2SWNE	4	24N	23E PHILLIPS
ISSUES TO REPORT TO T		R COUI		IND NO SIGNIFICANT FACTS, DATA, OR

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# **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 152931-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE					
Owners:	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717					
	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717					
*Priority Date:	DECEMBER 31, 1947					
Type of Historical Right: USE						
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SQUAW CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS SQUAW CREEK, SOUTH FORK					
*Point of Diversion and Means of Diversion:						
$\frac{\text{ID}}{1}$ Govt 1	Lot <u>Qtr Sec Sec Twp Rge</u> County SESWSE 14 25N 23E PHILLIPS					
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DAM						

APRIL 25, 2014 40EJ 152931-00 Page 2 of 2

*Reservoir:	ONSTREAM					
Govt Lot		<u>Qtr Sec</u> SESWSE	<u>Sec</u> 14	<u>Twp</u> 25N	<u>Rge</u> 23E	<u>County</u> PHILLIPS
<b>Diversion to Reservoir:</b>		DIVERS	SION # 1			
Dam Height:		12.00	FEET			
Depth:		9.00	FEET			
Surface Area:		1.50	ACRES			
Capacit	y:	5.40	ACRE-F	EET		
	THE CA DNRC.	PACITY, D	AM HEIC	SHT, Al	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUAF	RY 1 TO DI	ECEMBE	R 31		
*Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SESWSE	14	25N	23E	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.

# 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:	<b>40EJ 152932-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717				
	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717				
Priority Date:	DECEMBER 31, 1950				
Type of Historical Right: USE					
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF BULL CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
IDGovt 1	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> E2E2NE 30 25N 24E PHILLIPS				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 152932-00 Page 2 of 2

*Reservoir: ON	STREAM		
<u>Govt </u> ]	Lot Qtr Sec E2E2NE		Rge County 24E PHILLIPS
Diversion to R	eservoir: DIVERS	ION # 1	
Dam Height:	22.00	FEET	
Depth:	5.00	FEET	
Surface Area:	10.00	ACRES	
Capacity:	20.00	ACRE-FEET	
	DNRC.	OIR WORKSH	ND SURFACE AREA HAVE BEEN ESTIMATED BY EET IN THE CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUARY 1 TO DE	CEMBER 31	
Place of Use:			
ID <u>Acres Govt</u>	Lot Qtr Sec	<u>Sec</u> <u>Twp</u>	Rge County
1	E2E2NE	30 25N	24E PHILLIPS

### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/16/2013: ANIMAL UNITS, SOURCE, POINT OF DIVERSION, PERIOD OF DIVERSION, PLACE OF USE, FLOW RATE, VOLUME, PRIORITY DATE, PERIOD OF USE.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 152933-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
*Priority Date:	DECEMBER 31, 1960
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	CABIN CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS CABIN COULEE
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u> W2NWSE 23 25N 23E PHILLIPS
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM

APRIL 25, 2014 40EJ 152933-00 Page 2 of 2

*Reservoir: ONSTREAM					
Govt Lot	<u>Qtr Sec</u> NWSE	<u>Sec</u> 23	<u>Twp</u> 25N	<u>Rge</u> 23E	<u>County</u> PHILLIPS
<b>Diversion to Reservoir:</b>	DIVER	SION # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	3.60	ACRES			
Capacity:	14.40	ACRE-F	EET		
THE CAP. DNRC.	ACITY, E	DAM HEI	GHT, Al	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: JANUARY	′ 1 TO D	ECEMBE	R 31		
Place of Use:					
ID Acres Govt Lot	<u>Qtr See</u>	<u>c</u> <u>Sec</u>	Twp	<u>Rge</u>	County
1	NWSE	E 23	25N	23E	PHILLIPS
ISSUES TO REPORT TO TH	E WATI	ER COU	RT.		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."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 152934-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
*Priority Date:	DECEMBER 31, 1905
Type of Historical Right	:USE
*Purpose(use):	MULTIPLE DOMESTIC
Flow Rate:	THE CLAIMED SPRING IS USED IN THREE HOMES AND TWO BARNS. 25.00 GPM
Volume:	8.00 AC-FT
Households:	3
Maximum Acres:	1.50
*Source Name:	SPRING, UNNAMED TRIBUTARY OF BULL CREEK
Source Type:	GROUNDWATER
Point of Diversion and N	Means of Diversion:
ID Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NESWSW 20 25N 24E PHILLIPS
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	SPRING BOX
	PIPELINE USED AS AN ADDITIONAL MEANS OF DIVERSION.
Period of Use:	JANUARY 1 TO DECEMBER 31

APRIL 25, 2014 40EJ 152934-00 Page 2 of 2

### \*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	1.50	SWSW	20	25N	24E PHILLIPS
Total:	1.50				

### Remarks:

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THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/29/1996: POINT OF DIVERSION, PLACE OF USE.

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:	<b>40EJ 152935-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
<b>*Priority Date:</b>	DECEMBER 31, 1962
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	CABIN CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS CABIN COULEE
<b>*Point of Diversion and</b>	Means of Diversion:
IDGovt1	LotQtr SecSecTwpRgeCountyW2W2SW2325N23EPHILLIPS
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM

APRIL 25, 2014 40EJ 152935-00 Page 2 of 2

*Reservoir: ON	STREAM			
<u>Govt 1</u>	Lot <u>Qtr Sec</u> S2NWSW		<u>Тwp</u> 25N	<u>P</u> <u>Rge</u> <u>County</u> 23E PHILLIPS
Diversion to R	eservoir: DIVERS	SION # 1		
Dam Height:	13.00	FEET		
Depth:	10.00	FEET		
Surface Area:	3.00	ACRES		
Capacity:	12.00	ACRE-F	EET	
	COUNTY.			N2SWSW SEC 23 TWP 25N RGE 23E PHILLIPS AND SURFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO D	ECEMBE	R 31	
Place of Use:				
ID <u>Acres</u> Govt 1	Lot Qtr Sec	<u>Sec</u>	Twp	<u>p Rge County</u>
1	S2NWSW	23	25N	V 23E PHILLIPS
2	N2SWSW	23	25N	N 23E PHILLIPS
THE DNRC EXAM				UND NO SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 152936-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHTStatus:ACTIVE
Owners:	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
<b>*Priority Date:</b>	DECEMBER 31, 1947
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SQUAW CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS SQUAW CREEK, NORTH FORK
Point of Diversion and	Means of Diversion:
$\underline{ID}_{1}$ <u>Govt</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> W2SESE 14 25N 23E PHILLIPS
I	n: JANUARY 1 TO DECEMBER 31 DAM

APRIL 25, 2014 40EJ 152936-00 Page 2 of 2

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*Reservoir: ONSTF	EAM			
Govt Lot	<u>Qtr Sec</u> W2SESE	<u>Sec</u> 14	<u>Тwp</u> 25N	Rge County 23E PHILLIPS
<b>Diversion to Reser</b>	voir: DIVERS	ON # 1		
Dam Height:	12.00	FEET		
Depth:	9.00	FEET		
Surface Area:	0.80	ACRES		
Capacity:	2.88	ACRE-F	FEET	
	IE CAPACITY, DA NRC.	AM HEIC	GHT, AN	AND SURFACE AREA HAVE BEEN ESTIMATED BY
<b>Period of Use:</b> JA	NUARY 1 TO DE	CEMBE	R 31	
Place of Use:				
ID <u>Acres</u> Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	W2SESE	14	25N	23E PHILLIPS
THE DNRC EXAMINA ISSUES TO REPORT		R COU	RT.	UND NO 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."

## **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 152937-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
Priority Date:	JANUARY 1, 1945
Type of Historical Right	:USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF BULL CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS BULL CREEK, WEST FORK
*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> SWNESW 19 25N 24E PHILLIPS
-	: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM

APRIL 25, 2014 40EJ 152937-00 Page 2 of 2

*Reservoir: ON	ISTREAM
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> W2NESW 19 25N 24E PHILLIPS
Diversion to R	Reservoir: DIVERSION # 1
Dam Height:	150.00 FEET
Depth:	50.00 FEET
Surface Area:	11.00 ACRES
Capacity:	220.00 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:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID Acres Govt 1	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	NESW 19 25N 24E PHILLIPS

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/13/2013: ANIMAL UNITS, POINT OF DIVERSION, PERIOD OF DIVERSION, PLACE OF USE, FLOW RATE, VOLUME, PRIORITY DATE, PERIOD OF USE.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 152938-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717 WATER RIGHT OWNERSHIP UPDATE RECEIVED 05/23/1994.
*Priority Date:	DECEMBER 31, 1937
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF BULL CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
$\frac{\mathbf{ID}}{1}$ Govt	
	SENESW 31 25N 24E PHILLIPS
	LE JANUARY 1 TO DECEMBER 31 DAM
<b>Diversion Means:</b>	

APRIL 25, 2014 40EJ 152938-00 Page 2 of 2

*Reservoir: ONSTR	EAM			
<u>Govt Lot</u>	<u>Qtr Sec</u> E2NESW	<u>Sec</u> <u>Twp</u> 31 25N	<u>p</u> <u>Rge</u> <u>County</u> N 24E PHILLIPS	
<b>Diversion to Reserv</b>	oir: DIVERSI	ON # 1		
Dam Height:	13.00 F	FEET		
Depth:	10.00	FEET		
Surface Area:	1.90 /	ACRES		
Capacity:	7.60 /	ACRE-FEET		
	E CAPACITY, DA RC.	M HEIGHT, A	AND SURFACE AREA HAVE BEEN ESTIMATED E	BY
Period of Use: JA	NUARY 1 TO DEC	CEMBER 31		
Place of Use:				
ID <u>Acres Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u> <u>Twp</u>	<u>p Rge County</u>	
1	E2NESW	31 25N	N 24E PHILLIPS	

### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/04/2013: POINT OF DIVERSION, PLACE OF USE.

IMPLIED CLAIM NO. 30067225 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 152939-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717					
	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717					
	WILLIAMS LAND & CATTLE CO - ESTATE OF YEARS 519 WILLIAMS RD DODSON, MT 59524 9717 WINSTON AND LUCILLE MITCHELL WITHDREW THEIR INTEREST IN THIS					
	WATER RIGHT ON 07/16/2013.					
*Priority Date:	NOVEMBER 19, 1901					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	WATER SPREADING					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.					
*Volume:	82.00 AC-FT					
	THE VOLUME OF THIS CLAIM HAS BEEN REDUCED TO THE 2.0 ACRE-FEET PER ACRE GUIDELINE FOR WATER SPREADING. THE VOLUME MAY BE CONTESTED BY PROPER OBJECTION.					
Climatic Area	2 - MODERATELY HIGH					
Maximum Acres:	41.00					
Source Name:	CABIN CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS CABIN COULEE					

APRIL 25, 2014 40EJ 152939-00 Page 2 of 2

Point of Diversion and Means of Diversion:

<u>ID</u>	Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			N2SWSW	23	25N	23E PHILLIPS
Pe	riod of Diversio	n: JANUAR	Y 1 TO DE	CEMBE	ER 31	
Di	version Means:	DIVERS	ION DAM			
Period	of Use:	JANUAR	Y 1 TO DEC	CEMBE	R 31	
Place of	f Use:					
<u>ID</u>	<u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1	5.00		S2S2SE	22	25N	23E PHILLIPS
2	36.00		E2	27	25N	23E PHILLIPS
Total:	41.00					

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/21/2013: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

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

USDA AERIAL PHOTOGRAPH NO(S). 178-83 , DATED 10/06/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 152940-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	Status: ACTIVE GERRY WILLIAMS
Owners:	519 WILLIAMS RD DODSON, MT 59524 9717
	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
<b>*Priority Date:</b>	DECEMBER 31, 1947
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SQUAW CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS SQUAW CREEK, SOUTH FORK
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u> SESESE 14 25N 23E PHILLIPS
-	n: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM

APRIL 25, 2014 40EJ 152940-00 Page 2 of 2

*Reservoir: ONS	STREAM					
<u>Govt I</u>	Lot Qt SES	<u>r Sec</u> SESE	$\frac{Sec}{14}$	<u>Гwp</u> 25N 2	Rge 23E	<u>County</u> PHILLIPS
Diversion to R	eservoir: DIV	/ERSIO	N # 1			
Dam Height:	1	1.00 FE	ET			
Depth:	8	3.00 FE	ET			
Surface Area:	(	0.40 AC	CRES			
Capacity:		1.28 AC	CRE-FE	ET		
	THE CAPACI <sup>-</sup> DNRC.	ΓΥ, DAN	1 HEIGH	IT, ANE	SUF	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 T	O DECE	EMBER	31		
Place of Use:						
ID <u>Acres</u> Govt I	Lot Qt	r Sec	Sec 1	Гwр	Rge	County
1	SES	SESE	14 2	25N 2	23E	PHILLIPS
THE DNRC EXAMI ISSUES TO REPOR					D N(	) 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 152941-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
<b>Priority Date:</b>	SEPTEMBER 15, 1949
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	WATER SPREADING
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.
Volume:	124.00 AC-FT
Climatic Area	: 2 - MODERATELY HIGH
Maximum Acres:	62.00
*Source Name:	SQUAW CREEK
Source Type:	SURFACE WATER
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> NWNWNE 24 25N 23E PHILLIPS
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DIVERSION DAM
Period of Use:	JANUARY 1 TO DECEMBER 31

### Place of Use:

ID	Acres Govt Lot	<b>Qtr Sec</b>	Sec	Twp	<u>Rge</u> <u>County</u>
1	62.00	W2	24	25N	23E PHILLIPS
Total:	62.00				

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/21/2013: POINT OF DIVERSION, MEANS OF DIVERSION.

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.

USDA AERIAL PHOTOGRAPH NO(S). 278-28 , DATED 10/06/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 152942-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717					
	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717					
*Priority Date:	DECEMBER 31, 1937					
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF BULL CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and	*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>						
1 Pariod of Diversio	1 SENENE 6 24N 24E PHILLIPS n: JANUARY 1 TO DECEMBER 31					
I CITOU OI DIVEISIO						

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 152942-00 Page 2 of 2

*Reservoir: O	NSTREAM					
Govt	<u>t Lot</u> 1	<u>Qtr Sec</u> SENENE	<u>Sec</u> 6	<u>Тwp</u> 24N	<u>Rge</u> 24E	<u>County</u> PHILLIPS
Diversion to	<b>Reservoir:</b>	DIVERS	SION # 1			
Dam Height:		13.00	FEET			
Depth:		10.00	FEET			
Surface Area	:	0.70	ACRES			
Capacity:		2.80	ACRE-F	FEET		
	THE CA DNRC.	PACITY, D	AM HEIC	GHT, Al	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUAF	RY 1 TO DI	ECEMBE	R 31		
*Place of Use:						
ID <u>Acres Govt</u>	t Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1	1	SENENE	6	24N	24E	PHILLIPS
THE DNRC EXAN ISSUES TO REPO					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 152943-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717					
	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717					
*Priority Date:	DECEMBER 31, 1937					
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF BULL CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and	*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>						
1	3 SENENW 6 24N 24E PHILLIPS					
Period of Diversio	n: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

APRIL 25, 2014 40EJ 152943-00 Page 2 of 2

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*Reservoir: ONS	STREAM					
<u>Govt I</u>	<u>.ot</u> Q 3 SEN	<u>tr Sec</u> IENW	<u>Sec</u> 7	<u>Гwр</u> 24N	<u>Rge</u> 24E	<u>County</u> PHILLIPS
Diversion to R	eservoir: Dl	VERSIO	N # 1			
Dam Height:	1	3.00 FE	ET			
Depth:	1	0.00 FE	ET			
Surface Area:		0.60 AC	RES			
Capacity:		2.40 AC	RE-FE	ET		
	THE CAPACI DNRC.	TY, DAM	I HEIGH	IT, ANI	D SUI	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1	TO DECE	EMBER	31		
Place of Use:						
ID <u>Acres</u> Govt I	Lot Q	tr Sec	Sec [	Гwр	Rge	County
1	3 SEN	IENW	6	24N	24E	PHILLIPS
THE DNRC EXAM ISSUES TO REPOR					D NO	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.

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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 152944-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	SQUARE BUTTE GRAZING ASSN PO BOX 793 LEWISTOWN, MT 59457 0793			
*Priority Date:	DECEMBER 31, 1935			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF CABIN CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1	SESESE 29 25N 23E PHILLIPS			
Period of Diversion	n: JANUARY 1 TO DECEMBER 31			

Diversion Means: DAM

APRIL 25, 2014 40EJ 152944-00 Page 2 of 2

Govt LotQtr SecSecTwpRgeCountySESESE2925N23EPHILLIPSDiversion to Reservoir:DIVERSION # 1	
Diversion to Reservoir: DIVERSION # 1	
Dam Height: 12.00 FEET	
Depth: 9.00 FEET	
Surface Area: 1.10 ACRES	
Capacity: 3.96 ACRE-FEET	
THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATEI DNRC.	BY
Period of Use: JANUARY 1 TO DECEMBER 31	
*Place of Use:	
ID         Acres Govt Lot         Qtr Sec         Sec         Twp         Rge         County	
1 SESESE 29 25N 23E PHILLIPS	
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OF ISSUES TO REPORT TO THE WATER COURT.	

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 152945-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
	WILLIAMS LAND & CATTLE CO - ESTATE OF YEARS 519 WILLIAMS RD DODSON, MT 59524 9717
*Priority Date:	DECEMBER 31, 1905
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SQUAW CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS MILLER SPRING

APRIL 25, 2014 40EJ 152945-00 Page 2 of 2

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

<u>ID</u>	Govt Lot		<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1		NESESE	20	25N	23E	PHILLIPS	
Period of Diversion: JANUAR			Y 1 TO DEC	CEMBE	R 31		
Diversion Means: LIVES		LIVESTO	OCK DIREC	T FROI	M SOUF	RCE	
Period of Use: JANUA		JANUAR'	Y 1 TO DEC	EMBE	R 31		
Place of U	se:						
ID	<u>Acres</u> <u>Govt I</u>	<u>lot</u>	<b>Qtr Sec</b>	Sec	Twp	Rge	<b>County</b>
1			NESESE	20	25N	23E	PHILLIPS

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/18/1996: POINT OF DIVERSION, PLACE OF USE.

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 152946-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	GERRY WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
	LORRI L WILLIAMS 519 WILLIAMS RD DODSON, MT 59524 9717
*Priority Date:	DECEMBER 31, 1952
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	56.80 AC-FT
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	28.40
*Source Name:	BULL CREEK
Source Type:	SURFACE WATER
*Source Name:	UNNAMED TRIBUTARY OF BULL CREEK
Source Type:	SURFACE WATER
	THIS WATER RIGHT INCLUDES MULTIPLE DIVERSIONS LOCATED ON BULL CREEK AND UNNAMED TRIBUTARIES OF BULL CREEK.

Decree Report - Page 3185

APRIL 25, 2014 40EJ 152946-00 Page 2 of 4

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt I</u>	ot <u>Qtr Sec Sec Twp Rge County</u>
1		E2E2NE 30 25N 24E PHILLIPS
*Source N	ame:	UNNAMED TRIBUTARY OF BULL CREEK
Period of	Diversion	JANUARY 1 TO DECEMBER 31
Diversion	Means:	DAM
2		SESENE 30 25N 24E PHILLIPS
*Source N	ame:	BULL CREEK
Period of	Diversion	JANUARY 1 TO DECEMBER 31
Diversion	Means:	DAM
3		SWSENE 30 25N 24E PHILLIPS
*Source N	ame:	BULL CREEK
Period of	Diversion	JANUARY 1 TO DECEMBER 31
Diversion	Means:	DAM
4		S2SWNE 30 25N 24E PHILLIPS
*Source N	ame:	UNNAMED TRIBUTARY OF BULL CREEK
Period of	Diversion	JANUARY 1 TO DECEMBER 31
Diversion	Means:	DAM
		MEANS OF DIVERSION FOR POINT OF DIVERSION NO. 1 INCLUDES A HEADGATE.
*Reservo	ir: ONS	TREAM

Govt Lot	<u>Qtr Sec</u> E2E2NE		<u>Twp</u> 25N	<u>Rge</u> 24E	<u>County</u> PHILLIPS
Diversion to Reservoir:	DIVERS	5ION # 1			
Dam Height:	22.00	FEET			
Depth:	5.00	FEET			
Surface Area:	10.00	ACRES			
Capacity:	20.00	ACRE-F	EET		

\*Reservoir: ONSTREAM

Govt Lot	<u>Qtr Sec</u> SESENE		<u>Twp</u> 25N	<u>Rge</u> 24E	<u>County</u> PHILLIPS
Diversion to Reservoir:	DIVERS	SION # 2			
Dam Height:	11.00	FEET			
Depth:	8.00	FEET			
Surface Area:	0.70	ACRES			
Capacity:	2.24	ACRE-F	EET		

\*Reservoir: ONSTREAM

Govt Lot	<u>Qtr Sec</u>		Twp	Rge	<b>County</b>
	SWSENE	30	25N	24E	PHILLIPS
<b>Diversion to Reservoir:</b>	DIVERS	ION # 3			
Dam Height:	11.00	FEET			
Depth:	8.00	FEET			
Surface Area:	0.50	ACRES			
Capacity:	1.60	ACRE-F	EET		

APRIL 25, 2014 40EJ 152946-00 Page 3 of 4

*Res	ervoir: ON	STREAM					
	<u>Govt I</u>		<u>Qtr Sec</u> S2SWNE	<u>Sec</u> 30	<u>Twp</u> 25N	<u>Rge</u> 24E	<u>County</u> PHILLIPS
J	Diversion to R	eservoir:	DIVERS	ION # 4			
]	Dam Height:		11.00	FEET			
]	Depth:		8.00	FEET			
S	Surface Area:		1.10	ACRES			
(	Capacity:		3.52	ACRE-F	EET		
		DNRC. SEE THE RESERVO	RESERV DIR DATA GE RESE	OIR WO  RVOIR (	RKSHE DIVER:	EET IN	RFACE AREA HAVE BEEN ESTIMATED BY I THE CLAIM FILE FOR ADDITIONAL NO. 1) EXTENDS INTO THE SWSWNW OUNTY.
Period of	Use:	MAY 1 TO	JULY 31				
Place of U	Jse:						
<u>ID</u>	<u>Acres</u> Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	28.40		E2	30	25N	24E	PHILLIPS
Total:	28.40						

### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/21/2013: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, VOLUME, PERIOD OF USE.

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

USDA AERIAL PHOTOGRAPH NO(S). 178-185 , DATED 10/06/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). AZS-10W-60 , DATED 08/04/1959 , APPEARS TO INDICATE 13.8 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 152946-00 Page 4 of 4

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 153338-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: JS RANCH LTD PO BOX 3600 MANCHESTER, NH 03105 3600

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: HANSEN CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 10/24/2013.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 153339-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	JS RANCH LTD PO BOX 3600 MANCHESTER, NH 03105 3600				
*Priority Date:	DECEMBER 31, 1920				
Type of Historical Right	nt: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	DOG TOWN CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS COAL MINE COULEE				
Point of Diversion and	Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>					
1	NESESE 3 27N 20E BLAINE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 153339-00 Page 2 of 2

*Reservoir: ONS	TREAM				
<u>Govt Lo</u>	ot <u>Qtr Sec</u> NESESE	<u>Sec</u> 3	<u>Twp</u> 27N	<u>Rge</u> 20E	<u>County</u> BLAINE
Diversion to Res	ervoir: DIVERS	SION # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	1.00	ACRES			
Capacity:	4.00	ACRE-FI	EET		
	THE CAPACITY, D DNRC.	AM HEIG	HT, ANI	D SUI	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	FEBRUARY 1 TO	SEPTEME	3ER 30		
Place of Use:					
ID <u>Acres Govt Lo</u>	ot <u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	NESESE	3	27N	20E	BLAINE
THE DNRC EXAMIN ISSUES TO REPORT				D NO	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."

### **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 153340-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JS RANCH LTD PO BOX 3600 MANCHESTER, NH 03105 3600			
<b>*Priority Date:</b>	DECEMBER 31, 1925			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF DOG TOWN CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS UNNAMED TRIBUTARY OF COAL MINE COULEE			
Point of Diversion and 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> SWNESW 11 27N 20E BLAINE			
Period of Diversion: JANUARY 1 TO DECEMBER 31				

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 153340-00 Page 2 of 2

*Reservoir: ONS	TREAM			
<u>Govt L</u>	ot Qtr Sec SWNESW	<u>Sec</u> <u>Twp</u> 11 27N	20 <u>Rge</u> <u>County</u> 20E BLAINE	
Diversion to Re	servoir: DIVERSI	ON # 1		
Dam Height:	13.00	FEET		
Depth:	10.00	FEET		
Surface Area:	1.00	ACRES		
Capacity:	4.00	ACRE-FEET		
THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.				
Period of Use:	FEBRUARY 1 TO S	EPTEMBER 30	30	
Place of Use:				
ID <u>Acres</u> Govt L	ot <u>Qtr Sec</u>	<u>Sec Twp</u>	<u> Rge</u> <u>County</u>	
1	SWNESW	11 27N	I 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.

153340-00 40555-00

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."

## **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 153341-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	JS RANCH LTD PO BOX 3600 MANCHESTER, NH 03105 3600					
<b>*Priority Date:</b>	DECEMBER 31, 1962					
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF DOG TOWN CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS UNNAMTED TRIBUTARY OF COAL MINE COULEE					
*Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>						
1 NENWNW 14 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31						

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 153341-00 Page 2 of 2

1

*Reservoir: ONS	TREAM			
<u>Govt L</u>	<u>ot</u> <u>Qtr Sec</u> NENWNW	$\frac{Sec}{14}$ $\frac{T}{2}$	<b><u>wp</u> <u>Rge</u></b> 27N 20E	<u>County</u> BLAINE
	13.00 F 10.00 F 1.30 A 5.20 A THE RESERVOIR E BLAINE COUNTY.	EET EET ACRES ACRE-FEE XTENDS	INTO THE	SESWSW SEC 11 TWP 27N RGE 20E IRFACE AREA HAVE BEEN ESTIMATED BY
	FEBRUARY 1 TO SE	EPTEMBE	R 30	
*Place of Use:				
ID <u>Acres</u> Govt Lo	ot <u>Qtr Sec</u>	<u>Sec</u> <u>T</u>	<u>wp</u> <u>Rge</u>	County
1	SESWSW	11 2	27N 20E	BLAINE
2	NENWNW	•• -		BLAINE
THE DNRC EXAMI ISSUES TO REPOR'	NATION OF THIS I TO THE WATER	CLAIM I COURT	FOUND 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."

## **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 153342-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	JS RANCH LTD PO BOX 3600 MANCHESTER, NH 03105 3600				
*Priority Date:	DECEMBER 31, 1946				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF DOG TOWN CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS UNNAMED TRIBUTARY OF COAL MINE COULEE				
Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>					
1 Pariad of Divarsian	NENESW 15 27N 20E BLAINE I: JANUARY 1 TO DECEMBER 31				

Diversion Means: DAM

APRIL 25, 2014 40EJ 153342-00 Page 2 of 2

2......

*Reservoir: ONS	STREAM				
<u>Govt I</u>	Lot <u>Qtr Sec</u> NENESW	<u>Sec</u> 15	<u>Twp</u> 27N	<u>Rge</u> 20E	<u>County</u> BLAINE
Diversion to R	eservoir: DIVERS	SION # 1			
Dam Height:	11.00	FEET			
Depth:	8.00	FEET			
Surface Area:	0.40	ACRES			
Capacity:	1.28	ACRE-F	EET		
	THE CAPACITY, D DNRC.	AM HEIG	iht, an	ID SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	FEBRUARY 1 TO S	SEPTEME	3ER 30		
Place of Use:					
ID <u>Acres</u> Govt I	Lot <u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1	NENESW	15	27N	20E	BLAINE
THE DNRC EXAM ISSUES TO REPOR				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.

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# 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."

OTATEMENT OF OLAINA

Water Right Number:	40EJ 153	347-00	STATE	MENT (	OF CLAIM					
	Version:	1 ORIC	GINAL	RIGHT						
		Status:	AC	TIVE						
Owners:	JS RANCH PO BOX 3 MANCHES	600	03105	3600						
*Priority Date:	DECEMBE	DECEMBER 31, 1927								
Type of Historical Right	:USE									
*Purpose(use):	LAWN AN	D GARDE	N							
Flow Rate:	20.00 GPN	Л								
Volume:	8.00 AC-F	т								
Maximum Acres:	1.50									
Source Name:	GROUND	WATER								
Source Type:	GRO	UNDWAT	ER							
Point of Diversion and N	Means of Div	version:								
<u>ID</u> 1 <u>Govt I</u>		<u>Qtr Sec</u> SWSENE	<u>Sec</u> 3	<u>Twp</u> 27N	Rge County 20E BLAINE					
Period of Diversion	: APRIL 1 T	O SEPTE	MBER	30						
<b>Diversion Means:</b>	WELL									
Period of Use:	APRIL 1 T	O SEPTE	MBER (	30						
Place of Use:										
<u>ID</u> <u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> <u>County</u>					
1	9	SESENE	3	27N	20E BLAINE					
2	Ν	IWNESE	3	27N	20E BLAINE					

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/24/2013: MAXIMUM ACRES, PRIORITY DATE.

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 CLAIMED VOLUME EXCEEDS THE 3.75 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155	151-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	JAMES P 4045 BIRI CHINOOK	DTAIL RD	3 9220			
<b>Priority Date:</b>	MAY 1, 18	90				
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST DITCH SY	S OF STO STEM. TI	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING	FURP	OSES A	AT TH	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING,	UNNAME	) TRIB	UTARY	OF L	EWIS CREEK
Source Type:	SUR	FACE WA	TER			
Point of Diversion and	Means of Div	version:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u> SESENW	<u>Sec</u> 19	<u>Twp</u> 28N		<u>County</u> BLAINE
Period of Diversion		-	-	-		
<b>Diversion Means:</b>	LIVESTO				RCE	
Period of Use:	JANUARY	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	Rge	County
1	S	SESENW	19	28N	20E	BLAINE

#### **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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155152-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523					
<b>Priority Date:</b>	SEPTEMBER 8, 1897					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
*Flow Rate:	2.61 CFS					
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	2 - MODERATELY HIGH					
Maximum Acres:	69.00					
Source Name:	GAP CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> <u>Govt l</u>						
1 D	NENWSW 25 28N 19E BLAINE					
Diversion Means:	: MARCH 15 TO OCTOBER 15 HEADGATE					
Period of Use:	MARCH 15 TO OCTOBER 15					

#### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	34.00	SWSE	25	28N	19E BLAINE
2	12.00	SESW	25	28N	19E BLAINE
3	23.00	NWNE	36	28N	19E BLAINE
Total:	69.00				

#### Remarks:

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

155152-00 155153-00 155154-00 155155-00 155156-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 3 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 155153-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523					
Priority Date:	NOVEMBER 10, 1913					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
*Flow Rate:	1.70 CFS					
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	2 - MODERATELY HIGH					
Maximum Acres:	45.00					
Source Name:	UNNAMED TRIBUTARY OF GAP CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS GOLD CREEK					
Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County NENESW 30 28N 20E BLAINE					
Dowind of Divorsion	: MARCH 15 TO OCTOBER 15					
Diversion Means:	DIKE					
Period of Use:	MARCH 15 TO OCTOBER 15					

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	45.00	W2SE	25	28N	19E BLAINE
Total:	45.00				

#### Remarks:

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

155152-00 155153-00 155154-00 155155-00 155156-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 155153-00, 155157-00.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155154-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523					
Priority Date:	OCTOBER 1, 1950					
Type of Historical Right	:USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.					
Volume:	210.00 AC-FT					
Climatic Area	2 - MODERATELY HIGH					
Maximum Acres:	70.00					
*Source Name:	UNNAMED TRIBUTARY OF LEWIS CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{\underline{Govt I}}$	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESESW 24 28N 19E BLAINE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b>	DAM					

*]	Reservoir:	ONSTREAM	Reservo	ir Name:	: LEW	IS CR	EEK RESERVOIR
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NESESW	<u>Sec</u> 24	<u>Twp</u> 28N	<u>Rge</u> 19E	County BLAINE
	Diversion	n to Reservoir:	DIVERSI	ON # 1			
	Dam Hei	ght:	11.00	FEET			
	Depth:		8.00	FEET			
	Surface A	Area:	1.00	ACRES			
	Capacity	:	3.20	ACRE-F	EET		
		THE CA DNRC.	PACITY, DA	AM HEIG	GHT, Al	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period	of Use:	MARCH	15 TO OCT	OBER 1	5		
Place of	of Use:						
ID	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	70.00		NW	25	28N	19E	BLAINE
Total:	70.00						

#### **Remarks:**

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

155152-00 155153-00 155154-00 155155-00 155156-00

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

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 65 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 155154-00 Page 3 of 3

# **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 155155-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523			
Priority Date:	DECEMBER 20, 1912			
Type of Historical Right	: FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	4.51 CFS			
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area	2 - MODERATELY HIGH			
Maximum Acres:	119.00			
*Source Name:	UNNAMED TRIBUTARY OF LEWIS CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt I</u>				
1 D · L (D) · ·	NESESW 24 28N 19E BLAINE			
Diversion Means:	: MARCH 15 TO OCTOBER 15 HEADGATE			
Period of Use:	MARCH 15 TO OCTOBER 15			

#### \*Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>
1	70.00	NW	25	28N	19E BLAINE
2	10.00	NWSE	25	28N	19E BLAINE
3	39.00	N2SW	25	28N	19E BLAINE
Total:	119.00				

#### Remarks:

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

155152-00 155153-00 155154-00 155155-00 155156-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 77 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155156-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523			
Priority Date:	OCTOBER 1, 1950			
Type of Historical Right	: USE			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.			
Volume:	477.00 AC-FT			
Climatic Area:	2 - MODERATELY HIGH			
Maximum Acres:	159.00			
Source Name:	GAP CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
ID Govt I	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWSW 25 28N 19E BLAINE			
	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>				
	PUMP, PIPELINE AND DITCH USED AS AN ADDITIONAL MEANS OF DIVERSION.			

	*Rese	rvoir: ON	STREAM	Reservoi	ir Name:	GAP	CREE	K RESERVOIR NO.2
		<u>Govt</u> ]		<u>Qtr Sec</u> NENWSW	<u>Sec</u> 25	<u>Twp</u> 28N	<u>Rge</u> 19E	<u>County</u> BLAINE
	D	iversion to R	eservoir:	DIVERSI	ON # 1			
	D	am Height:		13.00 F	FEET			
	D	epth:		10.00	FEET			
	S	urface Area:		5.00 /	ACRES			
	С	apacity:		20.00	ACRE-FI	EET		
			BLAINE (	COUNTY.				S2SWNW SEC 25 TWP 28N RGE 19E RFACE AREA HAVE BEEN ESTIMATED BY
Peri	od of U	Jse:	MARCH	15 TO OCT	OBER 1	5		
*Plac	e of Us	e:						
II	<u>D</u>	Acres Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
	1	80.00		NW	25	28N	19E	BLAINE
2	2	30.00		W2SE	25	28N	19E	BLAINE
;	3	49.00		SW	25	28N	19E	BLAINE

#### **Remarks:**

Total:

159.00

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

155152-00 155153-00 155154-00 155155-00 155156-00

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

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 61 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-34, DATED 10/08/1980, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 24 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. 

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155157-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
<b>Priority Date:</b>	NOVEMBER 10, 1913
Type of Historical Righ	t: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	5.00 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	132.00
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS GOLD CREEK
Point of Diversion and	Means of Diversion:
$\frac{\text{ID}}{1}$ Govt	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENESW 30 28N 20E BLAINE
	n: MARCH 15 TO OCTOBER 15
<b>Diversion Means:</b>	DIKE
Period of Use:	MARCH 15 TO OCTOBER 15
Place of Use:	
ID <u>Acres</u> Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1 62.00	E2SE 25 28N 19E BLAINE
2 70.00	SW 30 28N 20E BLAINE

APRIL 25, 2014 40EJ 155157-00 Page 2 of 2

Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
Total:	132.00					

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 155153-00, 155157-00.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 16 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-32 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF AVAILABLE DATA APPEARS TO INDICATE FEWER ACRES MAY HAVE BEEN IRRIGATED THAN HAS BEEN CLAIMED.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 1551	58-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI(	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	JUDY A DL 4045 BIRD CHINOOK,	TAIL RD	3			
<b>Priority Date:</b>	MAY 1, 189	90				
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO STEM. TH	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK WA	ATERING NIT. ANIM	PURP 1AL UN	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, U		) TRIB	UTARY	OF G	SAP CREEK
Source Type:	SURF	ACE WA	TER			
Point of Diversion and	Means of Div	ersion:				
<u>ID</u> <u>Govt</u>	N	<u>Qtr Sec</u> ESWNE	<u>Sec</u> 24	<u>Twp</u> 28N		<u>County</u> BLAINE
Period of Diversion		-	-	-		
Diversion Means:					KCE	
Period of Use:	JANUARY	TODE		K 31		
Place of Use:	<b>_</b>	<b>Q</b> . <b>Q</b>	a	-	-	
<u>ID</u> <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	County
1	N	ESWNE	24	28N	19E	BLAINE

#### 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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155159-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHTStatus:ACTIVE					
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523					
Priority Date:	JUNE 1, 1925					
Type of Historical Right	:USE					
Purpose(use):	DOMESTIC					
Flow Rate:	10.00 GPM					
Volume:	2.00 AC-FT					
Households:	1					
Maximum Acres:	0.50					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and M	Means of Diversion:					
ID     Govt Lot     Qtr Sec     Twp     Rge     County       1     NESWNE     24     28N     19E     BLAINE       Period of Diversion:     JANUARY 1 TO DECEMBER 31       Diversion Means:     WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
<u>ID</u> <u>Acres</u> <u>Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>					
1 0.50	NESWNE 24 28N 19E BLAINE					
<b>Total:</b> 0.50						

**Remarks:** 

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

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

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155160-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
<b>Priority Date:</b>	JULY 20, 1910
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	340.00 GPM
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 2 - MODERATELY HIGH
Maximum Acres:	20.00
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS NORTH FORK GAP CREEK
*Point of Diversion and N	Means of Diversion:
ID Govt I	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NESWNE 24 28N 19E BLAINE
Period of Diversion Diversion Means:	I: MARCH 15 TO OCTOBER 15 DIKE
2	NWSWNE 24 28N 19E BLAINE
	I: MARCH 15 TO OCTOBER 15
<b>Diversion Means:</b>	DIKE
Period of Use:	MARCH 15 TO OCTOBER 15

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	20.00	SWNE	24	28N	19E BLAINE
Total:	20.00				

#### Remarks:

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

155160-00 155161-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155161-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
Priority Date:	OCTOBER 1, 1931
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	60.00 AC-FT
Climatic Area:	2 - MODERATELY HIGH
Maximum Acres:	20.00
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS NORTH FORK GAP CREEK
Point of Diversion and N	Aeans of Diversion:
ID Govt I	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNENE 24 28N 19E BLAINE
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	WATER STORED UNDER THIS RIGHT IS RELEASED FROM JUDY RESERVOIR AND IS DIVERTED FROM THE SOURCE AT THE FOLLOWING SECONDARY POINTS OF DIVERSION: NESWNE AND NWSWNE SEC 24 TWP 28N RGE 19E BLAINE COUNTY.

	*Reservoir:	ONSTREAM	Reservoi	r Name	: JUDI	′ RES	ERVOIR
		<u>Govt Lot</u>	<u>Qtr Sec</u> SWNENE	<u>Sec</u> 24	<u>Twp</u> 28N	<u>Rge</u> 19E	<u>County</u> BLAINE
	Diversio	on to Reservoir:	DIVERSI	ON # 1			
	Dam He	ight:	13.00 F	EET			
	Depth:		10.00 F	EET			
	Surface	Area:	0.50 A	ACRES			
	Capacity	y:	2.00 A	ACRE-F	EET		
	THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						
Peri	od of Use:	MARCH	15 TO OCT	OBER	15		
Plac	e of Use:						
<u>II</u>	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
	1 20.00		SWNE	24	28N	19E	BLAINE
Tota	l: 20.00						

#### **Remarks:**

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

155160-00 155161-00

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

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 30 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 155161-00 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.

Water Right Number:	40EJ 155 <sup>-</sup>	162-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	JOSEPH A PO BOX 3 CHINOOK	12				
<b>Priority Date:</b>	MAY 1, 18	90				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	S OF STO STEM. TI	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIN	PURP	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, U	JNNAME	) TRIB	UTARY	OF G	SAP CREEK
Source Type:	SURI	FACE WA	TER			
*Point of Diversion and Means of Diversion:						
$\frac{ID}{1}$ Govt		<u>Qtr Sec</u> WSESW	<u>Sec</u> 21	<u>Twp</u> 28N		<u>County</u> BLAINE
Period of Diversion		-	-	-		
<b>Diversion Means:</b>	LIVESTO				RCE	
Period of Use:	JANUARY	1 TO DE	CEMBE	R 31		
*Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	S	WSESW	21	28N	19E	BLAINE

#### **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 <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155163-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312			
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523			
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220			
Priority Date:	MAY 1, 1890			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
ID Govt	<u>Lot Qtr Sec Sec Twp Rge County</u>			

<u>ID</u>	<u>Govt La</u>	ot <u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	<u>County</u>
1		NESENW	21	28N	19E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
D	viversion Means:	LIVESTOCK DIREC	CT FRO	OM SOUI	RCE	

APRIL 25, 2014 40EJ 155163-00 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	21	28N	19E BLAINE

#### **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 155164-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220			
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523			
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312			
Priority Date:	MAY 1, 1890			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>			

SWNWSE 15 1 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 155164-00

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		SWNWSE	15	28N	19E BLAINE

#### **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."

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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 155165-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
<b>Priority Date:</b>	MAY 1, 1890
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
•	SENESW 22 28N 19E BLAINE
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

APRIL 25, 2014 40EJ 155165-00 Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SENESW	22	28N	19E BLAINE

#### **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:	<b>40EJ 155166-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
Owners:	Status: ACTIVE JAMES P DUNBAR
Owners.	4045 BIRDTAIL RD CHINOOK, MT 59523 9220
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
<b>Priority Date:</b>	MAY 1, 1890
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS CASEY COULEE

APRIL 25, 2014 40EJ 155166-00 Page 2 of 3

#### \*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1		N2	21	28N	19E	BLAINE
Period o	f Diversion: JANUA	RY 1 TO DEC	CEMB	ER 31		
Diversio	n Means: LIVEST	OCK DIREC	T FRO	M SOU	RCE	
2		S2SENE	22	28N	19E	BLAINE
Period o	f Diversion: JANUA	RY 1 TO DEC	CEMB	ER 31		
Diversio	n Means: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
3		NWNWSE	22	28N	19E	BLAINE
Period o	f Diversion: JANUA	RY 1 TO DEC	CEMB	ER 31		
Diversio	n Means: LIVEST	OCK DIREC	T FRO	M SOU	RCE	
4		N2SW	22	28N	19E	BLAINE
Period o	f Diversion: JANUA	RY 1 TO DEC	CEMB	ER 31		
Diversio	n Means: LIVEST	OCK DIREC	T FRO	M SOU	RCE	
Period of Use	: JANUAF	RY 1 TO DEC	CEMBE	R 31		

#### \*Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		N2	21	28N	19E BLAINE
2		S2SENE	22	28N	19E BLAINE
3		NWNWSE	22	28N	19E BLAINE
4		N2SW	22	28N	19E BLAINE

#### 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." APRIL 25, 2014 40EJ 155166-00 Page 3 of 3

# **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 1551	6 <b>7-00</b> S	STATEN	IENT C	OF CL	AIM		
	Version:	1 ORIG	SINAL F	RIGHT				
		Status:	AC	TIVE				
Owners:	JUDY A DU 4045 BIRDT CHINOOK,	TAIL RD	3					
	4045 BIRD1	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220						
Priority Date:	JANUARY 1	15, 1920						
Type of Historical Right	: FILED							
Purpose(use):	IRRIGATIO	N						
Irrigation Type:	FLOOD							
Flow Rate:	2.00 CFS							
*Volume:						RIGHT SHALL NOT EXCEED THE INEFICIAL USE.		
Climatic Area	2 - MODER	ATELY HI	IGH					
Maximum Acres:	62.00							
*Source Name:	UNNAMED	TRIBUT	ARY OF	GAP (	CREE	К		
Source Type:	SURF	ACE WAT	TER					
	ALSO KNO	WN AS C	ASEY (	COULE	E			
*Point of Diversion and Means of Diversion:								
ID Govt I		<u>Qtr Sec</u> /NWSE	<u>Sec</u> 22	<u>Twp</u> 28N		<u>County</u> BLAINE		
Period of Diversion			UST 1					
<b>Diversion Means:</b>	HEADGAT							
2 Period of Diversion	_		22 UST 1	28N	19E	BLAINE		
	HEADGAT		0011					

APRIL 25, 2014 40EJ 155167-00 Page 2 of 3

Period of Use: MARCH 15 TO AUGUST 1

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	60.00	SE	22	28N	19E BLAINE
2	2.00	SW	22	28N	19E BLAINE
Total:	62.00				

#### **Remarks:**

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

155167-00 155168-00 155169-00 155170-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED PERIOD OF USE APPEARS INADEQUATE FOR THE USUAL GROWING SEASON IN THIS AREA WHICH IS APRIL 1 TO OCTOBER 31.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 9 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 9 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF AVAILABLE DATA APPEARS TO INDICATE FEWER ACRES MAY HAVE BEEN IRRIGATED THAN HAS BEEN CLAIMED.

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

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Water Right Number:	40EJ 155168-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523					
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220					
Priority Date:	JUNE 15, 1952					
Type of Historical Right	:USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
*Flow Rate:	1.46 CFS					
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	2 - MODERATELY HIGH					
Maximum Acres:	38.50					
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS CASEY COULEE					
Point of Diversion and N	Means of Diversion:					
<u>ID</u> <u>Govt I</u>						
-	SESWNE 22 28N 19E BLAINE					
	: MARCH 15 TO OCTOBER 15 HEADGATE					
Diversion Means:						
Period of Use:	MARCH 15 TO OCTOBER 15					

#### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	38.50	NE	22	28N	19E BLAINE
Total:	38.50				

#### Remarks:

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

155167-00 155168-00 155169-00 155170-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 19 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 10 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS 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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Water Right Number:	40EJ 155169-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE				
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523				
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220				
Priority Date:	JUNE 20, 1951				
Type of Historical Right	:USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.				
Volume:	100.00 AC-FT				
Climatic Area:	2 - MODERATELY HIGH				
Maximum Acres:	100.50				
*Source Name: Source Type:	UNNAMED TRIBUTARY OF GAP CREEK SURFACE WATER ALSO KNOWN AS CASEY COULEE				
*Point of Diversion and 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> SENESW 22 28N 19E BLAINE : JANUARY 1 TO DECEMBER 31 DAM				

*]	Reservoir: (	ONSTREAM	Reservo	oir Name	: SKUI	INK COULEE RESERVOIR	
	<u>Go</u>	vt Lot	<u>Qtr Sec</u> S2NESW	<u>Sec</u> 22	<u>Twp</u> 28N	<u>Rge</u> <u>County</u> 19E BLAINE	
	Diversion to	o Reservoir:	DIVERS	ION # 1			
	Dam Heigh	it:	13.00	FEET			
	Depth:		10.00	FEET			
	Surface Are	ea:	6.00	ACRES			
	Capacity:		24.00	ACRE-F	EET		
THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.							
Period	of Use:	JANUAR	Y 1 TO DE	CEMBE	R 31		
*Place of	of Use:						
<u>ID</u>	<u>Acres</u> Go	vt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1	38.50		E2NE	22	28N	19E BLAINE	
2	60.00		SE	22	28N	19E BLAINE	
3	2.00		NENESW	22	28N	19E BLAINE	
Total:	100.50						

#### Remarks:

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155167-00 155168-00 155169-00 155170-00

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

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 28 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 19 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED SOURCE MAY BE QUESTIONABLE. BASED ON THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) THE SOURCE MAY BE SURFACE WATER FROM A DIFFERENT UNNAMED TRIBUTARY.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 4 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 155170-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
<b>Priority Date:</b>	SEPTEMBER 1, 1958
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	36.30 AC-FT
Climatic Area:	2 - MODERATELY HIGH
Maximum Acres:	12.10
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS CASEY COULEE
Point of Diversion and N	Aeans of Diversion:
ID Govt I	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWNW 23 28N 19E BLAINE
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
	PUMP AND PIPELINE USED AS AN ADDITIONAL MEANS OF DIVERSION.

\$	*Reservoir:	ONSTREAM	Reservo	ir Name:	: JOE1	(	
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> SWSWNW	<u>Sec</u> 23	<u>Twp</u> 28N	<u>Rge</u> 19E	<u>County</u> BLAINE
	Diversion	n to Reservoir:	DIVERS	ION # 1			
	Dam Hei	ght:	13.00	FEET			
	Depth:		10.00	FEET			
	Surface A	Area:	2.50	ACRES			
	Capacity	:	10.00	ACRE-F	EET		
		THE CAI DNRC.	PACITY, D	AM HEIG	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Perio	d of Use:	MARCH	15 TO OC	TOBER 1	5		
Place	of Use:						
<u>ID</u>	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	12.10		E2E2NE	22	28N	19E	BLAINE
Total	: 12.10						

#### Remarks:

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

155167-00 155168-00 155169-00 155170-00

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.

155170-00 159232-00

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

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 3.6 TIMES THE CAPACITY OF THE RESERVOIR.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 155170-00 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 1551	1 <b>78-00</b> STA	TEMENT	OF CLAIM	
	Version:	1 ORIGIN/	AL RIGHT		
		Status:	ACTIVE		
Owners:	PO BOX 12	EEK RANCH L 280 T 59501 1280			
<b>Priority Date:</b>	JANUARY	1, 1940			
Type of Historical Right	:USE				
Purpose(use):	STOCK				
*Flow Rate:	ONSTREA	M RESERVO	IR. THE F	LOW RATE IS	REED FOR THIS USE FROM THIS LIMITED TO THE MINIMUM TAIN THIS PURPOSE.
*Volume:	STOCK WA	ATERING PU NIT. ANIMAL	RPOSES A UNITS SH	AT THE RATE ( ALL BE BASED	ER CONSUMPTIVELY USED FOR DF 30 GALLONS PER DAY PER O ON REASONABLE CARRYING A SERVICED BY THIS WATER
*Source Name:	UNNAMED	TRIBUTAR	Y OF ALS	CREEK	
Source Type:	SURF	FACE WATER	R		
	ALSO KNC	OWN AS OWL	CREEK		
Point of Diversion and I	Means of Div	ersion:			
$\frac{ID}{1}$ Govt		<u>Qtr Sec</u> <u>Se</u> VSWNE 25		Rge County 18E BLAINE	
*Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM					
*Reservoir: ON	STREAM				
<u>Govt I</u>	Lot NV	<u>Qtr Sec</u> <u>Se</u> VSWNE 25	<u>c Twp</u> 5 27N	Rge County 18E BLAINE	
Diversion to R	eservoir:	DIVERSION	# 1		

APRIL 25, 2014 40EJ 155178-00 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		NWSWNE	25	27N	18E BLAINE

# Remarks:

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

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

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 15	5179-00 S	STATE	MENT (	OF CL	_AIM
	Version:	1 ORIC	GINAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	PO BOX	REEK RANO 1280 MT 59501 1				
<b>Priority Date:</b>	JUNE 1,	1955				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTRE	AM RESER	VOIR.	THE F	_OW F	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM 7 TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK V ANIMAL	VATERING UNIT. ANIM TY AND HIS	PURP IAL UN	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR IE RATE OF 30 GALLONS PER DAY PER 3E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
Source Name:	UNNAME	D TRIBUT	ARY O	F ALS (	CREE	K
Source Type:	SUF	RFACE WA	TER			
*Point of Diversion and I	Means of D	iversion:				
$\underline{ID}$ <u>Govt 1</u>		<u>Qtr Sec</u>	Sec	Twp		County
1 *Period of Diversion			25 CEMBE	27N R 31	18E	BLAINE
Diversion Means: DAM						
*Reservoir: ONSTREAM						
<u>Govt I</u>		<u>Qtr Sec</u> NESWNW	<u>Sec</u> 25	<u>Twp</u> 27N	<u>Rge</u> 18E	
Diversion to R	eservoir:	DIVERSI	ON # 1			
Period of Use:	JANUAR	Y 1 TO DEC	CEMBE	R 31		

APRIL 25, 2014 40EJ 155179-00 Page 2 of 2

\*Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		NESWNW	25	27N	18E BLAINE

#### Remarks:

ā.,

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

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

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155227-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT Status: ACTIVE					
Owners:	CAROLINA A HOFELDT					
	885 TREASURE LN LLOYD, MT 59535					
	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535					
*Priority Date:	DECEMBER 31, 1921					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF HEDGES CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and I	Point of Diversion and Means of Diversion:					
$\frac{\mathbf{ID}}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge County</u> NWNESE 25 28N 18E BLAINE					
•	I JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE					

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NWNESE	25	28N	18E BLAINE

#### **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."

#### **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 155251-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	CAROLINA A HOFELDT 885 TREASURE LN LLOYD, MT 59535					
	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535					
*Priority Date:	DECEMBER 31, 1921					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF HEDGES CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>						
·	SENENE 32 28N 19E BLAINE					
	n: JANUARY 1 TO DECEMBER 31					
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						

Period of Use: JANUARY 1 TO DECEMBER 31

APRIL 25, 2014 40EJ 155251-00 Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SENENE	32	28N	19E BLAINE

#### 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."

#### **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 155279-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535				
	CAROLINA A HOFELDT 885 TREASURE LN LLOYD, MT 59535				
*Priority Date:	DECEMBER 31, 1921				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
$\frac{ID}{1}$ Govt					
-	SWNENE 35 28N 18E BLAINE				
	: 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</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SWNENE	35	28N	18E BLAINE

#### **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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#### **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 155280-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535			
	CAROLINA A HOFELDT 885 TREASURE LN LLOYD, MT 59535			
*Priority Date:	DECEMBER 31, 1921			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF HEDGES CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
-	SWNENE 25 28N 18E BLAINE			
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE			
Diversion means:				

Period of Use: JANUARY 1 TO DECEMBER 31

APRIL 25, 2014 40EJ 155280-00 Page 2 of 2

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SWNENE	25	28N	18E BLAINE

#### 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."

#### **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 155281-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHTStatus:ACTIVE
Owners:	CLARK A HOFELDT 450 HIGHLAND RD CHINOOK, MT 59523
	BEN F HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523
	DOUGLAS F HOFELDT 20485 BARNEY OLSON RD CHINOOK, MT 59523
	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535
*Priority Date:	DECEMBER 31, 1921
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 155281-00 Page 2 of 2

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

<u>ID</u>	Govt Lot		<u>Qtr Sec</u>	Sec	Twp	Rge County
1			SWSENW	28	28N	19E BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diver	sion Means:	LIVES	FOCK DIREC	T FRO	M SOUI	RCE
Period of Use: JANUARY 1 TO DECEMBER 31						
Place of U	se:					
<u>ID</u>	<u>Acres</u> Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SWSENW	28	28N	19E BLAINE

#### **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.

BLAINE COUNTY RECORDS AS OF 05/10/2012 SHOWS PLACE OF USE IS OWNED BY ROBERT J HERDEGEN.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 1552	282-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI0	GINAL I	RIGHT		
		Status:	AC	TIVE		
Owners:	JOSEPH A PO BOX 3 CHINOOK	12				
*Priority Date:	DECEMBE	R 31, 192	21			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	S OF STO STEM. TH	CK DRI HE FLO	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A .IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIM	PURP 1AL UN	OSES A ITS SH/	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, U	JNNAME	) TRIB	UTARY	OF G	AP CREEK
Source Type:	SURI	FACE WA	TER			
Point of Diversion and I	Means of Div	version:				
$\frac{\mathbf{ID}}{1}$ Govt		<u>Qtr Sec</u> SESESW	<u>Sec</u> 21	<u>Twp</u> 28N		<u>County</u> BLAINE
Period of Diversion	: JANUARY	1 TO DE	СЕМВЕ	R 31		
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
Period of Use:	JANUARY	1 TO DEC	CEMBE	R 31		
Place of Use:						
ID Acres Govt 1	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	S	SESESW	21	28N	19E	BLAINE

#### **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."

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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 155286-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220				
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312				
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523				
*Priority Date:	DECEMBER 31, 1921				
Type of Historical Righ	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Point of Diversion and 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>				

 D
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 Out See
 Twp
 Nge
 County

 1
 SWNWSW
 15
 28N
 19E
 BLAINE

 Period of Diversion: JANUARY 1 TO DECEMBER 31

 Diversion Means:
 LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 155286-00

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	15	28N	19E BLAINE

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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 155287-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535		
	CAROLINA A HOFELDT 885 TREASURE LN LLOYD, MT 59535		
*Priority Date:	DECEMBER 31, 1921		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u>			
	NWSESE 26 28N 18E BLAINE		
Period of Diversion: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE		

Period of Use: JANUARY 1 TO DECEMBER 31

APRIL 25, 2014 40EJ 155287-00 Page 2 of 2

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NWSESE	26	28N	18E BLAINE

#### **Remarks:**

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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 155288-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535				
	CAROLINA A HOFELDT 885 TREASURE LN LLOYD, MT 59535				
*Priority Date:	DECEMBER 31, 1921				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>					
	SENWNE 35 28N 18E BLAINE				
	n: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE				

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	35	28N	18E BLAINE

#### **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 AND WATER RIGHT NO. 155290-00 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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 155290-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE				
Owners:	CAROLINA A HOFELDT 885 TREASURE LN LLOYD, MT 59535				
	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535				
*Priority Date:	DECEMBER 31, 1921				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
$\frac{\text{ID}}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge County</u> SENWNE 35 28N 18E BLAINE				
•	I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				

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		SENWNE	35	28N	18E BLAINE

#### 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 AND WATER RIGHT NO. 155288-00 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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## 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 155291-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535					
	CAROLINA A HOFELDT 885 TREASURE LN LLOYD, MT 59535					
*Priority Date:	DECEMBER 31, 1921					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK					
Source Type:	SURFACE WATER					
Point of Diversion and	Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>						
	NWNESE 26 28N 18E BLAINE					
	A: 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</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NWNESE	26	28N	18E BLAINE

#### **Remarks:**

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

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#### **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 155298-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535
	CAROLINA A HOFELDT 885 TREASURE LN LLOYD, MT 59535
*Priority Date:	DECEMBER 31, 1921
Type of Historical Right	:USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	HEDGES CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
ID Govt 1	
1	SWSWNE 31 28N 19E BLAINE
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	
2 Portion of Diversion	SENW 31 28N 19E BLAINE I: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 155298-00 Page 2 of 2

#### \*Point of Diversion and Means of Diversion:

<u>ID</u> <u>G</u>	ovt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
3		NWSE	31	28N	19E BLAINE
Period of Dive	rsion: JANUAF	RY 1 TO DE	CEMBE	ER 31	
<b>Diversion Mea</b>	ns: LIVEST	OCK DIREC	T FRO	M SOUI	RCE
4		S2SE	31	28N	19E BLAINE
Period of Dive	rsion: JANUAF	RY 1 TO DE	CEMBE	ER 31	
<b>Diversion Mea</b>	ns: LIVEST	OCK DIREC	T FRO	M SOUI	RCE
Period of Use:	JANUAR	Y 1 TO DEC	CEMBE	R 31	

#### \*Place of Use:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		SWSWNE	31	28N	19E BLAINE
2		SENW	31	28N	19E BLAINE
3		NWSE	31	28N	19E BLAINE
4		S2SE	31	28N	19E BLAINE

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#### **IMPORTANT NOTICE**

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Water Right Number:	40EJ 155301-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535				
	CAROLINA A HOFELDT 885 TREASURE LN LLOYD, MT 59535				
<b>*Priority Date:</b>	DECEMBER 31, 1921				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	SPRING, UNNAMED TRIBUTARY OF HEDGES CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
$\frac{ID}{1}$ Govt					
·	NWNENE 25 28N 18E BLAINE				
Diversion Means: LIVESTOCK DIRECT FROM SOURCE					

Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NWNENE	25	28N	18E BLAINE

#### **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 155303-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	CAROLINA A HOFELDT 885 TREASURE LN LLOYD, MT 59535						
	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535						
*Priority Date:	DECEMBER 31, 1921						
Type of Historical Right	: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK						
Source Type:	SURFACE WATER						
Point of Diversion and I	Means of Diversion:						
$\frac{ID}{1}$ Govt							
-	SENENE 35 28N 18E BLAINE						
	: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE							

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SENENE	35	28N	18E BLAINE

#### **Remarks:**

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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 155350-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	CAROLINA A HOFELDT 885 TREASURE LN LLOYD, MT 59535
	RODNEY B HOFELDT 885 TREASURE LN LLOYD, MT 59535
Priority Date:	MAY 25, 1903
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	224.40 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	23.60
Source Name:	COW CREEK, NORTH FORK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
ID Govt I 1	SWNWSE 26 28N 18E BLAINE
	: APRIL 1 TO NOVEMBER 1 HEADGATE
Diversion Means: Period of Use:	APRIL 1 TO NOVEMBER 1

#### 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	12.10	W2SE	26	28N	18E BLAINE
2	11.50	NWNE	35	28N	18E BLAINE
Total:	23.60				

#### **Remarks:**

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

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

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-36 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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Water Right Number:	<b>40EJ 155398-00</b> Version: 1 C	• • • • •		<sup>=</sup> CLAIM			
	Statu		CTIVE				
Owners:	HALDEMANN, JOHN & ELIZABETH IRREVOCABLE TRUST % TRUSTEE 2525 HALDEMANN RD CHINOOK, MT 59523 9212						
Priority Date:	AUGUST 11, 195	5					
Type of Historical Right	: FILED						
Purpose(use):	STOCK						
Flow Rate:	3.00 GPM						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	SPRING, UNNAM	ied tri	BUTAR	OF RATTLESNAKE CR	EEK		
Source Type:	GROUNDW	ATER					
*Point of Diversion and I	Means of Diversion:						
ID Govt 1	Lot Qtr S 2 NWN		<u>Тwp</u> 27N	<u>Rge</u> <u>County</u> 21E BLAINE			
Period of Diversion Diversion Means:	: JANUARY 1 TO DEVELOPED SF	-	3ER 31				
Period of Use:	JANUARY 1 TO I	DECEMB	ER 31				
*Place of Use:							
<u>ID</u> <u>Acres</u> <u>Govt I</u>	Lot Qtr S	<u>ec</u> <u>Sec</u>	Twp	Rge County			
1	2 NWN	E 6	27N	21E BLAINE			

**Remarks:** 

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Water Right Number:	40EJ 155	399-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI(	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	HALDEMA % TRUSTI 2525 HALI CHINOOK	EE DEMANN	RD		H IRR	EVOCABLE TRUST
<b>*Priority Date:</b>	DECEMBE	ER 31, 195	5			
Type of Historical Righ	t:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST: DITCH SY	S OF STO STEM. TH	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A .IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIM ( AND HIS	PURP 1AL UN	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, I	UNNAME	) TRIB	UTARY	OF R	ATTLESNAKE CREEK
Source Type:	SUR	FACE WA	TER			
*Point of Diversion and	Means of Div	version:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u>	Sec	Twp		County
1 Period of Diversion	•		6 СЕМВІ	27N	21E	BLAINE
Diversion Means:	LIVESTO	-	-	-	RCE	
Period of Use:						
*Place of Use:						
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	6 S\	WNENW	6	27N	21E	BLAINE

#### Remarks:

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Water Right Number:	40EJ 155	518-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	SAND CRI PO BOX 1 HAVRE, M	280		;		
<b>Priority Date:</b>	JANUARY	1, 1948				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	S OF STO STEM. TH	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A LIMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIM	PURP IAL UN	OSES A	AT THE	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, I	JNNAME	) TRIB	UTARY	OF C	OW CREEK, NORTH FORK
Source Type:	SUR	FACE WA	TER			
*Point of Diversion and I	Means of Div	version:				
ID Govt 1 1 Period of Diversion	S\	<u>Qtr Sec</u> WNENW 1 TO DE	<u>Sec</u> 18 CEMBE	<u>Twp</u> 27N R 31		<u>County</u> BLAINE
Diversion Means:	LIVESTO	-	-	-	RCE	
Period of Use:	JANUARY	1 TO DE	СЕМВЕ	R 31		
*Place of Use:						
ID <u>Acres</u> Govt 1	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	SI	WNENW	18	27N	19E	BLAINE

#### Remarks:

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Water Right Number:	40EJ 155	532-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	SAND CRI PO BOX 1 HAVRE, N	280		2		
Priority Date:	JANUARY	1, 1940				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING, U		) TRIB	UTARY	OF C	OW CREEK, SOUTH FORK
Source Type:	SUR	FACE WA	TER			
	ALSO KNO	OWN AS S	SAWTC	OTH SI	PRINC	3
Point of Diversion and I	Means of Div	version:				
IDGovt I1		<u>Qtr Sec</u> WNWNE	<u>Sec</u> 28	<u>Twp</u> 27N		<u>County</u> BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
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	<u>Rge</u>	County
1	SI	WNWNE	28	27N	18E	BLAINE

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Water Right Number:	40EJ 155533-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280					
Priority Date:	JANUARY 1, 1940					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
IDGovt1	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NESWSW 20 27N 19E BLAINE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

Diversion Means: DAM

APRIL 25, 2014 40EJ 155533-00 Page 2 of 2

*Reservoir: ONS	STREAM	
<u>Govt L</u>	ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWSW 20 27N 19E BLAINE	
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	eservoir: DIVERSION # 1 13.00 FEET 10.00 FEET 0.25 ACRES 1.00 ACRE-FEET THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMAT	TED BY
Period of Use:	DNRC. JANUARY 1 TO DECEMBER 31	
Place of Use:		
ID <u>Acres Govt L</u>	ot <u>Qtr Sec Sec Twp Rge County</u>	
1	NESWSW 20 27N 19E BLAINE	

#### **Remarks:**

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

CLAIM NOS. 155533-00 AND 175812-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON A TRIBUTARY OF COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155534-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280					
<b>Priority Date:</b>	JANUARY 1, 1940					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
$\frac{ID}{1}$ Govt	SESWNE 15 27N 18E BLAINE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

**Diversion Means:** DAM

*Reservoir:	ONSTREAM	Reservoi	ir Name:	: DICK	'S RE	SERVOIR
<u>G</u>	<u>ovt Lot</u>	<u>Qtr Sec</u> SESWNE	<u>Sec</u> 15	<u>Twp</u> 27N	<u>Rge</u> 18E	<u>County</u> BLAINE
Diversion	to Reservoir:	DIVERSI	ON # 1			
Dam Heig	ht:	11.00 l	FEET			
Depth:		8.00	FEET			
Surface A	rea:	0.20	ACRES			
Capacity:		0.64	ACRE-F	EET		
	THE CA DNRC.	PACITY, DA	M HEIG	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUAF	RY 1 TO DE	CEMBE	R 31		
Place of Use:						
<u>ID</u> <u>Acres</u> <u>G</u>	<u>ovt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SESWNE	15	27N	18E	BLAINE

#### **Remarks:**

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON A TRIBUTARY OF COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 155535-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280					
<b>Priority Date:</b>	JANUARY 1, 1940					
Type of Historical Right	USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS WEST TRIBUTARY OF COW CREEK					
*Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>						
1 Denie de CDimension	S2S2N2 13 27N 18E BLAINE					
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
2	N2SE 13 27N 18E BLAINE					

- Period of Diversion: JANUARY 1 TO DECEMBER 31
- Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 155535-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt L</u>	ot	<u>Qtr Sec</u>		Twp		<u>County</u>
3			S2S2N2	• •		18E	BLAINE
Period	of Diversion:	JANUARY	1 TO DEC	EMBE	R 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FROI	M SOUF	RCE	
4			S2NE	15	27N	18E	BLAINE
Period	of Diversion:	JANUARY	' 1 TO DEC	CEMBE	R 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FROI	M SOUF	RCE	
5			E2NW	15	27N	18E	BLAINE
Period	of Diversion:	JANUARY	1 TO DEC	CEMBE	R 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FROI	M SOUF	RCE	
6		NE	ENWNW	15	27N	18E	BLAINE
Period	of Diversion:	JANUARY	1 TO DEC	CEMBE	R 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FROI	M SOUF	RCE	
7		3	NWSW	18	27N	19E	BLAINE
Period	of Diversion:	JANUARY	1 TO DEC	CEMBE	R 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FRO	N SOUF	RCE	
Period of Us	se:	JANUARY	1 TO DEC	EMBE	R 31		
*Place of Use	:						

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		S2S2N2	13	27N	18E BLAINE
2		N2SE	13	27N	18E BLAINE
3		S2S2N2	14	27N	18E BLAINE
4		S2NE	15	27N	18E BLAINE
5		E2NW	15	27N	18E BLAINE
6		NENWNW	15	27N	18E BLAINE
7	3	NWSW	18	27N	19E BLAINE

#### **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." APRIL 25, 2014 40EJ 155535-00 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 155536-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280					
<b>Priority Date:</b>	JANUARY 1, 1950					
Type of Historical Rig	ht: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS WEST TRIBUTARY OF COW CREEK, NORTH FORK					
Point of Diversion and Means of Diversion:						
	t Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>					
1	NENESE 14 27N 18E BLAINE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

**Diversion Means:** DAM

*Reservoir:	ONSTREAM	Reservo	ir Name:	: WES	T FIEI	LD
<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NENESE	<u>Sec</u> 14	<u>Twp</u> 27N	<u>Rge</u> 18E	<u>County</u> BLAINE
Diversior	n to Reservoir:	DIVERSI	ON # 1			
Dam Hei	ght:	13.00 l	FEET			
Depth:		10.00	FEET			
Surface A	Area:	0.50	ACRES			
Capacity	:	2.00	ACRE-F	EET		
	THE CA DNRC.	PACITY, DA	M HEIG	GHT, AN	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</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		NENESE	14	27N	18E	BLAINE

#### **Remarks:**

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON A TRIBUTARY OF COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 155537-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE					
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280					
Priority Date:	JULY 4, 1940					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF ALS CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS UNNAMED TRIBUTARY OF OWL CREEK					
Point of Diversion and Means of Diversion:						
$\frac{ID}{1} \qquad \qquad \frac{Govt}{1}$	SWSENW 35 27N 18E BLAINE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

Diversion Means: DAM

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*Reservoir: ON	STREAM	Reserve	oir Name:	HANS	SON (	(COUNTY ROAD)
<u>Govt 1</u>	<u>Lot</u>	<u>Qtr Sec</u> SENW	<u>Sec</u> 35	<u>Twp</u> 27N	<u>Rge</u> 18E	County BLAINE
Diversion to R	eservoir:	DIVERS	SION # 1			
Dam Height:		11.00	FEET			
Depth:		8.00	FEET			
Surface Area:		0.20	ACRES			
Capacity:		0.64	ACRE-F	EET		
	THE CAPA DNRC.	ACITY, D	AM HEIG	HT, AN	ID SU	JRFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY	1 TO DE	ECEMBE	R 31		
*Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SENW	35	27N	18E	BLAINE
THE DNRC EXAM ISSUES TO REPOR					ND N	NO 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 155538-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280					
<b>Priority Date:</b>	JUNE 1, 1930					
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS WEST TRIBUTARY OF COW CREEK, NORTH FORK					
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> SESENW 13 27N 18E BLAINE					
*Period of Diversion: 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> SESENW 13 27N 18E BLAINE					
Diversion to R	eservoir: DIVERSION # 1					

APRIL 25, 2014 40EJ 155538-00 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		SESENW	13	27N	18E BLAINE

### Remarks:

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON A TRIBUTARY OF COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 155539-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280						
Priority Date:	JULY 1, 1950						
Type of Historical Rig	nt: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK						
Source Type:	SURFACE WATER						
*Point of Diversion and	Means of Diversion:						
<u>ID</u> <u>Gov</u>							
1	NWSESE 22 27N 18E BLAINE						
Period of Diversion: JANUARY 1 TO DECEMBER 31							

Diversion Means: DAM

	*Reservoir:	ONSTREAM	Reservo	oir Name	: SAW	тоот	TH BASIN
	<u>9</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NWSESE		<u>Twp</u> 27N	<u>Rge</u> 18E	<u>County</u> BLAINE
	Diversion	n to Reservoir:	DIVERS	ION # 1			
	Dam Hei	ght:	11.00	FEET			
	Depth:		8.00	FEET			
	Surface A	Area:	0.10	ACRES			
	Capacity	:	0.32	ACRE-F	EET		
		THE CA DNRC.	PACITY, D	AM HEIG	GHT, Al	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Perio	od of Use:	JANUAF	RY 1 TO DE	CEMBE	R 31		
*Place	e of Use:						
II	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
	1		NWSESE	22	27N	18E	BLAINE

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON A TRIBUTARY OF COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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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 155541-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280				
Priority Date:	JANUARY 1, 1900				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK				
Source Type:	SURFACE WATER				
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS HENDERSON FORK OF COW CREEK				
*Point of Diversion and I	Means of Diversion:				
<u>ID</u> <u>Govt</u>					
1	S2SWSW 15 27N 18E BLAINE				
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 155541-00 Page 2 of 3 Decree Report - Page 3304

\*Point of Diversion and Means of Diversion:

ID **Govt Lot** Otr Sec **Rge** County Sec Twp 2 SWSWNE 16 27N **18E BLAINE** UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** E2NW 16 27N 18E BLAINE \*Source Name: UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 4 NWSE 16 27N 18E BLAINE UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 5 SESE 16 27N 18E BLAINE UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SWNWNE 22 27N 18E BLAINE \*Source Name: UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 N2NW 22 27N 18E BLAINE UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK \*Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** Period of Use: **JANUARY 1 TO DECEMBER 31** 

\*Place of Use:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1		S2SWSW	15	27N	18E BLAINE
2		SWSWNE	16	27N	18E BLAINE
3		E2NW	16	27N	18E BLAINE
4		NWSE	16	27N	18E BLAINE
5		SESE	16	27N	18E BLAINE
6		SWNWNE	22	27N	18E BLAINE
7		N2NW	22	27N	18E BLAINE

#### Remarks:

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

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

CLAIM NOS. 137798-00 AND 155541-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 155	542-00	STATE	MENT C	OF CL	AIM		
	Version:	1 ORI	GINAL	RIGHT				
		Status:	AC	CTIVE				
Owners:	PO BOX 1	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280						
<b>Priority Date:</b>	JANUARY	1, 1940						
Type of Historical Right	:USE							
Purpose(use):	STOCK							
*Flow Rate:	CONSIST DITCH SY	S OF STO STEM. TI	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.							
*Source Name:	SPRING,		) TRIE	UTARY	OF C	OW CREEK, NORTH FORK		
Source Type:	SUR	FACE WA	TER					
Point of Diversion and I	Means of Div	version:						
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$		<u>Qtr Sec</u> IENWSE	<u>Sec</u> 13	<u>Twp</u> 27N		<u>County</u> BLAINE		
Period of Diversion		-	-	-				
<b>Diversion Means:</b>	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	Ν	IENWSE	13	27N	18E	BLAINE		

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 155	543-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	SAND CR PO BOX 1 HAVRE, M	280		2		
<b>Priority Date:</b>	JANUARY	1, 1951				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST: DITCH SY	S OF STO STEM. TI	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE ECTLY FROM THE SOURCE, OR FROM A LIMITED TO THE MINIMUM AMOUNT TAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING,	UNNAME	) TRIB	UTARY	OF C	COW CREEK, NORTH FORK
Source Type:	SUR	FACE WA	TER			
Point of Diversion and I	Means of Div	version:				
ID Govt 1		<u>Qtr Sec</u> SENESW	<u>Sec</u> 13	<u>Twp</u> 27N		<u>County</u> BLAINE
Period of Diversion		-	-	-		
<b>Diversion Means:</b>	LIVESTO				RCE	
Period of Use:	JANUARY	1 TO DE	CEMBE	R 31		
Place of Use:						
ID Acres Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	S	SENESW	13	27N	18E	BLAINE

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Water Right Number:	40EJ 1555	544-00	STATE	MENT C	F CL	AIM
	Version:	1 ORI0	GINAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	SAND CRE PO BOX 12 HAVRE, M	280				
Priority Date:	JANUARY	1, 1900				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	S OF STO STEM. TH	CK DRI IE FLO	NKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE ECTLY FROM THE SOURCE, OR FROM A LIMITED TO THE MINIMUM AMOUNT TAIN THIS PURPOSE.
*Volume:	STOCK W	ATERING NIT. ANIM	PURP( IAL UN	DSES A	T THE	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER BE BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	COW CRE	EK, SOU	TH FOF	RK		
Source Type:	SURF	FACE WA	TER			
*Point of Diversion and N	Aeans of Div	ersion:				
<u>ID</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp		County
1 Period of Diversion		SWSW	17 ОГМРГ	27N	18E	BLAINE
Diversion Means:	LIVESTO				RCE	
2		2NWNE	20	27N	-	BLAINE
Period of Diversion	: JANUARY	1 TO DE	СЕМВЕ	R 31		
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
3		S2NE	20	27N	18E	BLAINE
Period of Diversion		-	-	-		
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	

APRIL 25, 2014 40EJ 155544-00 Page 2 of 4

\*Point of Diversion and Means of Diversion:

ID Govt Lot Otr Sec **Rge** County Sec Twp 4 N2NW 20 27N **18E BLAINE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SENE 21 18E BLAINE 5 27N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SWSWNW 21 27N 18E BLAINE 6 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means: 18E BLAINE** 7 N2SE 21 27N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE N2SW 21 27N 18E BLAINE 8 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 9 NENE 22 27N 18E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** S2NWNE 22 18E BLAINE 10 27N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 11 NWSWNE 22 27N 18E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 22 12 S2NW 27N 18E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 13 N2 23 27N 18E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 14 N2 24 27N 18E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 4 SWSW 18 27N 19E BLAINE 15 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 16 1 NWNW 19 27N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 17 2 27N SWNW 19 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means: Period of Use: JANUARY 1 TO DECEMBER 31** 

APRIL 25, 2014 40EJ 155544-00 Page 3 of 4

\*Place of Use:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		SWSW	17	27N	18E BLAINE
2		S2NWNE	20	27N	18E BLAINE
3		S2NE	20	27N	18E BLAINE
4		N2NW	20	27N	18E BLAINE
5		SENE	21	27N	18E BLAINE
6		SWSWNW	21	27N	18E BLAINE
7		N2SE	21	27N	18E BLAINE
8		N2SW	21	27N	18E BLAINE
9		NENE	22	27N	18E BLAINE
10		S2NWNE	22	27N	18E BLAINE
11		NWSWNE	22	27N	18E BLAINE
12		S2NW	22	27N	18E BLAINE
13		N2	23	27N	18E BLAINE
14		N2	24	27N	18E BLAINE
15	4	SWSW	18	27N	19E BLAINE
16	1	NWNW	19	27N	19E BLAINE
17	2	SWNW	19	27N	19E BLAINE

#### Remarks:

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/28/2009 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY GEORGE DANIEL MCNEILL ET AL.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 1555	45-00	STATE	MENT C	F CL	AIM
	Version:	1 ORI0	GINAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	SAND CRE PO BOX 12 HAVRE, M	280				
<b>Priority Date:</b>	JANUARY	1, 1900				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO STEM. TH	CK DRI HE FLO	NKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK WA	ATERING NIT. ANIM	PURP( IAL UN	DSES A	t the	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
Source Name:	COW CRE	EK, NOR	TH FOF	RK		
Source Type:	SURF	ACE WA	TER			
*Point of Diversion and I	Means of Dive	ersion:				
ID Govt		<u>Qtr Sec</u> 2SWNE	<u>Sec</u> 12	<u>Twp</u> 27N		<u>County</u> BLAINE
<b>Period of Diversion</b>					IOL	
<b>Diversion Means:</b>	LIVESTOC	K DIREC	T FRO	M SOUF	RCE	
2		NWNW	12	27N	18E	BLAINE
Period of Diversion		-	-	-		
<b>Diversion Means:</b>	LIVESTOC	K DIREC	T FRO	M SOUF		
3		S2NW	12	27N	18E	BLAINE
Period of Diversion						
<b>Diversion Means:</b>	LIVESTOC	K DIREC	T FRO	M SOUF	RCE	

APRIL 25, 2014 40EJ 155545-00 Page 2 of 3

#### \*Point of Diversion and Means of Diversion:

$\frac{\text{ID}}{4}$	<u>Govt L</u>	ot	<u>Qtr Sec</u> SE	<u>Sec</u>	<u>Twp</u> 27N	<u>Rge</u>	<u>County</u> BLAINE
-	Diversion:	JANUA	RY 1 TO DEC	• –		IOL	DEAINE
			OCK DIREC			RCE	
5			E2E2NE	13	27N	18E	BLAINE
Period of	Diversion:	JANUA	RY 1 TO DEC	CEMB	ER 31		
Diversion	Means:	LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
6		2	SWSWNW	18	27N	19E	BLAINE
Period of	Diversion:	JANUA	RY 1 TO DEC	CEMB	ER 31		
Diversion	n Means:	LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
7		3	NWSW	18	27N	19E	BLAINE
Period of	Diversion:	JANUA	RY 1 TO DEC	CEMB	ER 31		
Diversion	Means:	LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
8		4	NESWSW	18	27N	19E	BLAINE
Period of	Diversion:	JANUA	RY 1 TO DEC	CEMB	ER 31		
Diversion	Means:	LIVEST	TOCK DIREC	T FRO	M SOUI	RCE	
Period of Use:		JANUA	RY 1 TO DEC	EMBE	R 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		S2SWNE	12	27N	18E BLAINE
2		NWNW	12	27N	18E BLAINE
3		S2NW	12	27N	18E BLAINE
4		SE	12	27N	18E BLAINE
5		E2E2NE	13	27N	18E BLAINE
6	2	SWSWNW	18	27N	19E BLAINE
7	3	NWSW	18	27N	19E BLAINE
8	4	NESWSW	18	27N	19E BLAINE

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	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	SAND CRI PO BOX 1 HAVRE, N	280		;		
Priority Date:	JANUARY	1, 1940				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	S OF STO STEM. TH	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A .IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING, U	JNNAME	) TRIB	UTARY	OF A	LS CREEK
Source Type:	SUR	FACE WA	TER			
	ALSO KNO	OWN AS H	IANSO	N NO. 1		
Point of Diversion and I	Means of Div	version:				
$\frac{ID}{1}$ Govt I		<u>Qtr Sec</u> SWSESE	<u>Sec</u> 26	<u>Twp</u> 27N		<u>County</u> BLAINE
Period of Diversion Diversion Means:	: JANUARY LIVESTO	-	-	-	RCE	
Period of Use:	JANUARY	1 TO DE	CEMBE	R 31		
Place of Use:						
ID Acres Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	S	WSESE	26	27N	18E	BLAINE

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 155	547-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	SAND CRI PO BOX 1 HAVRE, N	280		;		
Priority Date:	JANUARY	1, 1949				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SY	S OF STO STEM. TH	CK DR HE FLC	INKING DW RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIM	PURP	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, U	JNNAME	) TRIB	UTARY	OF A	LS CREEK
Source Type:	SUR	FACE WA	TER			
	ALSO KNO	OWN AS F	HANSO	N WES	T NO.	2
Point of Diversion and I	Means of Div	version:				
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$		<u>Qtr Sec</u> SESENE	<u>Sec</u> 26	<u>Twp</u> 27N		<u>County</u> BLAINE
Period of Diversion Diversion Means:	: JANUARY LIVESTO	-	-	-	RCE	
Period of Use:	JANUARY	1 TO DE	CEMBE	R 31		
Place of Use:						
ID Acres Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	\$	SESENE	26	27N	18E	BLAINE

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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# 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:	<b>40EJ 155548-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280						
Priority Date:	APRIL 3, 1936						
Type of Historical Right	nt: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK						
Source Type:	SURFACE WATER						
	ALSO KNOWN AS MOORES FORK COW CREEK						
Point of Diversion and	Means of Diversion:						
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>						
1	SENWSE 23 27N 18E BLAINE						
Period of Diversion: JANUARY 1 TO DECEMBER 31							

**Diversion Means:** DAM

*R	eservoir: (	ONSTREAM	Reservoi	ir Name:	RIED	EL'S S	SAWTOOTH
	<u>Go</u>	<u>vt Lot</u>	<u>Qtr Sec</u> SENWSE	<u>Sec</u> 23	<u>Twp</u> 27N	<u>Rge</u> 18E	<u>County</u> BLAINE
	Diversion to	o Reservoir:	DIVERSI	ON # 1			
	Dam Heigh	t:	13.00 F	FEET			
	Depth:		10.00	FEET			
	Surface Are	ea:	1.50	ACRES			
	Capacity:		6.00 /	ACRE-F	EET		
		BLAINE	COUNTY.				NESWSE SEC 23 TWP 27N RGE 18E RFACE AREA HAVE BEEN ESTIMATED BY
Period o	of Use:	JANUAF	RY 1 TO DE	CEMBEI	R 31		
*Place of	Use:						
<u>ID</u>	<u>Acres</u> Go	vt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			SENWSE	23	27N	18E	BLAINE

2

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

27N

**18E BLAINE** 

23

NESWSE

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON A TRIBUTARY OF COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY. •

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND **RELATED MATERIALS 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 155549-00	STATE	MENT (	OF CLAIM	
	Version: 1 OF	RIGINAL	RIGHT	•	
	Status	: AC	TIVE		
Owners:	SAND CREEK RA PO BOX 1280 HAVRE, MT 59501		;		
<b>Priority Date:</b>	JULY 1, 1935				
*Type of Historical Right	: FILED				
Purpose(use):	STOCK				
Flow Rate:	10.00 GPM				
*Volume:	STOCK WATERIN ANIMAL UNIT. AN	G PURP IMAL UN	OSES A	OUNT OF WATER CONSUMPTIVELY USED FO AT THE RATE OF 30 GALLONS PER DAY PER HALL BE BASED ON REASONABLE CARRYING E OF THE AREA SERVICED BY THIS WATER	2
Source Name:	GROUNDWATER				
Source Type:	GROUNDWA	TER			
	ALSO KNOWN AS	HEADQ	UARTE	ERS WELL	
Point of Diversion and	Means of Diversion:				
IDGovt1Period of DiversionDiversion Means:	Lot Qtr Sea SENENE 1: JANUARY 1 TO D WELL	13	<u>Twp</u> 27N ER 31		
Period of Use:	JANUARY 1 TO D	ECEMBE	R 31		
Place of Use: <u>ID Acres Govt 1</u>	Lot Qtr See		<u>Twp</u>	<u>Rge</u> <u>County</u>	
1	SENENE	13	27N	18E BLAINE	

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

155549-00 155552-00

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 1555	550-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	SAND CRE PO BOX 12 HAVRE, M	280		)		
<b>Priority Date:</b>	JANUARY	1, 1900				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	S OF STO STEM. TI	CK DR HE FLC	INKING DW RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE ECTLY FROM THE SOURCE, OR FROM A LIMITED TO THE MINIMUM AMOUNT TAIN THIS PURPOSE.
*Volume:	STOCK W	ATERING NIT. ANIN	PURP	OSES A	T THI	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER BE BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
Source Name:	ALS CREE	K				
Source Type:	SURF	FACE WA	TER			
*Point of Diversion and N	Means of Div	ersion:				
<u>ID</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp		County
1 Derical of Direction		S2NW	25 ОГМРГ	27N	18E	BLAINE
Period of Diversion Diversion Means:	LIVESTO	-	-	-	RCE	
2		2NWNE	26	27N		BLAINE
Period of Diversion	: JANUARY	1 TO DE	CEMBE	ER 31	-	
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
3		SENE	26	27N	18E	BLAINE
Period of Diversion						
<b>Diversion Means:</b>	LIVESTO		T FRO	M SOUF	٢CE	

APRIL 25, 2014 40EJ 155550-00 Page 2 of 2

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		S2NW	25	27N	18E BLAINE
2		S2NWNE	26	27N	18E BLAINE
3		SENE	26	27N	18E BLAINE

#### **Remarks:**

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Water Right Number:	40EJ 1555	51-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	SAND CRE PO BOX 12 HAVRE, M	280		2		
Priority Date:	JANUARY	1, 1900				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO STEM. TI	CK DR	INKING	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A LIMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK WA	ATERING NIT. ANIN	i PURP /IAL UN	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER BE BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	UNNAMED		TARY C	OF ALS (	CREE	К
Source Type:	SURF	ACE WA	TER			
*Point of Diversion and N	<b>Means of Div</b>	ersion:				
ID Govt I		<u>Qtr Sec</u> /SWSW	<u>Sec</u> 26	<u>Twp</u> 27N		<u>County</u> BLAINE
Period of Diversion	: JANUARY	1 TO DE	CEMB	ER 31		
<b>Diversion Means:</b>	LIVESTOC	CK DIREC	T FRO	M SOU	RCE	
2		S2SE	27	27N	18E	BLAINE
Period of Diversion		-	-	-		
<b>Diversion Means:</b>	LIVESTOC					
3	-	VNWNE	35		18E	BLAINE
Period of Diversion Diversion Means:	: JANUARY LIVESTOC				RCE	

APRIL 25, 2014 40EJ 155551-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

ID	<u>Govt I</u>	ot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
4		I	N2N2NW	35	27N	18E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Dive	rsion Means:	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
Period of	Use:	JANUAR	1 TO DEC	CEMBE	R 31		
*Place of U	Jse:						
ID	<u>Acres</u> <u>Govt L</u>	ot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>

1	SWS	WSW 26	27N	18E	BLAINE
2		S2SE 27	27N	18E	BLAINE
3	SWN	IWNE 35	27N	18E	BLAINE
4	N2N	12NW 35	27N	18E	BLAINE

#### **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 OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON FEDERAL LANDS.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 1555 Version:	552-00 5 1 ORIC Status:	GINAL	MENT ( RIGHT TIVE	OF CL	AIM	
Owners:	SAND CRE PO BOX 12 HAVRE, M	280		:			
Priority Date:	JULY 1, 19	935					
Type of Historical Right	: FILED						
*Purpose(use):	MULTIPLE	DOMEST	īC				
Flow Rate:	10.00 GPM	1					
Volume:	11.60 AC-F	-T					
Households:	3						
Maximum Acres:	5.00						
Source Name:	GROUNDWATER						
Source Type:	GRO	UNDWAT	ER				
	ALSO KNO	OWN AS F	IEADQ	UARTE	RS W	ELL	
Point of Diversion and I	Means of Div	ersion:					
$\frac{ID}{1}$ Govt	§	<u>Qtr Sec</u> SENENE	<u>Sec</u> 13	<u>Twp</u> 27N		<u>County</u> BLAINE	
Period of Diversion Diversion Means:	WELL	1 TO DEC	CEMBE	:R 31			
Period of Use:	JANUARY	1 TO DEC	CEMBE	R 31			
Place of Use:							
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>	
1 5.00	5	SENENE	13	27N	18E	BLAINE	
<b>Total:</b> 5.00							

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.

155549-00 155552-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED FOR DOMESTIC IRRIGATION PURPOSES.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 N	umber:	40EJ 155	554-00	STATE	MENT C	OF CL	AIM
		Version:	1 ORI0	GINAL F	RIGHT		
			Status:	AC	TIVE		
Owners:		SAND CRI PO BOX 1 HAVRE, M	280				
*Priority Date:		DECEMBE	R 1, 1909	)			
Type of Histor	rical Right	: FILED					
Purpose(use):		IRRIGATIO	ON				
Irrigat	ion Type:	FLOOD					
Flow Rate:		2.00 GPM					
*Volume:							RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Clin	natic Area	2 - MODER	RATELY H	lIGH			
Maximum Ac	res:	160.00					
*Source Name:		SPRING, U	JNNAME	) TRIB	UTARY	OF A	LS CREEK
Source Ty	pe:	SURI	FACE WA	TER			
Point of Diver	sion and l	Means of Div	version:				
<u>ID</u> 1	<u>Govt ]</u>	S	<u>Qtr Sec</u> WNENW	<u>Sec</u> 25	<u>Twp</u> 27N		<u>County</u> BLAINE
Diversion		HEADGA		IBER 1			
Period of Use:		APRIL 1 T		IBER 1			
Place of Use:							
	res <u>Govt l</u>	Lot	Qtr Sec	Sec	Twp	Rge	County
	.00		NENW	23	27N		BLAINE
	.00		NWSE	24	27N		BLAINE
	.00		E2SW	24	27N		BLAINE

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
Total:	160.00					

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED FLOW RATE APPEARS TO BE INADEQUATE FOR THE CLAIMED PURPOSE.

THE BLAINE COUNTY WATER RESOURCES SURVEY ( 1967 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-53 , DATED 10/07/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

DNRC EXAMINATION WAS UNABLE TO CONFIRM THE USE OF THIS WATER RIGHT. IT APPEARS THIS WATER RIGHT MAY HAVE NOT BEEN PERFECTED.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155555-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280				
*Priority Date:	MARCH 12, 1902				
Type of Historical Right: FILED					
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	1.63 CFS				
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	2 - MODERATELY HIGH				
Maximum Acres:	43.00				
*Source Name:	COW CREEK, SOUTH FORK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
$\frac{\text{ID}}{1}$ Govt 1	Lot <u>Qtr Sec Sec Twp Rge County</u> SWNWNW 24 27N 18E BLAINE				
Period of Diversion Diversion Means:	APRIL 1 TO NOVEMBER 1 HEADGATE				
Period of Use:	APRIL 1 TO NOVEMBER 1				

#### \*Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	7.00	SWNE	24	27N	18E E	BLAINE
2	36.00	NW	24	27N	18E E	BLAINE
Total:	43.00					

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-53 , DATED 10/07/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON A TRIBUTARY OF COW CREEK WITH A PRIORITY DATE PREDATING CASE NO. 2343 BLAINE COUNTY.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155556-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
<b>Priority Date:</b>	FEBRUARY 5, 1910
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	1.00 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	160.00
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
ID     Govt I       1     1	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NESESE 15 27N 18E BLAINE A: APRIL 1 TO NOVEMBER 1
	HEADGATE
Period of Use:	APRIL 1 TO NOVEMBER 1
Place of Use:	
ID <u>Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1 80.00	N2SW 14 27N 18E BLAINE
2 40.00	SWSW 14 27N 18E BLAINE
3 40.00	NWNW 23 27N 18E BLAINE

#### Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
Total:	160.00					

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED FLOW RATE APPEARS TO BE INADEQUATE FOR THE CLAIMED PURPOSE.

THE BLAINE COUNTY WATER RESOURCES SURVEY ( 1967 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-97 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON A TRIBUTARY OF COW CREEK WITH A PRIORITY DATE PREDATING CASE NO. 2343 BLAINE COUNTY.

IT APPEARS THIS WATER RIGHT MAY NOT HAVE BEEN PERFECTED. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE HEADGATE AND DITCH ARE AT A LOWER ELEVATION THAN THE CLAIMED PLACE OF USE . ALL ELEMENTS OF THIS CLAIM MAY BE QUESTIONABLE.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 Numbe	: 40EJ 155557-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280	
<b>*Priority Date:</b>	JULY 14, 1906	
Type of Historical R	ght: FILED	
Purpose(use):	IRRIGATION	
Irrigation Ty	pe: FLOOD	
Flow Rate:	2.00 CFS	
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.	THE
Climatic A	rea: 2 - MODERATELY HIGH	
Maximum Acres:	160.00	
*Source Name:	UNNAMED TRIBUTARY OF ALS CREEK	
Source Type:	SURFACE WATER	
Point of Diversion a	nd Means of Diversion:	
1	vt LotQtr SecSecTwpRgeCountySWSENE2627N18EBLAINE	
Period of Diver Diversion Mear	sion: APRIL 1 TO NOVEMBER 1 s: HEADGATE	
Period of Use:	APRIL 1 TO NOVEMBER 1	
	AFRIETTONOVENIDERT	
Place of Use:		
<u>ID</u> <u>Acres</u> <u>Go</u>		
1 40.00	NWSW 25 27N 18E BLAINE	
2 40.00 3 80.00	SENE 26 27N 18E BLAINE E2SE 26 27N 18E BLAINE	
5 60.00	LZOL ZU ZIN IOL DEAINE	

APRIL 25, 2014 40EJ 155557-00 Page 2 of 2

Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
Total:	160.00					

#### **Remarks:**

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

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155558-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280	
<b>*Priority Date:</b>	SEPTEMBER 24, 1917	
Type of Historical Right	: FILED	
Purpose(use):	IRRIGATION	
Irrigation Type:	FLOOD	
Flow Rate:	1.00 CFS	
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.	E
Climatic Area	2 - MODERATELY HIGH	
Maximum Acres:	160.00	
*Source Name:	UNNAMED TRIBUTARY OF ALS CREEK	
Source Type:	SURFACE WATER	
Point of Diversion and I	Means of Diversion:	
$\frac{\mathbf{ID}}{1}$ Govt 1	SENWNE 26 27N 18E BLAINE	
	APRIL 1 TO NOVEMBER 1	
Period of Use:	APRIL 1 TO NOVEMBER 1	
Place of Use:		
ID Acres Govt 1	Lot <u>Qtr Sec Sec Twp Rge County</u>	
1 80.00	W2NW 25 27N 18E BLAINE	
2 80.00	N2NE 26 27N 18E BLAINE	
Total: 160.00		

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED FLOW RATE APPEARS TO BE INADEQUATE FOR THE CLAIMED PURPOSE.

THE BLAINE COUNTY WATER RESOURCES SURVEY ( 1967 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-53 , DATED 10/07/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155	559-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	SAND CRI PO BOX 1 HAVRE, M	280		;		
*Priority Date:	DECEMBE	R 24, 191	4			
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATIO	ON				
Irrigation Type:	FLOOD					
*Flow Rate:	3.03 CFS					
						BEEN REDUCED TO 17 GPM PER ACRE. D BY PROPER OBJECTION.
*Volume:	-		-	-		RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Climatic Area	2 - MODER	RATELY H	lIGH			
Maximum Acres:	80.00					
Source Name:	ALS CREE	K				
Source Type:	SURI	FACE WA	TER			
Point of Diversion and I	Means of Div	version:				
$\underline{ID}_{4}$ <u>Govt I</u>		<u>Qtr Sec</u> SESENE	<u>Sec</u> 26	<u>Twp</u> 27N		<u>County</u> BLAINE
Period of Diversion Diversion Means:					IOE	DLAINE
Period of Use:	APRIL 1 T	O NOVEN	1BER 1			
Place of Use:						
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1 80.00		W2SW	24	27N	18E	BLAINE

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
Total:	80.00					

### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-53 , DATED 10/07/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 155560-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE			
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280			
Priority Date:	SEPTEMBER 11, 1919			
Type of Historical Right	: FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	4.55 CFS			
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area	2 - MODERATELY HIGH			
Maximum Acres:	120.00			
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS CAMPBELL COULEE			
Point of Diversion and M	Means of Diversion:			
IDGovt I1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNESE 10 27N 18E BLAINE			
	: APRIL 1 TO NOVEMBER 1			
<b>Diversion Means:</b>	HEADGATE			
Period of Use:	APRIL 1 TO NOVEMBER 1			

#### Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	40.00	NESE	11	27N	18E BLAINE
2	80.00	N2SW	12	27N	18E BLAINE
Total:	120.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-97 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155561-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
<b>*Priority Date:</b>	MAY 13, 1907
Type of Historical Right	t: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	2.00 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	55.00
*Source Name:	COW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and	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> SWNWSE 18 27N 18E BLAINE n: APRIL 1 TO NOVEMBER 1
Diversion Means:	HEADGATE
Period of Use:	APRIL 1 TO NOVEMBER 1
Place of Use:	
ID <u>Acres Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1 13.00	SWSW 17 27N 18E BLAINE
2 3.00	NWSE 18 27N 18E BLAINE
3 39.00	S2SE 18 27N 18E BLAINE

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
Total:	55.00					

### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-97 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON COW CREEK, SOUTH FORK WITH A PRIORITY DATE PREDATING CASE NO. 2343 BLAINE COUNTY.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 155562-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
*Priority Date:	NOVEMBER 10, 1909
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	3.14 CFS
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	83.00
*Source Name:	COW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> <u>Govt I</u>	
1 Pariad of Divarsion	E2NESE 20 27N 18E BLAINE APRIL 1 TO NOVEMBER 1
Diversion Means:	HEADGATE
2	NWNESE 21 27N 18E BLAINE
Period of Diversion Diversion Means:	: APRIL 1 TO NOVEMBER 1 HEADGATE

APRIL 25, 2014 40EJ 155562-00 Page 2 of 3

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

ID	Govt ]	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
3			SWNWSE	21	27N	18E	BLAINE
Period of Diversion: APRIL 1 TO NOVEMBER 1							
Diversion Means: HEADGATE							
Period of Use: APRIL 1 TO NOVEMBER 1							
Place of	Use:						
<u>ID</u>	<u>Acres</u> <u>Govt 1</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	5.00		SENE	21	27N	18E	BLAINE
2	25.00		NESE	21	27N	18E	BLAINE

 3
 38.00
 W2SE
 21
 27N
 18E
 BLAINE

 4
 15.00
 NESW
 21
 27N
 18E
 BLAINE

#### **Remarks:**

Total:

83.00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-53 , DATED 10/07/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON COW CREEK WITH A PRIORITY DATE PREDATING CASE NO. 2343 BLAINE COUNTY.

THE TYPE OF IRRIGATION SYSTEM CANNOT BE CONFIRMED. IT IS UNCLEAR IF THIS RIGHT SHOULD BE DEFINED BY FLOW RATE OR VOLUME.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 155562-00 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.

Water Right Number:	40EJ 1558	807-00	STATE	MENT	OF CL	AIM
	Version:	1 ORI(	GINAL I	RIGHT		
		Status:	AC	TIVE		
Owners:	WILLIAM I PO BOX 45 CHINOOK,	56	3			
<b>Priority Date:</b>	APRIL 15,	1910				
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO STEM. TH	CK DRI HE FLO	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK WA	ATERING NIT. ANIM	PURP 1AL UN	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, L	JNNAME	) TRIB	UTARY	OF C	OW CREEK
Source Type:	SURF	FACE WA	TER			
Point of Diversion and	Means of Div	ersion:				
<u>ID</u> <u>Govt</u>	N	<u>Qtr Sec</u> WNENE	<u>Sec</u> 29	<u>Twp</u> 27N		<u>County</u> BLAINE
Period of Diversion		-	-	-		
Diversion Means:					ΚCE	
Period of Use:	JANUARY	TIODEC	FINIBE	R 31		
Place of Use:			G	m	P	
ID <u>Acres Govt</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	County
1	N	WNENE	29	27N	20E	BLAINE

#### 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."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 155808-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JD TALL HOLDINGS LLC 118 BRECKENRIDGE DR WEXFORD, PA 15090 9400
<b>Priority Date:</b>	JULY 25, 1949
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	3.79 CFS
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	100.00
Source Name:	COW CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
ID Govt 1	
1	SWNESE 1 26N 20E BLAINE
	: APRIL 1 TO NOVEMBER 1
<b>Diversion Means:</b>	
2 Pariad of Divorcion	SWNWNE 6 26N 21E BLAINE APRIL 1 TO NOVEMBER 1
Diversion Means:	HEADGATE
Period of Use:	APRIL 1 TO NOVEMBER 1

APRIL 25, 2014 40EJ 155808-00 Page 2 of 2

#### \*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	1.00	E2SESE	1	26N	20E BLAINE
2	32.00	S2SW	6	26N	21E BLAINE
3	42.00	W2NE	7	26N	21E BLAINE
4	25.00	N2NW	7	26N	21E BLAINE
	100.00				

Total: 100.00

THE PLACE OF USE INCLUDES GOVT LOT 1 IN SEC 7 TWP 26N RGE 21E BLAINE COUNTY. THE PLACE OF USE INCLUDES GOVT LOT 7 IN SEC 6 TWP 26N RGE 21E BLAINE COUNTY.

#### **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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 63 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 478-82 , DATED 07/04/1981 , APPEARS TO INDICATE 57 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS 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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Water Right Number:	40EJ 155809-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JD TALL HOLDINGS LLC 118 BRECKENRIDGE DR WEXFORD, PA 15090 9400
<b>Priority Date:</b>	JUNE 10, 1921
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	1.52 CFS
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 2 - MODERATELY HIGH
Maximum Acres:	40.00
Source Name:	COW CREEK
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
<u>ID</u> <u>Govt I</u>	
1 Period of Diversion Diversion Means:	NWNWSE 1 26N 20E BLAINE APRIL 1 TO NOVEMBER 1 HEADGATE
Period of Use:	APRIL 1 TO NOVEMBER 1
Place of Use:	
ID <u>Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1 40.00	NESE 1 26N 20E BLAINE

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
Total:	40.00					

### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-60 , DATED 10/07/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 Numbers	40EJ 155	810-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI(	GINAL I	RIGHT		
		Status:	AC	TIVE		
Owners:	JD TALL H 118 BREC WEXFORI	KENRIDG	E DR	)		
Priority Date:	DECEMBE	ER 16, 190	)3			
Type of Historical Rig	ht: FILED					
Purpose(use):	IRRIGATIO	N				
Irrigation Typ	e: FLOOD					
Flow Rate:	5.00 CFS					
*Volume:						RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Climatic Ar	ea: 2 - MODE	RATELY H	lIGH			
Maximum Acres:	160.00					
Source Name:	COW CRE	EK				
Source Type:	SUR	FACE WA	TER			
Source Type: Point of Diversion an			TER			
Point of Diversion an ID <u>Gov</u>	d Means of Div /t Lot	version: <u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		County
Point of Diversion an <u>ID</u> <u>Gov</u> 1	d Means of Div <u>/t Lot</u> N	version: <u>Qtr Sec</u> IESWNE	<u>Sec</u> 17	26N		<u>County</u> BLAINE
Point of Diversion an <u>ID Gov</u> 1 Period of Diversi	d Means of Div <u>/t Lot</u> N ion: APRIL 1 T	version: <u>Qtr Sec</u> IESWNE TO NOVEN	<u>Sec</u> 17	26N		
Point of Diversion an <u>ID</u> <u>Gov</u> 1 Period of Diversion Diversion Means	d Means of Div <u>/t Lot</u> Non: APRIL 1 T : HEADGA <sup>-</sup>	version: <u>Qtr Sec</u> IESWNE TO NOVEN TE	<u>Sec</u> 17 /IBER 1	26N		
Point of Diversion an <u>ID Gov</u> 1 Period of Diversi	d Means of Div <u>/t Lot</u> N ion: APRIL 1 T	version: <u>Qtr Sec</u> IESWNE TO NOVEN TE	<u>Sec</u> 17 /IBER 1	26N		
Point of Diversion an <u>ID</u> <u>Gov</u> 1 Period of Diversi Diversion Means Period of Use: Place of Use:	d Means of Div <u>xt Lot</u> N ion: APRIL 1 T : HEADGA <sup>-</sup> APRIL 1 T	Version: <u>Qtr Sec</u> IESWNE TO NOVEN TE O NOVEN	<u>Sec</u> 17 /IBER 1 IBER 1	26N	21E	BLAINE
Point of Diversion an <u>ID</u> <u>Gov</u> 1 Period of Diversion Diversion Means Period of Use:	d Means of Div <u>xt Lot</u> N ion: APRIL 1 T : HEADGA <sup>-</sup> APRIL 1 T	version: <u>Qtr Sec</u> IESWNE TO NOVEN TE	<u>Sec</u> 17 /IBER 1	26N	21E	
Point of Diversion anIDGov1Period of DiversionDiversion MeansDiversion MeansPeriod of Use:Place of Use:IDAcres Gov140.00	d Means of Div <u>xt Lot</u> N ion: APRIL 1 T : HEADGA <sup>-</sup> APRIL 1 T	version: <u>Qtr Sec</u> IESWNE O NOVEN TE O NOVEN <u>Qtr Sec</u> SWNE	<u>Sec</u> 17 //BER 1 //BER 1 //BER 1 //Sec 17	26N <u>Twp</u> 26N	21E <u>Rge</u> 21E	BLAINE <u>County</u> BLAINE
Point of Diversion an <u>ID</u> <u>Gov</u> 1 Period of Diversi Diversion Means Period of Use: Place of Use: <u>ID</u> <u>Acres Gov</u>	d Means of Div <u>xt Lot</u> N ion: APRIL 1 T : HEADGA <sup>-</sup> APRIL 1 T	version: <u>Qtr Sec</u> IESWNE TO NOVEN TE O NOVEN <u>Qtr Sec</u>	<u>Sec</u> 17 /IBER 1 IBER 1 <u>Sec</u>	26N <u>Twp</u>	21E <u>Rge</u> 21E 21E	BLAINE <u>County</u>

#### Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
Total:	160.00					

### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 478-82 , DATED 07/04/1981 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

DNRC EXAMINATION WAS UNABLE TO CONFIRM THE USE OF THIS WATER RIGHT. IT APPEARS THIS WATER RIGHT MAY HAVE NOT BEEN PERFECTED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 156209-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
<b>Priority Date:</b>	JANUARY 1, 1900
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	HEDGES CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
ID Govt	<u>Lot Qtr Sec Sec Twp Rge</u> County
1	S2NESW 4 27N 19E BLAINE
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
2	NESESW 4 27N 19E BLAINE
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 156209-00 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		S2NESW	4	27N	19E BLAINE
2		NESESW	4	27N	19E BLAINE

#### **Remarks:**

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

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### **IMPORTANT NOTICE**

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Water Right Number:	40EJ 156210-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
<b>Priority Date:</b>	JANUARY 1, 1900
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	HEDGES CREEK, NORTH 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> W2SENW 4 27N 19E BLAINE
Period of Diversion	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
2	NESW 4 27N 19E BLAINE
	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:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		W2SENW	4	27N	19E BLAINE
2		NESW	4	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.

156210-00 156211-00

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

<u>.</u>

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 1562 Version:	11-00 S 1 ORIC Status:	GINAL F		DF CLAIM
Owners:	JOSEPH A PO BOX 31 CHINOOK,	2			
Priority Date:	JANUARY <sup>2</sup>	1, 1900			
Type of Historical Right	:USE				
Purpose(use):	DOMESTIC				
Flow Rate:	20.00 GPM				
Volume:	11.00 AC-F	т			
Households:	1				
Maximum Acres:	5.00				
*Source Name:	HEDGES C	REEK, N	ORTH	FORK	
Source Type:	SURF	ACE WAT	TER		
Point of Diversion and I	Means of Dive	ersion:			
$\frac{\mathbf{ID}}{1}$ Govt		<u>Qtr Sec</u> /SENW	<u>Sec</u> 4	<u>Twp</u> 27N	Rge County 19E BLAINE
Period of Diversion		1 TO DEC	CEMBE	R 31	
Diversion Means: Period of Use:	JANUARY <sup>2</sup>			2.24	
	JANUART	I TO DEC		K 31	
Place of Use:		Oto Con	<b>C</b>	<b>T</b>	Dec. Corrector
ID Acres Govt 1		<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1 5.00	SW	/SENW	4	27N	19E BLAINE
<b>Total:</b> 5.00					

#### Remarks:

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

156210-00 156211-00

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

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

THE CLAIMED MEANS OF DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA. FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 278-100, DATED 10/08/1980, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156212-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
<b>*Priority Date:</b>	APRIL 30, 1982
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.
*Type of Historical Right	: FILED
Purpose(use):	DOMESTIC
Flow Rate:	8.00 GPM
Volume:	11.00 AC-FT
Households:	1
Maximum Acres:	5.00
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
$\frac{\text{ID}}{1}$ Govt	
•	SWSENW 4 27N 19E BLAINE I: JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

APRIL 25, 2014 40EJ 156212-00 Page 2 of 2

Place of Use:

ID	<u>Acres</u> Govt Lot	Qtr Sec	Sec	Twp	<u>Rge</u> <u>County</u>
1	5.00	SWSENW	4	27N	19E BLAINE
Total:	5.00				

#### **Remarks:**

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

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

THIS CLAIM AND WATER RIGHT NO. 50908-00 APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 278-100, DATED 10/08/1980, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

VOLUME MAY BE EXCESSIVE. BASED ON THE FLOW RATE AND PERIOD OF USE, THE SYSTEM WOULD HAVE TO RUN 20 HOURS PER DAY TO DELIVER THE CLAIMED VOLUME. NO INFORMATION EXISTS IN THE CLAIM FILE TO CONFIRM THIS FIGURE.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156293-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	GLENDA L HARTMAN PO BOX 1645 CHINOOK, MT 59523 1645			
*Priority Date:	APRIL 30, 1982			
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.			
*Type of Historical Right	: FILED			
Purpose(use):	STOCK			
Flow Rate:	10.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF RATTLESNAKE CREEK			
Source Type:	GROUNDWATER			
*Point of Diversion and Means of Diversion:				
ID Govt 1				
1	NWSENW 35 28N 20E BLAINE			
	: 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</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NWSENW	35	28N	20E BLAINE

#### **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."

### **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 156294-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	GLENDA L HARTMAN PO BOX 1645 CHINOOK, MT 59523 1645			
*Priority Date:	APRIL 30, 1982			
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.			
*Type of Historical Right	: FILED			
Purpose(use):	STOCK			
Flow Rate:	10.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF HANSEN CREEK			
Source Type:	GROUNDWATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt I</u>				
1 Pariad of Diversion	SWSWSE 22 28N 20E BLAINE : JANUARY 1 TO DECEMBER 31			
Diversion Means:				

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		SWSWSE	22	28N	20E BLAINE

#### 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.** 

Water Right Number:	40EJ 156295-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	MARK_LIDDLE 18555 COW ISLAND TRAIL E CHINOOK, MT 59523 9271				
Priority Date:	DECEMBER 31, 1946				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	HANSEN CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>	N2NWNE 34 28N 20E BLAINE				
Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DAM				
2	NW 34 28N 20E BLAINE				
_	n: JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				

APRIL 25, 2014 40EJ 156295-00 Page 2 of 2

Res	servoir: ONS	STREAM					
	<u>Govt I</u>	<u>.ot</u>	<u>Qtr Sec</u> N2NWNE		<u>Twp</u> 28N	<u>Rge</u> 20E	<u>County</u> BLAINE
	Diversion to R	eservoir:	DIVERS	SION # 1			
	Dam Height:		10.00	FEET			
	Depth:		7.00	FEET			
	Surface Area:		3.60	ACRES			
	Capacity:		10.08	ACRE-F	EET		
		THE CA DNRC.	PACITY, D	OAM HEIG	GHT, AN	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period of	Use:	JANUAF	RY 1 TO DI	ECEMBE	R 31		
*Place of V	U <b>se:</b>						
ID	<u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			N2NWNE	34	28N	20E	BLAINE
2			NW	34	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.

156295-00 156297-00

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 156296-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	GLENDA L HARTMAN PO BOX 1645 CHINOOK, MT 59523 1645			
*Priority Date:	APRIL 30, 1982			
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.			
*Type of Historical Right	: FILED			
Purpose(use):	STOCK			
Flow Rate:	10.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF HANSEN CREEK			
Source Type:	GROUNDWATER			
*Point of Diversion and Means of Diversion:				
ID Govt I				
1	NESWNE 22 28N 20E BLAINE			
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DEVELOPED SPRING			
Diversion means:				

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		NESWNE	22	28N	20E BLAINE

#### 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.** 

Water Right Number:	40EJ 156297-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MARK LIDDLE 18555 COW ISLAND TRAIL E CHINOOK, MT 59523 9271
Priority Date:	DECEMBER 31, 1946
Type of Historical Right	USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	1.89 CFS
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
Volume:	200.00 AC-FT
Climatic Areas	2 - MODERATELY HIGH
Maximum Acres:	50.00
Source Name:	HANSEN CREEK
Source Type:	SURFACE WATER
	THIS WATER RIGHT ALSO INCLUDES SURFACE WATER FROM DAHLBERG RESERVOIR.
Point of Diversion and M	Aeans of Diversion:
ID Govt I 1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWNE 34 28N 20E BLAINE
	APRIL 1 TO SEPTEMBER 30
<b>Diversion Means:</b>	
	MEANS OF DIVERSION INCLUDES A DITCH.
Period of Use:	APRIL 1 TO SEPTEMBER 30

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	30.00	N2NW	34	28N	20E	BLAINE
2	10.00	N2NENW	34	28N	20E	BLAINE
3	10.00	SWNW	34	28N	20E	BLAINE
Total:	50.00					

#### Remarks:

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

156295-00 156297-00

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 156877-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	JOYCE J OLSON 210 COTTONWOOD LN CHINOOK, MT 59523				
	MERLE W OLSON 210 COTTONWOOD LN CHINOOK, MT 59523				
<b>*Priority Date:</b>	JANUARY 1, 1949				
Type of Historical Righ	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and	Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>					
•	NENENE 22 24N 21E BLAINE n: JANUARY 1 TO DECEMBER 31				
Diversion Means:	DAM				
Diversion Means:					

*Reservoir:	Reservoi	r Name	GIST	RESE	ERVOIR NO. 2	
<u>c</u>	Fovt Lot	<u>Qtr Sec</u> NENENE	<u>Sec</u> 22	<u>Twp</u> 24N	<u>Rge</u> 21E	County BLAINE
Diversion	to Reservoir:	DIVERSI	ON # 1			
Dam Heig	ght:	13.00 F	FEET			
Depth:		10.00	FEET			
Surface A	rea:	1.50 /	ACRES			
Capacity	:	6.00	ACRE-F	EET		
	THE CA DNRC.	PACITY, DA	M HEIG	GHT, AN	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUAR	Y 1 TO DE	CEMBE	R 31		
Place of Use:						
ID <u>Acres</u>	<u>Fovt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		NENENE	22	24N	21E	BLAINE

#### **Remarks:**

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

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OR ALL OF THE PLACE OF USE APPEARS TO BE ON FEDERAL LAND.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 156883-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	MERLE W OLSON 210 COTTONWOOD LN CHINOOK, MT 59523				
	JOYCE J OLSON 210 COTTONWOOD LN CHINOOK, MT 59523				
*Priority Date:	JANUARY 1, 1945				
Type of Historical Righ	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF COW CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NESESE 10 24N 21E BLAINE				
1 NESESE 10 24N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31					

DAM **Diversion Means:** 

*Reservoir: ONSTREAM			Reserve	oir Name:	GIST	RESE	ERVOIR NO. 3
	<u>Govt L</u>	<u>ot</u>	<u>Qtr Sec</u> NESESE		<u>Twp</u> 24N	<u>Rge</u> 21E	
Dive	rsion to Re	eservoir:	DIVERS	SION # 1			
Dam	Height:		13.00	FEET			
Dept	h:		10.00	FEET			
Surf	ace Area:		0.60	ACRES			
Capa	acity:		2.40	ACRE-F	EET		
		THE CAP DNRC.	ACITY, D	AM HEIG	HT, AN	ID SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:		JANUAR	y 1 to de	ECEMBER	R 31		
*Place of Use:							
<u>ID</u> <u>Ac</u>	<u>res Govt L</u>	<u>ot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			NESESE	10	24N	21E	BLAINE

#### Remarks:

ī...

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

THIS CLAIM AND WATER RIGHT NO. 78978-00 APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OR ALL OF THE PLACE OF USE APPEARS TO BE ON FEDERAL LAND. 

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

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

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156894-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	FREY INC 1150 SAVOY RD HARLEM, MT 59526 9400
*Priority Date:	APRIL 28, 1982
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.
*Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	7.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWSE 25 27N 20E BLAINE
	: 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	<u>Rge</u> <u>County</u>
1		NESWSE	25	27N	20E BLAINE

#### **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."

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156895-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	FREY INC 1150 SAVOY RD HARLEM, MT 59526 9400
	JOHN HANCOCK MUTUAL LIFE INSURANCE CO 7900 SE 28TH ST SUITE 400 MERCER ISLAND, WA 98040
	CODY POWELL PO BOX 505 CHINOOK, MT 59523 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER
	RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.
*Priority Date:	JUNE 30, 1934
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	TIN CUP COULEE
Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 156895-00 Page 2 of 6

\*Point of Diversion and Means of Diversion:

**Qtr Sec** County ID **Govt Lot** Sec Twp Rge 1 2 NWNE 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE NESWNE 2 1 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 3 3 N2NENW 1 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 21E BLAINE 4 4 NENWNW 1 26N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SWSENW 12 27N 20E BLAINE 5 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE NESWNW 12 27N 20E BLAINE 6 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE E2SW 20E BLAINE 7 12 27N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 8 S2NWSE 13 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 9 NWSESE 13 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** SESESE 13 27N 20E BLAINE 10 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 11 NESWSE 13 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 12 E2NESW 13 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE 13 NENENE 24 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 14 27N 21E BLAINE 1 NWNW 19 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 27N 21E BLAINE 15 SESENW 19 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 

APRIL 25, 2014 40EJ 156895-00 Page 3 of 6

\*Point of Diversion and Means of Diversion: Rge County ID **Govt Lot** Otr Sec Sec Twp 16 W2SENW 19 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 17 S2N2SE 19 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 18 NWNWSE 19 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 19 E2NESW 19 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 20 SWSESE 20 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 21 SESWSE 20 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE W2SWSE 20 22 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 23 SWNESW 20 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 24 N2NWSW 20 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 25 **SENWSW** 20 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 26 N2SESW 20 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 27 **SWNWSW** 26 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 28 SESWSW 27N 21E BLAINE 26 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 29 27N 21E BLAINE W2SWSW 26 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 27N 21E BLAINE 30 SENWNE 28 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE Diversion Means:

APRIL 25, 2014 40EJ 156895-00 Page 4 of 6

\*Point of Diversion and Means of Diversion: ID **Govt Lot** Otr Sec **Rge** County Sec Twp 31 W2S2NE 28 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** SESENE 28 27N 21E BLAINE 32 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 33 NWNENW 28 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** SENENW 34 28 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 35 N2NWNW 28 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 36 **NESENW** 28 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 37 N2NENE 29 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 38 SWNWNE 35 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 39 N2SWNE 35 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 40 SESWNE 35 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 41 SENENW 35 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 42 W2NENW 35 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 43 NENWNW 35 27N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE **JANUARY 1 TO DECEMBER 31 Period of Use:** 

#### \*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	NWNE	1	26N	21E BLAINE
2		NESWNE	1	26N	21E BLAINE
3	3	N2NENW	1	26N	21E BLAINE

APRIL 25, 2014 40EJ 156895-00 Page 5 of 6

\*Place of Use:

*Place of	Use:				
ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>
4	4	NENWNW	1	26N	21E BLAINE
5		SWSENW	12	27N	20E BLAINE
6		NESWNW	12	27N	20E BLAINE
7		E2SW	12	27N	20E BLAINE
8		S2NWSE	13	27N	20E BLAINE
9		NWSESE	13	27N	20E BLAINE
10		SESESE	13	27N	20E BLAINE
11		NESWSE	13	27N	20E BLAINE
12		E2NESW	13	27N	20E BLAINE
13		NENENE	24	27N	20E BLAINE
14	1	NWNW	19	27N	21E BLAINE
15		SESENW	19	27N	21E BLAINE
16		W2SENW	19	27N	21E BLAINE
17		S2N2SE	19	27N	21E BLAINE
18		NWNWSE	19	27N	21E BLAINE
19		E2NESW	19	27N	21E BLAINE
20		SWSESE	20	27N	21E BLAINE
21		SESWSE	20	27N	21E BLAINE
22		W2SWSE	20	27N	21E BLAINE
23		SWNESW	20	27N	21E BLAINE
24		N2NWSW	20	27N	21E BLAINE
25		SENWSW	20	27N	21E BLAINE
26		N2SESW	20	27N	21E BLAINE
27		SWNWSW	26	27N	21E BLAINE
28		SESWSW	26	27N	21E BLAINE
29		W2SWSW	26	27N	21E BLAINE
30		SENWNE	28	27N	21E BLAINE
31		W2S2NE	28	27N	21E BLAINE
32		SESENE	28	27N	21E BLAINE
33		NWNENW	28	27N	21E BLAINE
34		SENENW	28	27N	21E BLAINE
35		N2NWNW	28	27N	21E BLAINE
36		NESENW	28	27N	21E BLAINE
37		N2NENE	29	27N	21E BLAINE
38		SWNWNE	35	27N	21E BLAINE
39		N2SWNE	35	27N	21E BLAINE
40		SESWNE	35	27N	21E BLAINE
41		SENENW	35	27N	21E BLAINE
42		W2NENW	35	27N	21E BLAINE
43		NENWNW	35	27N	21E BLAINE

### **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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/20/2009 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY FORT BELKNAP INDIAN COMMUNITY.

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

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

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156896-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	CODY POWELL PO BOX 505 CHINOOK, MT 59523						
*Priority Date:	AUGUST 31, 1957						
Type of Historical Rig	ght: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF COW CREEK						
Source Type:	SURFACE WATER						
*Point of Diversion and Means of Diversion:							
ID Gov	<u>vt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWNE 14 27N 20E BLAINE						
Period of Diversion: JANUARY 1 TO DECEMBER 31							

Diversion Means: DAM

APRIL 25, 2014 40EJ 156896-00 Page 2 of 2

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*Reservoir: ONS	STREAM				
<u>Govt L</u>	<u>ot</u> <u>Qtr Sec</u> SWNWNE	<u>Sec</u> 14	<u>Тwp</u> 27N	Rge 20ECounty BLAINE	≣
Diversion to Re	eservoir: DIVERS	SION # 1			
Dam Height:	11.00	FEET			
Depth:	8.00	FEET			
Surface Area:	1.40	ACRES			
Capacity:	4.48	ACRE-F	FEET		
	THE CAPACITY, D DNRC.	AM HEIC	GHT, AN	ND SURFACE	AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO DE	ECEMBE	R 31		
Place of Use:					
ID <u>Acres Govt L</u>	<u>.ot</u> <u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1	SWNWNE	14	27N	20E BLAINE	
THE DNRC EXAMI ISSUES TO REPOR				ND NO SIGN	IFICANT 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.

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### **IMPORTANT NOTICE**

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Water Right Number:	40EJ 156897-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	FREY INC 1150 SAVOY RD HARLEM, MT 59526 9400					
*Priority Date:	AUGUST 31, 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF COW CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and I	Means of Diversion:					
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt}$	Lot <u>Qtr Sec Sec Twp Rge County</u> NWSESE 25 27N 20E BLAINE					
	n: JANUARY 1 TO DECEMBER 31					
Diversion Means: DAM						
Reservoir: ON	ISTREAM					
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSESE 25 27N 20E BLAINE					
Diversion to R	Reservoir: DIVERSION # 1					
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	25	27N	20E BLAINE

#### Remarks:

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 N	umber: 40EJ 15	6898-00 STAT	EMENT O	OF CLAIM
	Version:	1 ORIGINA	L RIGHT	
		Status:	ACTIVE	
Owners:	CODY F PO BOX CHINOC			
*Priority Date:	AUGUST	31, 1944		
Type of Histori	cal Right: USE			
Purpose(use):	STOCK			
*Flow Rate:	CONSIS DITCH S	TS OF STOCK D YSTEM. THE F	RINKING OW RATE	DT BEEN DECREED BECAUSE THIS USE DIRECTLY FROM THE SOURCE, OR FROM A FE IS LIMITED TO THE MINIMUM AMOUNT SUSTAIN THIS PURPOSE.
*Volume:	STOCK ANIMAL	WATERING PUF UNIT. ANIMAL U TY AND HISTOR	RPOSES A <sup>T</sup> JNITS SHA	DUNT OF WATER CONSUMPTIVELY USED FOR AT THE RATE OF 30 GALLONS PER DAY PER IALL BE BASED ON REASONABLE CARRYING E OF THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING	, UNNAMED TR	IBUTARY	OF TIN CUP COULEE
Source Typ	e: SU	RFACE WATER		
Point of Divers	sion and Means of <b>E</b>	Diversion:		
<u>ID</u>	Govt Lot	<u>Qtr Sec</u> <u>Sec</u>		Rge County
1 Dowied of	Diversion: JANUAF	NWNWSE 13		20E BLAINE
Diversion		OCK DIRECT FR	-	RCE
Period of Use:		Y 1 TO DECEM		
Place of Use:				
<u>ID</u> <u>Ac</u>	res Govt Lot	<u>Qtr Sec</u> <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>

#### Remarks:

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

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

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

Water Right Number:	40EJ 156899-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	FREY INC 1150 SAVOY RD HARLEM, MT 59526 9400						
<b>*Priority Date:</b>	JULY 31, 1947						
Type of Historical Righ	t: USE						
Purpose(use):	STOCK						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> <u>Govt</u>							
1 Period of Diversio	NWNWSE 25 27N 20E BLAINE n: JANUARY 1 TO DECEMBER 31						

Diversion Means: DAM

APRIL 25, 2014 40EJ 156899-00 Page 2 of 2

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*R	eservoir: ON	STREAM					
	<u>Govt</u> ]	<u>Lot</u>	<u>Qtr Sec</u> NWNWSE	<u>Sec</u> 25	<u>Twp</u> 27N	<u>Rge</u> 20E	<u>County</u> BLAINE
	Diversion to R	leservoir:	DIVERS	ION # 1			
	Dam Height:		11.00	FEET			
	Depth:		8.00	FEET			
	Surface Area:		1.00	ACRES			
	Capacity:		3.20	ACRE-F	EET		
		THE CA DNRC.	PACITY, D	AM HEIG	GHT, AN	ND SU	JRFACE AREA HAVE BEEN ESTIMATED BY
Period o	of Use:	JANUAF	RY 1 TO DE	CEMBE	R 31		
Place of	Use:						
ID	Acres Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1			NWNWSE	25	27N	20E	BLAINE
-	DNRC EXAM ES TO REPOI					ND N	<b>NO SIGNIFICANT FACTS, DATA, OR</b>

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 156900-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	FREY INC 1150 SAVOY RD HARLEM, MT 59526 9400					
Priority Date:	JUNE 30, 1947					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF COW CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and I	Means of Diversion:					
<u>ID</u> <u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSESE 25 27N 20E BLAINE					
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> NWSESE 25 27N 20E BLAINE					
Diversion to R	eservoir: DIVERSION # 1					
Period of Use:	JANUARY 1 TO DECEMBER 31					

APRIL 25, 2014 40EJ 156900-00 Page 2 of 2

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NWSESE	25	27N	20E BLAINE

#### Remarks:

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

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Water Right Number:	40EJ 15690	1 <b>-00</b> S <sup>-</sup>	TATEMENT	OF CLAIM
	Version:	1 ORIGI	NAL RIGHT	
	1	Status:	ACTIVE	
Owners:	FREY INC 1150 SAVOY HARLEM, M		9400	
*Priority Date:	DECEMBER	31, 1903		
Type of Historical Right	:USE			
Purpose(use):	STOCK			
*Flow Rate:	CONSISTS ( DITCH SYST	OF STOC TEM. THE	k drinking E flow ra	OT BEEN DECREED BECAUSE THIS USE G DIRECTLY FROM THE SOURCE, OR FROM A TE IS LIMITED TO THE MINIMUM AMOUNT SUSTAIN THIS PURPOSE.
*Volume:	STOCK WAT	TERING F IT. ANIMA	PURPOSES	OUNT OF WATER CONSUMPTIVELY USED FOR AT THE RATE OF 30 GALLONS PER DAY PER HALL BE BASED ON REASONABLE CARRYING E OF THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, UN	NAMED	TRIBUTAR	Y OF COW CREEK
Source Type:	SURFA	CE WAT	ER	
Point of Diversion and M	Means of Diver	rsion:		
ID Govt 1	SE	SWSE	<u>Sec</u> <u>Twp</u> 25 27N	
Period of Diversion				
Diversion Means:				JRGE
Period of Use:	JANUARY 1	TO DECE	EMBER 31	
Place of Use:			а <b>т</b>	
ID <u>Acres</u> Govt I			Sec Twp	
1	SE	SWSE	25 27N	20E BLAINE

#### Remarks:

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

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

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Water Right Number:	40EJ 156902-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	CODY POWELL PO BOX 505 CHINOOK, MT 59523					
<b>*Priority Date:</b>	AUGUST 31, 1959					
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	TIN CUP COULEE					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
ID Govt 1						
1	SWSENW 12 27N 20E BLAINE					
	: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	DAM					

APRIL 25, 2014 40EJ 156902-00 Page 2 of 2

*Reservoir: ONS	TREAM			
<u>Govt Lo</u>	ot <u>Qtr Sec</u> SWSENW	$\frac{Sec}{12}  \frac{Twp}{27N}$	Rge County 20E BLAINE	
Diversion to Res	servoir: DIVERS	SION # 1		
Dam Height:	13.00	FEET		
Depth:	10.00	FEET		
Surface Area:	3.00	ACRES		
Capacity:	12.00	ACRE-FEET		
	THE CAPACITY, D DNRC.	DAM HEIGHT, A	AND SURFACE AREA H	AVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO D	ECEMBER 31		
Place of Use:				
ID <u>Acres</u> Govt Lo	ot <u>Qtr Sec</u>	<u> Sec Twp</u>	Rge County	
1	SWSENW	/ 12 27N	20E BLAINE	
THE DNRC EXAMI ISSUES TO REPORT			UND NO SIGNIFICAN	T 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.

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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:	<b>40EJ 156903-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT						
Owners:	Status: ACTIVE FREY INC 1150 SAVOY RD HARLEM, MT 59526 9400						
*Priority Date:	AUGUST 31, 1932						
Type of Historical Right: USE							
Purpose(use): Flow Rate:	DOMESTIC 5.00 GPM						
Volume:	21.00 AC-FT						
Households:	1						
Maximum Acres:	10.00						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and	Means of Diversion:						
IDGovt LotQtr SecSecTwpRgeCounty1SENWSW2427N20EBLAINEPeriod of Diversion: JANUARY 1 TO DECEMBER 31Diversion Means: WELL							
Period of Use:	JANUARY 1 TO DECEMBER 31						
Place of Use: ID Acres Govt 1	Lat Otr Saa Saa Tuun Baa County						
1 10.00 Total: 10.00	SENWSW 24 27N 20E BLAINE						

**Remarks:** 

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 278-104 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED FOR DOMESTIC IRRIGATION PURPOSES.

DNRC EXAMINATION WAS UNABLE TO CONFIRM THE USE OF THIS WATER RIGHT. IT APPEARS THIS WATER RIGHT MAY HAVE NOT BEEN PERFECTED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

VOLUME MAY BE EXCESSIVE. BASED ON THE FLOW RATE AND PERIOD OF USE, THE SYSTEM WOULD HAVE TO RUN 62 HOURS PER DAY TO DELIVER THE CLAIMED VOLUME. NO INFORMATION EXISTS IN THE CLAIM FILE TO CONFIRM THIS FIGURE.

THE CLAIMED VOLUME EXCEEDS THE MAXIMUM FEASIBLE VOLUME. BASED ON THE FLOW RATE AND PERIOD OF USE, THE MAXIMUM VOLUME POSSIBLE IS 8 ACRE-FEET PER YEAR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 156904-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	CODY POWELL PO BOX 505 CHINOOK, MT 59523			
<b>Priority Date:</b>	JULY 10, 1950			
Type of Historical Right: USE				
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF TIN CUP COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>			
1	NWSENW 29 27N 21E BLAINE			
Period of Diversion: JANUARY 1 TO DECEMBER 31				

Diversion Means: DAM

APRIL 25, 2014 40EJ 156904-00 Page 2 of 2

2

*Re	eservoir: ON	STREAM					
	<u>Govt I</u>		<u>Qtr Sec</u> W2SENW		<u>Тwp</u> 27N	<u>Rge</u> 21E	<u>County</u> BLAINE
<b>Diversion to Reservoir:</b> DIVERSION # 1							
	Dam Height:		21.00	FEET			
	Depth:		18.00	FEET			
	Surface Area:		8.00	ACRES			
	Capacity:		57.60	ACRE-F	EET		
THE RESERVOIR EXTENDS INTO THE NESWNW SEC 29 TWP 27N RGE 21E BLAINE COUNTY. THE CAPACITY AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.							
Period o	f Use:		Y 1 TO DE		R 31		
*Place of Use:							
<u>ID</u>	<u>Acres</u> Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		,	W2SENW	29	27N	21E	BLAINE

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

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27N 21E BLAINE

29

NESWNW

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

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

### **IMPORTANT NOTICE**

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Water Right Number:	40EJ 156906-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE				
Owners:	SQUARE BUTTE GRAZING ASSN PO BOX 793 LEWISTOWN, MT 59457 0793				
Priority Date:	JULY 1, 1947				
Type of Historical Right: USE					
Purpose(use):	STOCK				
Flow Rate:	5.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
*Point of Diversion and Means of Diversion:					
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$	SWNESW 22 25N 21E BLAINE				
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL					
Period of Use:	JANUARY 1 TO DECEMBER 31				
*Place of Use:					
ID Acres Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>				
1	SWNESW 22 25N 21E BLAINE				

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

# **IMPORTANT NOTICE**

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Water Right Number:	40EJ 156907-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523			
	VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241			
	ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523			
	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241 OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST. OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.			
*Priority Date:	JUNE 30, 1905			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SUCTION CREEK			
Source Type:	SURFACE WATER			

APRIL 25, 2014 40EJ 156907-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

ID	Govt Lot		<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SENWNE	14	28N	21E BLAINE
Perio	d of Diversion	RY 1 TO DE	СЕМВЕ	R 31		
Diversion Means: LIVES			OCK DIREC	T FRO	M SOUI	RCE
Period of Use: JAN			RY 1 TO DEC	CEMBE	R 31	
Place of Use:						
<u>ID</u>	<u>Acres</u> Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SENWNE	14	28N	21E BLAINE

#### Remarks:

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**Remarks:** 

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

#### **IMPORTANT NOTICE**

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Water Right Number:	40EJ 156908-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	CODY POWELL PO BOX 505 CHINOOK, MT 59523
<b>*Priority Date:</b>	AUGUST 31, 1955
Type of Historical Righ	t: USE
Purpose(use):	STOCK
Flow Rate:	10.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
IDGovt1	LotQtr SecSecTwpRgeCountyNENESE1927N21EBLAINE
	n: 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 Sec Twp Rge</u> <u>County</u>
1	NENESE 19 27N 21E BLAINE

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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 156909-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455				
*Priority Date:	JUNE 30, 1959				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF LITTLE SUCTION CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
IDGovt 1	S2SWNE 32 26N 22E BLAINE				
Period of Diversion	a: JANUARY 1 TO DECEMBER 31				

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 156909-00 Page 2 of 2

*Res	ervoir:	ONSTREAM					
	<u>G</u>	Sovt Lot	<u>Qtr Sec</u> S2SWNE	<u>Sec</u> 32	<u>Twp</u> 26N	<u>Rge</u> 22E	<u>County</u> BLAINE
]	Diversion	to Reservoir:	DIVERS	ION # 1			
]	Dam Heig	ght:	13.00	FEET			
]	Depth:		10.00	FEET			
5	Surface A	rea:	7.00	ACRES			
(	Capacity:	:	28.00	ACRE-F	EET		
		COUNT THE CA	ſ.				NWSE SEC 32 TWP 26N RGE 22E BLAINE RFACE AREA HAVE BEEN ESTIMATED BY
		DNRC.					
Period of	Use:	JANUAF	RY 1 TO DE	CEMBE	R 31		
Place of U	J <b>se:</b>						
<u>ID</u>	<u>Acres</u> G	<u>Fovt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1			S2SWNE	32	26N	22E	BLAINE
2			N2NWSE	32	26N	22E	BLAINE

#### Remarks:

3

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

**4** 

26N 22E BLAINE

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON FEDERAL LANDS.

32

SWNWSE

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Water Right Number:	40EJ 156910-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523 OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.
* <b>D</b> ' '	OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	MARCH 31, 1903
Type of Historical Right	
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SUCTION CREEK
Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 156910-00 Page 2 of 2

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

<u>ID</u>	Govt Lot		<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWNWNE	14	28N	21E BLAINE
Perio	d of Diversion	: JANUA	RY 1 TO DE	CEMBE	ER 31	
Diver	sion Means:	LIVES	TOCK DIREC	T FRO	M SOUI	RCE
Period of	Use:	JANUA	RY 1 TO DEC	CEMBE	R 31	
Place of Use:						
ID	<u>Acres</u> <u>Govt I</u>	lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWNWNE	14	28N	21E BLAINE

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40EJ 156911-00 STATEMENT OF CLAIM
Version: 1 ORIGINAL RIGHT
Status: ACTIVE
FREY INC 1150 SAVOY RD HARLEM, MT 59526 9400
AUGUST 31, 1948
USE
STOCK
1.00 GPM
THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
GROUNDWATER
GROUNDWATER
leans of Diversion:
ot <u>Qtr Sec Sec Twp Rge County</u> NENWNW 28 27N 21E BLAINE
JANUARY 1 TO DECEMBER 31 WELL
JANUARY 1 TO DECEMBER 31
at Otr Sag Sag True Bas Country
ot <u>Qtr Sec Sec Twp Rge County</u>
NENWNW 28 27N 21E BLAINE

**Remarks:** 

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Water Right Number:	40EJ 156912-0	) STAT	EMENT	OF CLA	AIM
	Version: 1	ORIGINAL	RIGHT		
	Stat	us: A	CTIVE		
Owners:	CODY POWEL PO BOX 505 CHINOOK, MT \$	_			
*Priority Date:	MAY 31, 1949				
Type of Historical Right	:USE				
Purpose(use):	STOCK				
*Flow Rate:	CONSISTS OF DITCH SYSTEM	STOCK D	RINKING OW RAT	DIRECTE IS LI	N DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A MITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK WATER ANIMAL UNIT.	ING PUR NIMAL U	POSES / NITS SH	AT THE ALL BE	OF WATER CONSUMPTIVELY USED FOR RATE OF 30 GALLONS PER DAY PER BASED ON REASONABLE CARRYING HE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, UNNA	MED TRI	BUTARY	OF TI	N CUP COULEE
Source Type:	SURFACE	WATER			
Point of Diversion and I	Means of Diversion	:			
ID Govt 1	Lot <u>Qtr</u> SWNES		<u>Twp</u> 27N		<u>County</u> BLAINE
Period of Diversion		-	-		
Diversion Means:	LIVESTOCK DI	-		RCE	
Period of Use:	JANUARY 1 TO	DECEMB	ER 31		
Place of Use:					
ID <u>Acres Govt I</u>	Lot Qtr	Sec Sec	<u>Twp</u>	Rge	County
1	SWNES	W 20	27N	21E	BLAINE

#### Remarks:

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Water Right Number:	40EJ 156913-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241 OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST. OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	APRIL 30, 1901
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
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*Source Name:	SPRING, UNNAMED TRIBUTARY OF SUCTION CREEK
Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 156913-00 Page 2 of 2

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

ID	Govt La		<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NWNWSE	13	28N	21E BLAINE
Perio	RY 1 TO DE	CEMBE	R 31			
Diversion Means: LIVESTOCK DIRECT FROM SOUF					RCE	
Period of	Use:	JANUAI	RY 1 TO DEC	CEMBE	R 31	
Place of Use:						
ID	<u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			NWNWSE	13	28N	21E BLAINE

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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 156914	1-00 STATE	EMENT (	OF CL	AIM	
	Version: 1	ORIGINAL	RIGHT			
	S	status: A	CTIVE			
Owners:	FORT BELKN 656 AGENCY HARLEM, MT	′ MAIN ST	COMMUI	NITY		
<b>*Priority Date:</b>	DECEMBER	31, 1900				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS C DITCH SYST	OF STOCK DR EM. THE FLO	RINKING OW RAT	DIRE E IS L		SOURCE, OR FROM A IINIMUM AMOUNT
*Volume:	STOCK WAT	ERING PURF T. ANIMAL UN	POSES A	ALL B	E RATE OF 30 GA E BASED ON REA	UMPTIVELY USED FOR LLONS PER DAY PER SONABLE CARRYING CED BY THIS WATER
Source Name:	LITTLE SUC	TION CREEK				
Source Type:	SURFA	CE WATER				
Point of Diversion and N	Means of Divers	sion:				
ID Govt I		tr Sec Sec	Twp		<b>County</b>	
1	SWS	SWSE 5	26N	22E	BLAINE	
Period of Diversion			-			
<b>Diversion Means:</b>		DIRECT FRC				
2	_	WSW 5	-	22E	BLAINE	
Period of Diversion						
<b>Diversion Means:</b>		DIRECT FRC				
3		WSW 5		22E	BLAINE	
Period of Diversion Diversion Means:		TO DECEMB		RCE		
Diversion wrealls:	LIVESTOCK	DIRECTINC		(OL		

**Point of Diversion and Means of Diversion:** ID Govt Lot Otr Sec County Sec Twp Rge 4 S2S2NE 6 26N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE S2SENW 5 6 26N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SESWNW 6 26N 22E BLAINE 6 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** NENESE 7 6 26N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE N2NWSE 6 26N 22E BLAINE 8 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE W2NENE 8 26N 22E BLAINE 9 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE W2NWNE 10 8 26N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 11 SENE 8 26N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 12 NENESE 8 26N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 13 SWSESE 9 26N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 14 S2NWSW 9 26N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SESESW 26N 22E BLAINE 15 9 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 16 W2SESW 26N 22E BLAINE 9 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 17 E2SWSW 9 26N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 18 NWSWSW 9 26N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE **Period of Use: JANUARY 1 TO DECEMBER 31** 

APRIL 25, 2014 40EJ 156914-00 Page 3 of 4

Place of Use:

<u>ID</u>	Acres Govt Lot	Qtr Sec	Sec	Twp	Rge County
1		SWSWSE	5	26N	22E BLAINE
2		SENWSW	5	26N	22E BLAINE
3		W2NWSW	5	26N	22E BLAINE
4		S2S2NE	6	26N	22E BLAINE
5		S2SENW	6	26N	22E BLAINE
6		SESWNW	6	26N	22E BLAINE
7		NENESE	6	26N	22E BLAINE
8		N2NWSE	6	26N	22E BLAINE
9		W2NENE	8	26N	22E BLAINE
10		W2NWNE	8	26N	22E BLAINE
11		SENE	8	26N	22E BLAINE
12		NENESE	8	26N	22E BLAINE
13		SWSESE	9	26N	22E BLAINE
14		S2NWSW	9	26N	22E BLAINE
15		SESESW	9	26N	22E BLAINE
16		W2SESW	9	26N	22E BLAINE
17		E2SWSW	9	26N	22E BLAINE
18		NWSWSW	9	26N	22E BLAINE

#### 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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/24/2012 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY DAVID AND VIRGINIA STINSON.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 156915-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	FREY INC 1150 SAVOY RD HARLEM, MT 59526 9400
<b>*Priority Date:</b>	JUNE 30, 1957
Type of Historical Righ	it: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
	SENWNE 24 27N 20E BLAINE n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres Govt</u>	<u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1	SENWNE 24 27N 20E BLAINE

**Remarks:** 

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:	40EJ 156916-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	CODY POWELL PO BOX 505 CHINOOK, MT 59523				
*Priority Date:	AUGUST 31, 1950				
Type of Historical Right	it: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF TIN CUP COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
$\frac{\mathbf{ID}}{1}$ Govt	SENESE 28 27N 21E BLAINE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

APRIL 25, 2014 40EJ 156916-00 Page 2 of 2

*Reservoir:	ONSTREAM					
Ge	ovt Lot	<u>Qtr Sec</u> NESE	<u>Sec</u> 28	<u>Twp</u> 27N	<u>Rge</u> 21E	<u>County</u> BLAINE
<b>Diversion</b>	to Reservoir:	DIVERS	SION # 1			
Dam Heigl	nt:	11.00	FEET			
Depth:		8.00	FEET			
Surface Ar	ea:	3.00	ACRES			
Capacity:		9.60	ACRE-F	EET		
	THE CAPA DNRC.	ACITY, D	AM HEIG	GHT, Al	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY	1 TO DE	ECEMBE	R 31		
*Place of Use:						
ID Acres Go	ovt Lot	Qtr Sec	Sec	Twp	<u>Rge</u>	County
1		NESE	28	27N	21E	BLAINE
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 Num	ber: 40EJ 156	<b>917-00</b> S <sup>-</sup>	ТАТЕМ	ENT O	F CL	AIM
	Version:	1 ORIGI	NAL RI	IGHT		
		Status:	ACT	IVE		
Owners:	CODY PO PO BOX 5 CHINOOK					
*Priority Date:	JUNE 30,	1944				
Type of Historical	Right: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST DITCH SY	S OF STOC STEM. THE	k drin E flow	IKING I V RATE	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING F INIT. ANIMA Y AND HIST	PURPO	SES AT	T THE	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING,	UNNAMED	TRIBU	TARY	OF T	IN CUP COULEE
Source Type:	SUR	FACE WAT	ER			
Point of Diversion	n and Means of Di	version:				
<u>ID</u>	Govt Lot					County
1 Dominal of Di-	N ersion: JANUAR	WSESW			21E	BLAINE
Diversion Me	••••••••••	CK DIRECT		. • .	CE	
Period of Use:		1 TO DECE	-			
Place of Use:						
	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1						

#### **Remarks:**

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

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

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Water Right Number:	40EJ 156918-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
*Priority Date:	JUNE 30, 1959
Type of Historical Rig	ght: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF JOHNS COULEE
Source Type:	SURFACE WATER
Point of Diversion and	d Means of Diversion:
	<u>At Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>
1 Derie 1 - (Dimensional	NENWSW 8 25N 22E BLAINE ion: JANUARY 1 TO DECEMBER 31
Diversion Means	
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID Acres Gov	rt Lot Qtr Sec Sec Twp Rge County
1	NENWSW 8 25N 22E BLAINE

#### Remarks:

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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 156919-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	RYAN_LANKFORD PO BOX 71 DODSON, MT 59524 0071				
<b>Priority Date:</b>	JUNE 30, 1959				
Type of Historical Rig	ht: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF LITTLE SUCTION CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Gov</u>	t Lot <u>Qtr Sec Sec Twp Rge County</u>				
1	NWNWSE 9 26N 22E BLAINE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

APRIL 25, 2014 40EJ 156919-00 Page 2 of 2

Reservoir: ONS	STREAM				
<u>Govt L</u>	Lot Qtr See NWNWSE	<u>Sec</u> 9	<u>Twp</u> <u>R</u> 26N 22	<u>ge</u> <u>County</u> 2E BLAINE	
Diversion to Re	eservoir: DIVER	SION # 1			
Dam Height:	11.00	FEET			
Depth:	8.00	FEET			
Surface Area:	0.40	ACRES			
Capacity:	1.28	ACRE-FE	ET		
	THE CAPACITY, I DNRC.	DAM HEIGI	HT, AND	SURFACE AREA HA	VE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO D	ECEMBER	31		
Place of Use:					
ID Acres Govt L	Lot Qtr Se	<u>c</u> <u>Sec</u>	<u>Twp</u> <u>R</u>	<u>ge</u> <u>County</u>	
1	NWNWSE	9	26N 22	2E BLAINE	
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 156920-00 STATEMENT	DF CLAIM			
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	CODY POWELL PO BOX 505 CHINOOK, MT 59523				
*Priority Date:	JUNE 30, 1942				
Type of Historical Right	:USE				
Purpose(use):	STOCK				
*Flow Rate:	CONSISTS OF STOCK DRINKING	OT BEEN DECREED BECAUSE THIS USE DIRECTLY FROM THE SOURCE, OR FROM A TE IS LIMITED TO THE MINIMUM AMOUNT SUSTAIN THIS PURPOSE.			
*Volume:	STOCK WATERING PURPOSES A ANIMAL UNIT. ANIMAL UNITS SH	OUNT OF WATER CONSUMPTIVELY USED FOR AT THE RATE OF 30 GALLONS PER DAY PER ALL BE BASED ON REASONABLE CARRYING E OF THE AREA SERVICED BY THIS WATER			
*Source Name:	SPRING, UNNAMED TRIBUTARY	OF TIN CUP COULEE			
Source Type:	SURFACE WATER				
Point of Diversion and	Aeans of Diversion:				
<u>ID</u> <u>Govt</u>		Rge County			
1 Deviad of Diversion	SENWSE 13 27N : JANUARY 1 TO DECEMBER 31	20E BLAINE			
Diversion Means:	LIVESTOCK DIRECT FROM SOU	RCE			
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
ID <u>Acres</u> Govt	<u>ot</u> <u>Qtr Sec</u> <u>Twp</u>	Rge County			
1	SENWSE 13 27N	20E BLAINE			

#### Remarks:

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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 156921-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	CODY POWELL PO BOX 505 CHINOOK, MT 59523				
*Priority Date:	AUGUST 31, 1952				
Type of Historical Right	USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	TIN CUP COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> 1 <u>Govt I</u>	<u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNESE 19 27N 21E BLAINE				
Period of Diversion	: JANUARY 1 TO DECEMBER 31				

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 156921-00 Page 2 of 2

*Reservoir: ONSTREAM					
Govt Lot	<u>Qtr Sec</u> SWNESE	<u>Sec</u> 19	<u>Тwp</u> 27N	Rge County 21E BLAINE	
<b>Diversion to Reservoir:</b>	DIVERS	SION # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	1.00	ACRES			
Capacity:	4.00	ACRE-F	FEET		
THE CA DNRC.	PACITY, D	AM HEIC	GHT, AN	ND SURFACE AREA HAVE BEEN ESTI	IMATED BY
Period of Use: JANUA	RY 1 TO DE	ECEMBE	R 31		
*Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1	SWNESE	19	27N	21E BLAINE	
THE DNRC EXAMINATIO ISSUES TO REPORT TO T				JND NO SIGNIFICANT FACTS, DAT	ſA, 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 156922-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455					
*Priority Date:	JUNE 30, 1959					
Type of Historical Right	: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	UNNAMED TRIBUTARY OF LITTLE SUCTION CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
$\underline{ID}$ <u>Govt</u>						
1 Period of Diversion	SENWSE 5 25N 22E BLAINE I: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

APRIL 25, 2014 40EJ 156922-00 Page 2 of 2

*Reservoir: ONS	STREAM			
<u>Govt L</u>	<u>ot</u> <u>Qtr Se</u> S2NWS	$\frac{c}{5} = \frac{Sec}{5}$	<u>Fwp</u> <u>Rge</u> 25N 22E	<u>County</u> BLAINE
Diversion to Re	eservoir: DIVER	SION # 1		
Dam Height:	13.00	FEET		
Depth:	10.00	FEET		
Surface Area:	1.70	ACRES		
Capacity:	6.80	ACRE-FE	ET	
	THE CAPACITY, I DNRC.	DAM HEIGH	IT, AND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO D	ECEMBER	31	
Place of Use:				
ID <u>Acres Govt L</u>	<u>ot</u> <u>Qtr Se</u>	<u>c Sec</u>	<u>Гwp</u> <u>Rge</u>	County
1	S2NWS	Ξ 5	25N 22E	BLAINE
THE DNRC EXAMI ISSUES TO REPOR				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.

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Water Right Number:	40EJ 1569	923-00	STATE	MENT (	OF CL	AIM				
	Version:	1 ORI(	GINAL	RIGHT						
		Status:	AC	TIVE						
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455									
<b>*Priority Date:</b>	JUNE 30, <sup>2</sup>	1959								
Type of Historical Right	:USE									
Purpose(use):	STOCK									
*Flow Rate:	CONSISTS DITCH SYS	S OF STO STEM. TH	CK DR HE FLO	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.									
*Source Name:	SPRING, L	JNNAME	) TRIB	UTARY	OF T	IN CUP COULEE				
Source Type:	SUR	FACE WA	TER							
Point of Diversion and Means of Diversion:										
ID Govt I	S	<u>Qtr Sec</u> WSESE	<u>Sec</u> 26	<u>Twp</u> 27N		<u>County</u> BLAINE				
Period of Diversion Diversion Means:										
			-		ΚCE					
Period of Use:	JANUARY	TIODE		R 31						
Place of Use:			~	_	_					
ID <u>Acres</u> Govt I	<u>_ot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	County				
1	S	WSESE	26	27N	21E	BLAINE				

#### 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 15692	2 <b>4-00</b> ST	FATEMENT (	OF CLAIM						
	Version:	1 ORIGI	NAL RIGHT	Г						
		Status:	ACTIVE							
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455									
*Priority Date:	JUNE 30, 1959									
Type of Historical Right	:USE									
Purpose(use):	STOCK									
*Flow Rate:	CONSISTS DITCH SYS	OF STOCH	K DRINKING	OT BEEN DECREED BECAUSE THIS USE G DIRECTLY FROM THE SOURCE, OR FROM A TE IS LIMITED TO THE MINIMUM AMOUNT O SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.									
*Source Name:	SPRING, UI	NNAMED	TRIBUTARY	Y OF LITTLE SUCTION CREEK						
Source Type:	SURF	ACE WATE	ER							
Point of Diversion and Means of Diversion:										
<u>ID</u> <u>Govt I</u>			Sec <u>Twp</u>							
1 Period of Diversion			5 26N	22E BLAINE						
Diversion Means:			FROM SOU	JRCE						
Period of Use:	JANUARY 1									
Place of Use:										
<u>ID</u> <u>Acres</u> <u>Govt I</u>	<u>Lot</u>	Qtr Sec	Sec <u>Twp</u>	<u>Rge</u> <u>County</u>						

#### Remarks:

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

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

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### **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 156925-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	HARRY J LIDDLE 23660 BIRDTAIL RD CHINOOK, MT 59523				
	CAROLYN A LIDDLE 23660 BIRDTAIL RD CHINOOK, MT 59523				
<b>*Priority Date:</b>	DECEMBER 31, 1946				
Type of Historical Righ	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	LITTLE SUCTION CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>					
1	9 NWSENE 4 25N 22E BLAINE				
	n: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				

APRIL 25, 2014 40EJ 156925-00 Page 2 of 2

*Rese	rvoir: ONS	STREAM					
	<u>Govt L</u>	<u>.ot</u> 9	<u>Qtr Sec</u> W2SENE		<u>Twp</u> 25N	<u>Rge</u> 22E	<u>County</u> BLAINE
D	iversion to Re	eservoir:	DIVERS	SION # 1			
D	am Height:		13.00	FEET			
D	epth:		10.00	FEET			
Si	urface Area:		10.00	ACRES			
С	apacity:		40.00	ACRE-F	EET		
		BLAINE	COUNTY.				W2NESE SEC 4 TWP 25N RGE 22E IRFACE AREA HAVE BEEN ESTIMATED BY
Period of U	Jse:	JANUAR	Y 1 TO DE	ECEMBE	R 31		
*Place of Us	se:						
ID	<u>Acres</u> Govt L	<u>.ot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		9	W2SENE	4	25N	22E	BLAINE
2		12	W2NESE	4	25N	22E	BLAINE
THE DN	RC EXAMI	INATION	NOF THI	S CLAIN	A FOU	ND N	O SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

Water Right Number:	40EJ 156926-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455				
*Priority Date:	JUNE 30, 1959				
Type of Historical Right	:: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF LITTLE SUCTION CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>				
1	SESESW 30 26N 22E BLAINE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

APRIL 25, 2014 40EJ 156926-00 Page 2 of 2

*Reservoir:	ONSTREAM					
	Govt Lot	<u>Qtr Sec</u> SESESW	<u>Sec</u> 30	<u>Тwp</u> 26N	<u>Rge</u> 22E	<u>County</u> BLAINE
Diversio	on to Reservoir:	DIVERS	SION # 1			
Dam He	eight:	13.00	FEET			
Depth:		10.00	FEET			
Surface	Area:	1.80	ACRES			
Capacit	y:	7.20	ACRE-F	EET		
	THE CA DNRC.	PACITY, D	OAM HEIC	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUAF	RY 1 TO DI	ECEMBE	R 31		
*Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SESESW	30	26N	22E	BLAINE
	XAMINATIO EPORT TO T				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.

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Water Right Number:	40EJ 156927-00 STATEMENT OF CLAIM				
-	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455				
*Priority Date:	JUNE 30, 1959				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF LITTLE SUCTION CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>				
1	N2SWSW 9 26N 22E BLAINE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: DAM

APRIL 25, 2014 40EJ 156927-00 Page 2 of 2

*Reservoir: ONS	STREAM				
<u>Govt I</u>		<u>tr Sec</u> <u>S</u> WSW	ec <u>Twp</u> 9 26N	<u>Rge</u> 22E	<u>County</u> BLAINE
Diversion to R	eservoir: DI	VERSION	# 1		
Dam Height:	1	3.00 FEE	T		
Depth:	1	0.00 FEE	T		
Surface Area:		2.00 ACF	RES		
Capacity:		8.00 ACF	RE-FEET		
	THE CAPACI DNRC.	TY, DAM I	HEIGHT, A	ND SUI	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1	TO DECEN	MBER 31		
Place of Use:					
ID <u>Acres</u> Govt I	Lot Q	tr Sec Sec	ec <u>Twp</u>	Rge	County
1	N2S	WSW	9 26N	22E	BLAINE
THE DNRC EXAMI ISSUES TO REPOR				J <b>ND N</b> (	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.

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Water Right Number:	40EJ 156928-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
*Priority Date:	APRIL 28, 1982
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.
*Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	7.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt I</u> 1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNE 35 27N 21E BLAINE
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
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		SESWNE	35	27N	21E BLAINE

#### 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 PRIORITY DATE MAY BE QUESTIONABLE. IT IS UNCLEAR WHETHER THE CLAIMED PRIORITY DATE IS 1982 OR 1961.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156929-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
*Priority Date:	APRIL 28, 1982
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.
*Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
IDGovt I1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNENW 30 27N 22E BLAINE
	: 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>	Sec	<u>Twp</u>	Rge County
1		NWNENW	30	27N	22E BLAINE

#### 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 PRIORITY DATE MAY BE QUESTIONABLE. IT IS UNCLEAR WHETHER THE CLAIMED PRIORITY DATE IS 1961, 1963 OR 1982.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156930-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
*Priority Date:	APRIL 28, 1982
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.
*Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
IDGovt I1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNW 8 25N 22E BLAINE
	: 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	<u>Rge</u> <u>County</u>
1		SESWNW	8	25N	22E BLAINE

#### 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 CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 156930-00, 156966-00.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156931-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
*Priority Date:	APRIL 28, 1982
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.
*Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	7.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 5 26N 22E BLAINE
	: 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	<u>Rge</u> <u>County</u>
1		NWNWSW	5	26N	22E BLAINE

#### **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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 1569	32-00	STATE	MENT C	OF CL	LAIM
	Version:	1 ORIO	GINAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	FORT BEL 656 AGEN HARLEM, I	CY MAIN	ST	OMMUN	NTY	
*Priority Date:	DECEMBE	R 31, 190	0			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO STEM. TH	CK DRI IE FLO	NKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE ECTLY FROM THE SOURCE, OR FROM A LIMITED TO THE MINIMUM AMOUNT FAIN THIS PURPOSE.
*Volume:	STOCK WA	ATERING NIT. ANIM	PURP(	DSES A	t the	OF WATER CONSUMPTIVELY USED FOR IE RATE OF 30 GALLONS PER DAY PER BE BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
Source Name:	RATTLES	VAKE CRI	EEK			
Source Type:	SURF	ACE WA	TER			
Point of Diversion and N	Aeans of Div	ersion:				
ID Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		SWNW	19	27N	22E	BLAINE
Period of Diversion						
<b>Diversion Means:</b>	LIVESTOC		T FROI			
2	-	SWNW	19		22E	BLAINE
Period of Diversion		-	-	-		
<b>Diversion Means:</b>	LIVESTOC					
3	_	VSWSE	19		22E	BLAINE
Period of Diversion						
<b>Diversion Means:</b>	LIVESTOC	K DIREC	I FROI	VI SOUF	KCE	

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

Rge County ID Govt Lot Otr Sec Sec Twp 4 SENESW 19 27N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE 5 W2NESW 19 27N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE E2SESW 19 27N 22E BLAINE 6 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 7 N2NWNE 30 27N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SENWNE 30 27N 22E BLAINE 8 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 9 NWSENE 30 27N 22E BLAINE 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:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		N2SWNW	19	27N	22E BLAINE
2		SESWNW	19	27N	22E BLAINE
3		SWSWSE	19	27N	22E BLAINE
4		SENESW	19	27N	22E BLAINE
5		W2NESW	19	27N	22E BLAINE
6		E2SESW	19	27N	22E BLAINE
7		N2NWNE	30	27N	22E BLAINE
8		SENWNE	30	27N	22E BLAINE
9		NWSENE	30	27N	22E BLAINE

#### **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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156933-00	STATE	EMENT	OF CLAIM	
	Version: 1 O	RIGINAL	RIGHT	r	
	Status	: A	CTIVE		
Owners:	CODY POWELL PO BOX 505 CHINOOK, MT 59	523			
*Priority Date:	DECEMBER 31, 1	920			
Type of Historical Right	:USE				
Purpose(use):	STOCK				
*Flow Rate:	CONSISTS OF ST DITCH SYSTEM.	OCK DF	RINKING OW RAT	OT BEEN DECREED BECAUSE THIS USE G DIRECTLY FROM THE SOURCE, OR FROM TE IS LIMITED TO THE MINIMUM AMOUNT O SUSTAIN THIS PURPOSE.	A
*Volume:	STOCK WATERIN ANIMAL UNIT. AN	IG PURF	POSES A	OUNT OF WATER CONSUMPTIVELY USED F AT THE RATE OF 30 GALLONS PER DAY PE HALL BE BASED ON REASONABLE CARRYIN SE OF THE AREA SERVICED BY THIS WATEF	R IG
*Source Name:	SPRING, UNNAM	ED TRI	BUTARY	Y OF TIN CUP COULEE	
Source Type:	SURFACE V	/ATER			
Point of Diversion and I	Means of Diversion:				
ID Govt 1	Lot <u>Qtr Se</u> SENWSV		<u>Twp</u> 27N		
	: JANUARY 1 TO [	-	-		
Diversion Means:	LIVESTOCK DIR			JRCE	
Period of Use:	JANUARY 1 TO D	ECEMBI	ER 31		
Place of Use:					
ID <u>Acres Govt I</u>	Lot Qtr Se	<u>c</u> <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1	SENWSV	/ 20	27N	21E BLAINE	

#### 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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156934-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	HARRY J LIDDLE 23660 BIRDTAIL RD CHINOOK, MT 59523				
	CAROLYN A LIDDLE 23660 BIRDTAIL RD CHINOOK, MT 59523				
*Priority Date:	DECEMBER 31, 1948				
Type of Historical Righ	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF BUCK COULEE				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>	<u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
1	SWNESW 31 26N 22E BLAINE				
Period of Diversio	Period of Diversion: JANUARY 1 TO DECEMBER 31				

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 156934-00 Page 2 of 2

*Reservoir: ONST	TREAM			
<u>Govt Lo</u>	ot <u>Qtr Se</u> W2NESV	<u>c Sec</u> V 31	<u>Twp</u> <u>Rge</u> 26N 22E	<u>County</u> BLAINE
Diversion to Res	ervoir: DIVER	SION # 1		
Dam Height:	13.00	FEET		
Depth:	10.00	FEET		
Surface Area:	1.00	ACRES		
Capacity:	4.00	ACRE-FE	ET	
	THE CAPACITY, I DNRC.	DAM HEIGH	HT, AND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO D	ECEMBER	31	
Place of Use:				
ID Acres Govt Lo	ot <u>Qtr Se</u>	<u>c</u> <u>Sec</u>	<u>Twp</u> <u>Rge</u>	County
1	W2NESV	V 31	26N 22E	BLAINE
THE DNRC EXAMIN ISSUES TO REPORT				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."

### **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 156935-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JOHN HANCOCK MUTUAL LIFE INSURANCE CO 7900 SE 28TH ST SUITE 400 MERCER ISLAND, WA 98040			
	MITCHELL RANCH 10480 MITCHELL RD CHINOOK, MT 59523			
*Priority Date:	DECEMBER 31, 1920			
Type of Historical Right	: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	SUCTION CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and I	Means of Diversion:			
ID Govt 1				
1	NE 1 26N 21E BLAINE			
Period of Diversion: JANUARY 1 TO DECEMBER 31				
Diversion Means: 2	LIVESTOCK DIRECT FROM SOURCE W2SE 1 26N 21E BLAINE			
	I: JANUARY 1 TO DECEMBER 31			
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE			

APRIL 25, 2014 40EJ 156935-00 Page 2 of 5

\*Point of Diversion and Means of Diversion:

Rge County ID Govt Lot Otr Sec Sec Twp 3 SENESW 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SESESW 4 1 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 5 W2NWNE 12 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 6 E2NW 12 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 NW 6 26N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SWSWSE 5 27N 22E BLAINE 8 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 9 W2 5 27N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 10 W2E2 8 27N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 11 NWNE 17 27N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 12 W2SESE 19 27N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 13 W2SE 19 27N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SENE 30 27N 22E BLAINE 14 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 15 E2SE 27N 22E BLAINE 30 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 27N 16 E2SW 31 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 17 28N 21E BLAINE S2NE 23 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 

APRIL 25, 2014 40EJ 156935-00 Page 3 of 5

\*Point of Diversion and Means of Diversion:

**Govt Lot** ID Qtr Sec Sec Twp **Rge** County 18 S2NW 24 28N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** N2SE 24 28N 21E BLAINE 19 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SESE 20 24 28N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** N2SW 21 24 28N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 22 SWSWSW 19 28N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 23 NW 30 28N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 24 SE 30 28N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 25 NENENE 31 28N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 22E BLAINE 26 SENE 31 28N Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 27 E2SE 31 28N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 28 W2NW 32 28N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE **JANUARY 1 TO DECEMBER 31** Period of Use:

\*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		NE	1	26N	21E BLAINE
2		W2SE	1	26N	21E BLAINE
3		SENESW	1	26N	21E BLAINE
4		SESESW	1	26N	21E BLAINE
5		W2NWNE	12	26N	21E BLAINE
6		E2NW	12	26N	21E BLAINE
7		NW	6	26N	22E BLAINE
8		SWSWSE	5	27N	22E BLAINE

Decree Report - Page 3470

APRIL 25, 2014 40EJ 156935-00 Page 4 of 5

\*Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
9		W2	5	27N	22E BLAINE
10		W2E2	8	27N	22E BLAINE
11		NWNE	17	27N	22E BLAINE
12		W2SESE	19	27N	22E BLAINE
13		W2SE	19	27N	22E BLAINE
14		SENE	30	27N	22E BLAINE
15		E2SE	30	27N	22E BLAINE
16		E2SW	31	27N	22E BLAINE
17		S2NE	23	28N	21E BLAINE
18		S2NW	24	28N	21E BLAINE
19		N2SE	24	28N	21E BLAINE
20		SESE	24	28N	21E BLAINE
21		N2SW	24	28N	21E BLAINE
22		SWSWSW	19	28N	22E BLAINE
23		NW	30	28N	22E BLAINE
24		SE	30	28N	22E BLAINE
25		NENENE	31	28N	22E BLAINE
26		SENE	31	28N	22E BLAINE
27		E2SE	31	28N	22E BLAINE
28		W2NW	32	28N	22E BLAINE

#### **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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/05/2010 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY USA IN TRUST.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/05/2010, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY FORT BELKNAP INDIAN COMMUNITY.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/05/2010 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ROBERT AND AUDREY COX.

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156936-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	DECEMBER 31, 1900
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF SUCTION CREEK SURFACE WATER

APRIL 25, 2014 40EJ 156936-00 Page 2 of 2

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

ID	<u>Govt l</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1			NWNENE	14	28N	21E BLAINE	
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diver	sion Means:	LIVEST	OCK DIREC	T FRO	M SOUF	RCE	
Period of	Use:	JANUAI	RY 1 TO DEC	CEMBE	R 31		
Place of U	Place of Use:						
ID	<u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1			NWNENE	14	28N	21E BLAINE	

#### 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.** 

Water Right Number:	40EJ 156937-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523 OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	DECEMBER 31, 1900
Type of Historical Right	:USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SUCTION CREEK
Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 156937-00 Page 2 of 2

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

<u>ID</u>	<u>Govt l</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			NENENE	14	28N	21E BLAINE
Perio	d of Diversion	: JANUAF	RY 1 TO DEC	CEMBE	R 31	
Diver	sion Means:	LIVEST	OCK DIREC	T FRO	M SOUI	RCE
Period of	Use:	JANUAR	Y 1 TO DEC	CEMBE	R 31	
Place of U	se:					
<u>ID</u>	<u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NENENE	14	28N	21E BLAINE

#### **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."

#### **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 156938-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	SQUARE BUTTE GRAZING ASSN PO BOX 793 LEWISTOWN, MT 59457 0793	
*Priority Date:	DECEMBER 31, 1938	
Type of Historical Righ	t: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
Source Name:	UNNAMED TRIBUTARY OF COW CREEK	
Source Type:	SURFACE WATER	
Point of Diversion and Means of Diversion:		
ID Govt	NWNESE 14 25N 21E BLAINE	
Period of Diversio	n: JANUARY 1 TO DECEMBER 31	

Diversion Means: DAM

APRIL 25, 2014 40EJ 156938-00 Page 2 of 2

Govt LotQtr SecSecTwpRgeCountyN2NESE1425N21EBLAINEDiversion to Reservoir:DIVERSION # 1	
Diversion to Reservoir: 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 AREA HAVE BEEN ESTIMATE DNRC.	D BY
Period of Use: JANUARY 1 TO DECEMBER 31	
*Place of Use:	
ID         Acres Govt Lot         Qtr Sec         Sec         Twp         Rge         County	
1 N2NESE 14 25N 21E BLAINE	
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, O ISSUES TO REPORT TO THE WATER COURT.	

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 156939-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MITCHELL RANCH 10480 MITCHELL RD CHINOOK, MT 59523
<b>Priority Date:</b>	DECEMBER 30, 1960
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	2.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SUCTION CREEK
Source Type:	GROUNDWATER
Point of Diversion and I	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> 11 SWSENW 1 27N 21E BLAINE n: JANUARY 1 TO DECEMBER 31 DEVELOPED SPRING
	PUMP USED AS AN ADDITIONAL MEANS OF DIVERSION.
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	11 SWSENW 1 27N 21E BLAINE
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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#### **IMPORTANT NOTICE**

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Water Right Number:	40EJ 156940-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	DECEMBER 31, 1900
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF SUCTION CREEK SURFACE WATER

APRIL 25, 2014 40EJ 156940-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

ID	Govt ]	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NENWSW	13	28N	21E BLAINE
Perio	d of Diversion	: JANUA	RY 1 TO DE	СЕМВЕ	R 31	
Diver	sion Means:	LIVES	TOCK DIREC	T FRO	M SOUI	RCE
Period of	Use:	JANUA	RY 1 TO DEC	CEMBE	R 31	
*Place of U	se:					
ID	<u>Acres</u> Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NENWSW	13	28N	21E BLAINE

#### 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."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 Status:         ACTIVE         Owners:       ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523         DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241         AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523 9241         AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523 9241         OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST. OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.         VICKI HOFELDT         20495 BARNEY OLSON RD CHINOOK, MT 59523 9241         OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.         OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.         VECEMBER 31, 1900         Type of Historical Right: USE         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	Water Right Number:	40EJ 156941-00 STATEMENT OF CLAIM
Owners:       ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523         DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241         AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523         VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523         VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241         OWNER AUDREY E COX 24750 DARNEY OLSON RD CHINOOK, MT 59523 9241         OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.         OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.         OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.         *Priority Date:       DECEMBER 31, 1900         Type of Historical Right: USE         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT, ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		Version: 1 ORIGINAL RIGHT
24750 BARNEY OLSON RD CHINOOK, MT 59523         DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241         AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523         VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241         OWNER AUDREY E COX CHINOOK, MT 59523 9241         OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST. OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.         OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.         OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		Status: ACTIVE
20495 BARNEY OLSON RD CHINOOK, MT 59523 9241AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST. OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.*Priority Date:DECEMBER 31, 1900Type of Historical Right:USEPurpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	Owners:	24750 BARNEY OLSON RD
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*Priority Date:DECEMBER 31, 1900Type of Historical Right:USEPurpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		20495 BARNEY OLSON RD CHINOOK, MT 59523 9241 OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.
Type of Historical Right: USE         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Purpose(use):STOCK*Flow Rate:A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.*Volume:THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	·	
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<ul> <li>*Volume:</li> <li>*Volume:</li> <li>CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.</li> <li>*Volume:</li> <li>THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.</li> </ul>	Purpose(use):	STOCK
STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	*Flow Rate:	CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT
*Source Name: SPRING, UNNAMED, TRIBUTARY OF SUCTION CREEK	*Volume:	STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER
	*Source Name:	SPRING, UNNAMED TRIBUTARY OF SUCTION CREEK
Source Type: SURFACE WATER	Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 156941-00 Page 2 of 2

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

<u>ID</u>	Govt Lot		<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NESENE	14	28N	21E BLAINE
Perio	d of Diversion	: JANUAF	RY 1 TO DEC	CEMBE	R 31	
Diver	sion Means:	LIVEST	OCK DIREC	T FRO	M SOUI	RCE
Period of	Use:	JANUAR	Y 1 TO DEC	CEMBE	R 31	
Place of U	se:					
<u>ID</u>	<u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			NESENE	14	28N	21E BLAINE

#### 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."

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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 156942-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
*Priority Date:	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
ID Govt I	NENWSW 8 25N 22E BLAINE
Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 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	NENWSW 8 25N 22E BLAINE

**Remarks:** 

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

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Water Right Number:	40EJ 156943-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	DECEMBER 31, 1910
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SUCTION CREEK
Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 156943-00 Page 2 of 2

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

ID	Govt Lot		<u>Qtr Sec</u>	Sec	Twp	Rge County
1			SENWNE	24	28N	21E BLAINE
Perio	d of Diversion	: JANUA	RY 1 TO DEC	CEMBE	R 31	
Diver	sion Means:	LIVEST	OCK DIREC	T FRO	M SOUF	RCE
Period of	Use:	JANUAF	RY 1 TO DEC	EMBE	R 31	
Place of U	se:					
ID	<u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SENWNE	24	28N	21E BLAINE

#### 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."

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Water Right Number:	40EJ 156944-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.
<b>Priority Date:</b>	JANUARY 1, 1900
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF SUCTION CREEK
Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 156944-00 Page 2 of 2

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

ID	<u>Govt L</u>	<u>ot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1		NE	SWNW	13	28N	21E	BLAINE
Period	of Diversion:	JANUARY	1 TO DE	CEMBE	R 31		
Diversi	ion Means:	LIVESTOC	K DIREC	T FRO	M SOUF	RCE	
Period of U	se:	JANUARY	1 TO DEC	CEMBE	R 31		
Place of Use	2:						
<u>ID</u>	Acres Govt Lo	<u>ot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1		NE	SWNW	13	28N	21E	BLAINE

#### Remarks:

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

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# 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 156945-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
*Priority Date:	DECEMBER 31, 1948
Type of Historical Right	:USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
ID Govt 1	Lot <u>Qtr Sec Sec Twp Rge County</u> SWSENW 30 28N 22E BLAINE
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 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	SWSENW 30 28N 22E BLAINE

**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 CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 156945-00, 156964-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 156946-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	MITCHELL RANCH 10480 MITCHELL RD CHINOOK, MT 59523	
*Priority Date:	DECEMBER 31, 1960	
Type of Historical Right	: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
*Source Name:	UNNAMED TRIBUTARY OF SUCTION CREEK	
Source Type:	SURFACE WATER	
Point of Diversion and Means of Diversion:		
<u>ID</u> <u>Govt</u>		
1 Period of Diversion	11 SWSENW 1 27N 21E BLAINE a: JANUARY 1 TO DECEMBER 31	

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 156946-00 Page 2 of 3

*Reservoir: ON	STREAM
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> W2SENW 1 27N 21E BLAINE
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 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> Govt ]	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	W2SENW 1 27N 21E BLAINE
	THE PLACE OF USE IS LOCATED IN GOVT LOTS 6, 11 IN SEC 1 TWP 27N RGE 21E BLAINE COUNTY.

#### Remarks:

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

156946-00 156955-00

CLAIM NOS. 27046-00 AND 156946-00 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." APRIL 25, 2014 40EJ 156946-00 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.

Water Right Number:	40EJ 156947-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	HARRY J LIDDLE 23660 BIRDTAIL RD CHINOOK, MT 59523
	ZANE POWELL 100 WILLOW RD CHINOOK, MT 59523
	CAROLYN A LIDDLE 23660 BIRDTAIL RD CHINOOK, MT 59523 OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.
*Priority Date:	DECEMBER 31, 1920
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	COW CREEK
Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 156947-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

ID Govt Lot Otr Sec Sec Twp **Rge** County 1 4 NWNW 1 26N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** S2NW 26N 20E BLAINE 2 1 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 3 N2NWSE 1 26N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 20E BLAINE 4 1 NENE 2 26N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 5 NESENE 2 26N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** S2SE 21 26N 21E BLAINE 6 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** NWNENE 28 26N 21E BLAINE 7 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 8 NWNE 28 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 9 N2SWNE 28 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 10 E2SENW 28 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 11 SWNWSE 28 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 12 E2NESW 28 26N 21E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE **JANUARY 1 TO DECEMBER 31 Period of Use:** 

\*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	4	NWNW	1	26N	20E BLAINE
2		S2NW	1	26N	20E BLAINE
3		N2NWSE	1	26N	20E BLAINE
4	1	NENE	2	26N	20E BLAINE
5		NESENE	2	26N	20E BLAINE
6		S2SE	21	26N	21E BLAINE

APRIL 25, 2014 40EJ 156947-00 Page 3 of 3

#### \*Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge County
7		NWNENE	28	26N	21E BLAINE
8		NWNE	28	26N	21E BLAINE
9		N2SWNE	28	26N	21E BLAINE
10		E2SENW	28	26N	21E BLAINE
11		SWNWSE	28	26N	21E BLAINE
12		E2NESW	28	26N	21E BLAINE

#### 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."

**Remarks:** 

### 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 156948-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
*Priority Date:	DECEMBER 31, 1948
Type of Historical Right	:USE
Purpose(use):	STOCK
Flow Rate:	25.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
ID Govt 1 1 Period of Diversion	Lot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> NWNWSE 30 28N 22E BLAINE : JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u> Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County
1	NWNWSE 30 28N 22E BLAINE

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

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

THE CLAIMED TYPE OF RIGHT MAY BE INCORRECT AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156949-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE				
Owners:	JOHN HANCOCK MUTUAL LIFE INSURANCE CO 7900 SE 28TH ST SUITE 400 MERCER ISLAND, WA 98040				
	MITCHELL RANCH 10480 MITCHELL RD CHINOOK, MT 59523				
*Priority Date:	DECEMBER 31, 1960				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	UNNAMED TRIBUTARY OF SUCTION CREEK				
Source Type:	SURFACE WATER				
	UNNAMED NATURAL LAKE				
*Point of Diversion and Means of Diversion:					
$\frac{\mathbf{ID}}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge County</u> SESW 17 27N 22E BLAINE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 156949-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

ID	<u>Govt l</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
2			SWSW	17	27N	22E	BLAINE
Perio	od of Diversion	: JANUARY	1 TO DE	CEMBE	ER 31		
Dive	rsion Means:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
Period of	Use:	JANUARY	1 TO DEC	CEMBE	R 31		
*Place of U	Jse:						
ID	<u>Acres</u> <u>Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>
1			SESW	17	27N	22E	BLAINE
2			SWSW	17	27N	22E	BLAINE

**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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/05/2010, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY FORT BELKNAP INDIAN COMMUNITY. 

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156951-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	MITCHELL RANCH 10480 MITCHELL RD CHINOOK, MT 59523					
*Priority Date:	DECEMBER 31, 1960					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	UNNAMED TRIBUTARY OF SUCTION CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NENENW 35 28N 21E BLAINE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

Diversion Means: DAM

APRIL 25, 2014 40EJ 156951-00 Page 2 of 2

*Reservoir: ONST	REAM		
<u>Govt Lot</u>	<u>Qtr Sec</u> N2NENW	<u>Sec</u> <u>Twp</u> 35 28N	
<b>Diversion to Rese</b>	rvoir: DIVERSIO	ON # 1	
Dam Height:	13.00 F	EET	
Depth:	10.00 F	FEET	
Surface Area:	0.50 A	ACRES	
Capacity:	2.00 A	CRE-FEET	
	HE CAPACITY, DA NRC.	M HEIGHT, A	AND SURFACE AREA HAVE BEEN ESTIMATED BY
<b>Period of Use:</b> J	ANUARY 1 TO DEC	CEMBER 31	
Place of Use:			
ID <u>Acres</u> Govt Lot	<u>Qtr Sec</u>	Sec Twp	p <u>Rge</u> <u>County</u>
1	N2NENW	35 28N	N 21E BLAINE

#### **Remarks:**

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

CLAIM NOS. 27039-00 AND 156951-00 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."

### 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 156952-00 STATEMENT OF CLAIM

8			
	Version:	1 ORIGIN	AL RIGHT
		Status:	ACTIVE
Owners:	AUDREY E 24750 BAR CHINOOK,	NEY OLSON	N RD
	ROBERT J 24750 BAR CHINOOK,	NEY OLSON	N RD
		ELDT NEY OLSON MT 59523 9	
		HOFELDT NEY OLSON MT 59523 9	
	656 AGEN	KNAP INDIA CY MAIN ST MT 59526 94	
		MT 59524 00	)71 PROCESSED TO ADD NEW OWNERS. THE WATER
		Y BE SPLIT	INTO SEPARATE WATER RIGHTS UPON REQUEST OF
	•••••		DX RETAINED. CONTRACT FOR DEED INTEREST. DX RETAINED. CONTRACT FOR DEED INTEREST.
*Priority Date:	DECEMBE	R 31, 1896	
Type of Historical Right	:USE		
Purpose(use):	STOCK		

APRIL 25, 2014					
40EJ 156952-00					
Page 2 of 4					

*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT
*Volume:	HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE. THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF SUCTION CREEK (PUTNAM LAKE)

Source Type: SURFACE WATER

\*Point of Diversion and Means of Diversion: ID **Govt Lot** Qtr Sec Rge County Sec Twp SWSWSW 22E BLAINE 17 28N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 2 S2SE 18 28N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 3 N2NE 19 28N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** S2NE 19 28N 22E BLAINE 4 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 5 SENENW 19 28N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** NESENW 19 28N 22E BLAINE 6 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** NESE 19 28N 22E BLAINE 7 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** SESE 28N 22E BLAINE 8 3 19 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 9 2 SWSE 19 28N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 10 NENW 20 28N 22E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 22E BLAINE NWNW 20 28N 11 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 22E BLAINE 12 SENW 20 28N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 156952-00 Page 3 of 4

#### \*Point of Diversion and Means of Diversion:

ID	Govt Lot	2	<u>)tr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
13	1	S	WNW	20	28N	22E	BLAINE
Period of I	<b>Diversion:</b> JA	NUARY 1	TO DEC	EMBEF	R 31		
<b>Diversion</b>	Means: LI	/ESTOCK	DIRECT	FROM	SOUR	CE	
14	2	N	WSW	20	28N	22E	BLAINE
Period of I	Diversion: JA	NUARY 1	TO DEC	EMBEF	R 31		
<b>Diversion</b>	Means: LI	/ESTOCK	DIRECT	FROM	SOUR	CE	
15	3	W2S	WSW	20	28N	22E	BLAINE
Period of I	Diversion: JA	NUARY 1	TO DEC	EMBEF	R 31		
<b>Diversion</b>	Means: LI\	/ESTOCK	DIRECT	FROM	SOUR	CE	
16	1		NENE	30	28N	22E	BLAINE
Period of I	Diversion: JA	NUARY 1	TO DEC	EMBEF	R 31		
<b>Diversion</b>	Means: LI	/ESTOCK	DIRECT	FROM	SOUR	CE	
17		1	IWNE	30	28N	22E	BLAINE
Period of I	Diversion: JA	NUARY 1	TO DEC	EMBEF	R 31		
<b>Diversion</b>	Means: LI	/ESTOCK	DIRECT	FROM	SOUR	CE	
18		E2N	NENW	30	28N	22E	BLAINE
Period of I	Diversion: JA	NUARY 1	TO DEC	EMBEF	R 31		
<b>Diversion</b>	Means: LI	/ESTOCK	DIRECT	FROM	SOUR	CE	
Period of Use:	JAI	NUARY 1	TO DECE	EMBER	31		

\*Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	<u>Twp</u>	Rge County
1		SWSWSW	17	28N	22E BLAINE
2		S2SE	18	28N	22E BLAINE
3		N2NE	19	28N	22E BLAINE
4		S2NE	19	28N	22E BLAINE
5		SENENW	19	28N	22E BLAINE
6		NESENW	19	28N	22E BLAINE
7	1	NESE	19	28N	22E BLAINE
8	3	SESE	19	28N	22E BLAINE
9	2	SWSE	19	28N	22E BLAINE
10		NENW	20	28N	22E BLAINE
11		NWNW	20	28N	22E BLAINE
12		SENW	20	28N	22E BLAINE
13	1	SWNW	20	28N	22E BLAINE
14	2	NWSW	20	28N	22E BLAINE
15	3	W2SWSW	20	28N	22E BLAINE
16	1	NENE	30	28N	22E BLAINE
17		NWNE	30	28N	22E BLAINE
18		E2NENW	30	28N	22E BLAINE

### 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."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156953-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455		
*Priority Date:	DECEMBER 31, 1958		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
*Source Name:	SUCTION CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u>			
1	NWNWNW 30 28N 22E BLAINE		
Period of Diversion: JANUARY 1 TO DECEMBER 31			
Diversion Means: DAM			

APRIL 25, 2014 40EJ 156953-00 Page 2 of 2

*Reservoir: ON	STREAM
<u>Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNW 30 28N 22E BLAINE
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 RESERVOIR EXTENDS INTO THE SWSWSW SEC 19 TWP 28N RGE 22E BLAINE COUNTY. THE RESERVOIR EXTENDS INTO THE SESESE SEC 24 TWP 28N 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> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		SESESE	24	28N	21E BLAINE
2		SWSWSW	19	28N	22E BLAINE
3					22E BLAINE

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156954-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523 OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.
	OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.
<b>*Priority Date:</b>	DECEMBER 31, 1900
Type of Historical Right	:USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name: Source Type:	SPRING, UNNAMED TRIBUTARY OF SUCTION CREEK SURFACE WATER

APRIL 25, 2014 40EJ 156954-00 Page 2 of 2

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

ID	Govt Lot		<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SENWSE	13	28N	21E BLAINE
<b>Period of Diversion: JAN</b>			RY 1 TO DEC	CEMBE	R 31	
Diversion Means: LIVES			OCK DIREC	T FRO	M SOUI	RCE
Period of Use: JAI		JANUAF	RY 1 TO DEC	CEMBE	R 31	
Place of U	se:					
<u>ID</u>	<u>Acres</u> Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1			SENWSE	13	28N	21E BLAINE

#### 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."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156955-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	MITCHELL RANCH 10480 MITCHELL RD CHINOOK, MT 59523		
*Priority Date:	DECEMBER 31, 1960		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
*Source Name:	UNNAMED TRIBUTARY OF SUCTION CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and Means of Diversion:			
ID Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>		
1	11 SWSENW 1 27N 21E BLAINE		
Period of Diversion: JANUARY 1 TO DECEMBER 31			

Diversion Means: DAM

APRIL 25, 2014 40EJ 156955-00 Page 2 of 3

*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> W2SENW 1 27N 21E BLAINE
Diversion to Re	eservoir: DIVERSION # 1
Dam Height:	13.00 FEET
Depth:	10.00 FEET
Surface Area:	1.00 ACRES
Capacity:	4.00 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 <u>Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	W2SENW 1 27N 21E BLAINE
	THE PLACE OF USE IS LOCATED IN GOVT LOTS 6, 11 IN SEC 1 TWP 27N RGE 21E BLAINE COUNTY.

### Remarks:

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

156946-00 156955-00

CLAIM NOS. 27046-00 AND 156955-00 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." APRIL 25, 2014 40EJ 156955-00 Page 3 of 3

**Remarks:** 

### 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 156956-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE		
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455		
*Priority Date:	DECEMBER 31, 1960		
Type of Historical Right	:USE		
Purpose(use):	STOCK		
Flow Rate:	20.00 GPM		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	GROUNDWATER		
Source Type:	GROUNDWATER		
Point of Diversion and Means of Diversion:			
ID Govt 1 1 Period of Diversion	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NWSESE 6 27N 22E BLAINE : JANUARY 1 TO DECEMBER 31		
<b>Diversion Means:</b>	WELL		
Period of Use:	JANUARY 1 TO DECEMBER 31		
Place of Use:			
ID <u>Acres</u> Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County		
1	NWSESE 6 27N 22E BLAINE		

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 156957-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
*Priority Date:	DECEMBER 31, 1948
Type of Historical Right	:USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$	SESWSE 31 28N 22E BLAINE
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 WELL
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	SESWSE 31 28N 22E BLAINE

**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 CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 156957-00, 156965-00. THE CLAIMED TYPE OF RIGHT MAY BE INCORRECT AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156958-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
*Priority Date:	DECEMBER 31, 1948
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
ID Govt I	SESENE 31 28N 22E BLAINE
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 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 County</u>
1	SESENE 31 28N 22E BLAINE

**Remarks:** 

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

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

THE CLAIMED TYPE OF RIGHT MAY BE INCORRECT AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156959-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455		
*Priority Date:	DECEMBER 31, 1930		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	UNNAMED TRIBUTARY OF RATTLESNAKE CREEK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u> 1 Period of Diversion	Lot <u>Qtr Sec Sec Twp Rge County</u> SENWNW 30 27N 22E BLAINE h: JANUARY 1 TO DECEMBER 31		
I CHOU OF DIVERSION			

Diversion Means: DAM

APRIL 25, 2014 40EJ 156959-00 Page 2 of 2

*Reservoir: ON	STREAM				
<u>Govt 1</u>	Lot <u>Qtr Sec</u> SENWNW	<u>Sec</u> 30	<u>Twp</u> 27N	<u>Rge</u> 22E	<u>County</u> BLAINE
Diversion to R	eservoir: DIVERS	ON # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	0.70	ACRES			
Capacity:	2.80	ACRE-FE	EET		
	BLAINE COUNTY.				NESWNW SEC 30 TWP 27N RGE 22E RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO DE	CEMBER	R 31		
Place of Use:					
ID <u>Acres</u> Govt 1	Lot <u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	SENWNW	30	27N	22E	BLAINE
2	NESWNW	30	27N	22E	BLAINE
	INATION OF THIS			ND N	O SIGNIFICANT FACTS, DATA, OR

ISSUES TO REPORT TO THE WATER COURT.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156960-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
*Priority Date:	DECEMBER 31, 1930
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF RATTLESNAKE CREEK
Source Type:	SURFACE WATER
Point of Diversion and	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> NENENW 30 27N 22E BLAINE
Period of Diversion	: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

APRIL 25, 2014 40EJ 156960-00 Page 2 of 2

*Reservoir: ONS	TREAM			
<u>Govt L</u>	ot <u>Qtr So</u> NENEN	$\frac{\text{sc}}{\text{V}} = \frac{\text{Sec}}{30} = \frac{1}{2}$	<u>Fwp</u> <u>Rge</u> 27N 22E	<u>County</u> BLAINE
Diversion to Re	servoir: DIVEF	SION # 1		
Dam Height:	13.00	) FEET		
Depth:	10.00	) FEET		
Surface Area:	1.50	ACRES		
Capacity:	6.00	ACRE-FE	ET	
	THE CAPACITY, DNRC.	DAM HEIGH	IT, AND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO I	DECEMBER	31	
Place of Use:				
ID <u>Acres</u> Govt L	ot Qtr Se	ec <u>Sec</u> 1	Гwp Rge	County
1	NENEN	V 30 2	27N 22E	BLAINE
THE DNRC EXAMI ISSUES TO REPOR				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."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156961-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	CODY POWELL PO BOX 505 CHINOOK, MT 59523			
*Priority Date:	AUGUST 31, 1950			
Type of Historical Righ	it: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF TIN CUP COULEE			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1	SWNENW 19 27N 21E BLAINE			
Period of Diversio	n: JANUARY 1 TO DECEMBER 31			

Diversion Means: DAM

APRIL 25, 2014 40EJ 156961-00 Page 2 of 2

2......

*Reservoir: ONS	STREAM				
<u>Govt I</u>	Lot <u>Qtr Sec</u> SWNENW	<u>Sec</u> 19	<u>Twp</u> 27N	RgeCounty21EBLAINE	
Diversion to R	eservoir: DIVERS	SION # 1			
Dam Height:	11.00	FEET			
Depth:	8.00	FEET			
Surface Area:	0.20	ACRES			
Capacity:	0.64	ACRE-F	EET		
	THE CAPACITY, D DNRC.	AM HEIC	GHT, AN	AND SURFACE AREA HAVE BEEN ESTIMATED E	3Y
Period of Use:	JANUARY 1 TO DI	ECEMBE	R 31		
Place of Use:					
ID <u>Acres</u> Govt I	Lot <u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1	SWNENW	19	27N	I 21E BLAINE	
THE DNRC EXAM ISSUES TO REPOR				UND NO 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."

#### **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 156962-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	CODY POWELL PO BOX 505 CHINOOK, MT 59523
*Priority Date:	AUGUST 31, 1949
Type of Historical Rig	ht: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF TIN CUP COULEE
Source Type:	SURFACE WATER
Point of Diversion and	l Means of Diversion:
$\frac{ID}{1}$ Gov	t Lot Qtr Sec Sec Twp Rge County
-	N2SESW 19 27N 21E BLAINE
Period of Diversion	on: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

APRIL 25, 2014 40EJ 156962-00 Page 2 of 2

*Reservoir: ONST	<b>FREAM</b>			
<u>Govt Lo</u>	<u>t</u> <u>Qtr Sec</u> N2SESW	<u>Sec</u> 19	<u>Twp</u> <u>Rge</u> 27N 21E	<u>County</u> BLAINE
<b>Diversion to Res</b>	ervoir: DIVERS	SION # 1		
Dam Height:	13.00	FEET		
Depth:	10.00	FEET		
Surface Area:	0.40	ACRES		
Capacity:	1.60	ACRE-FE	ET	
	THE CAPACITY, E DNRC.	DAM HEIGH	HT, AND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO D	ECEMBER	31	
Place of Use:				
ID <u>Acres</u> Govt Lo	t <u>Qtr See</u>	<u>sec</u>	<u>Twp</u> <u>Rge</u>	County
1	N2SESW	/ 19	27N 21E	BLAINE
THE DNRC EXAMIN ISSUES TO REPORT				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.

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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 156963-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE			
Owners:	FREY INC 1150 SAVOY RD HARLEM, MT 59526 9400			
<b>*Priority Date:</b>	AUGUST 31, 1955			
Type of Historical Right	: USE			
Purpose(use): Flow Rate:	DOMESTIC 5.00 GPM			
Volume:	21.00 AC-FT			
Households:	1			
Maximum Acres:	10.00			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and	Means of Diversion:			
IDGovt LotQtr SecSecTwpRgeCounty1SENWNE2427N20EBLAINEPeriod of Diversion: JANUARY 1 TO DECEMBER 31Diversion Means: WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31			
Place of Use:				
ID <u>Acres Govt</u>				
1 10.00 Total: 10.00	SENWNE 24 27N 20E BLAINE			

**Remarks:** 

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 278-104 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED FOR DOMESTIC IRRIGATION PURPOSES.

DNRC EXAMINATION WAS UNABLE TO CONFIRM THE USE OF THIS WATER RIGHT. IT APPEARS THIS WATER RIGHT MAY HAVE NOT BEEN PERFECTED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

VOLUME MAY BE EXCESSIVE. BASED ON THE FLOW RATE AND PERIOD OF USE, THE SYSTEM WOULD HAVE TO RUN 62 HOURS PER DAY TO DELIVER THE CLAIMED VOLUME. NO INFORMATION EXISTS IN THE CLAIM FILE TO CONFIRM THIS FIGURE.

THE CLAIMED VOLUME EXCEEDS THE MAXIMUM FEASIBLE VOLUME. BASED ON THE FLOW RATE AND PERIOD OF USE, THE MAXIMUM VOLUME POSSIBLE IS 8 ACRE-FEET PER YEAR.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 156964-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE					
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455					
*Priority Date:	DECEMBER 31, 1948					
Type of Historical Right	:USE					
Purpose(use):	DOMESTIC					
Flow Rate:	5.00 GPM					
Volume:	21.00 AC-FT					
Households:	1					
Maximum Acres:	10.00					
Source Name:	GROUNDWATER					
Source Type:	GROUNDWATER					
Point of Diversion and I	Means of Diversion:					
ID     Govt Lot     Qtr Sec     Twp     Rge     County       1     SWSENW     30     28N     22E     BLAINE       Period of Diversion:     JANUARY 1 TO DECEMBER 31       Diversion Means:     WELL						
Period of Use:	JANUARY 1 TO DECEMBER 31					
Place of Use:						
ID Acres Govt 1	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>					
1 10.00	SWSENW 30 28N 22E BLAINE					
<b>Total:</b> 10.00						

**Remarks:** 

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 156945-00, 156964-00.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-27 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED VOLUME EXCEEDS THE 16 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

VOLUME MAY BE EXCESSIVE. BASED ON THE FLOW RATE AND PERIOD OF USE, THE SYSTEM WOULD HAVE TO RUN 62 HOURS PER DAY TO DELIVER THE CLAIMED VOLUME. NO INFORMATION EXISTS IN THE CLAIM FILE TO CONFIRM THIS FIGURE.

THE CLAIMED VOLUME EXCEEDS THE MAXIMUM FEASIBLE VOLUME. BASED ON THE FLOW RATE AND PERIOD OF USE, THE MAXIMUM VOLUME POSSIBLE IS 8 ACRE-FEET PER YEAR.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 156965-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHTStatus:ACTIVE							
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455							
*Priority Date:	DECEMBER 31, 1948							
Type of Historical Right	: USE							
Purpose(use):	DOMESTIC							
Flow Rate:	5.00 GPM							
Volume:	21.00 AC-FT							
Households:	1							
Maximum Acres:	10.00							
Source Name:	GROUNDWATER							
Source Type:	GROUNDWATER							
Point of Diversion and	Means of Diversion:							
<u>ID</u> <u>Govt</u>								
1 Deviad of Diversion	SESWSE 31 28N 22E BLAINE I: JANUARY 1 TO DECEMBER 31							
Diversion Means:								
Period of Use:	JANUARY 1 TO DECEMBER 31							
Place of Use:								
<u>ID</u> <u>Acres</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County							
1 10.00	SESWSE 31 28N 22E BLAINE							
<b>Total:</b> 10.00								

**Remarks:** 

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 156957-00, 156965-00.

USDA AERIAL PHOTOGRAPH NO(S). 278-107 , DATED 10/08/1980 , APPEARS TO INDICATE 2.8 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). MV-8R-12 , DATED 09/06/1956 , APPEARS TO INDICATE 1.7 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED TYPE OF RIGHT MAY BE INCORRECT AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMED VOLUME EXCEEDS THE 16 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

VOLUME MAY BE EXCESSIVE. BASED ON THE FLOW RATE AND PERIOD OF USE, THE SYSTEM WOULD HAVE TO RUN 62 HOURS PER DAY TO DELIVER THE CLAIMED VOLUME. NO INFORMATION EXISTS IN THE CLAIM FILE TO CONFIRM THIS FIGURE.

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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 156966-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455				
<b>*Priority Date:</b>	APRIL 28, 1982				
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.				
*Type of Historical Right	: FILED				
Purpose(use):	DOMESTIC				
Flow Rate:	5.00 GPM				
Volume:	21.00 AC-FT				
Households:	1				
Maximum Acres:	10.00				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt 1</u>					
1 Dowied of Diversion	SESWNW 8 25N 22E BLAINE I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	WELL				
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	10.00	SESWNW	8	25N	22E BLAINE
Total:	10.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK, 156930-00, 156966-00,

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-33 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PRIORITY DATE MAY BE QUESTIONABLE. IT IS UNCLEAR WHETHER THE CLAIMED PRIORITY DATE IS 1982 OR 1963.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED VOLUME EXCEEDS THE 16 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

VOLUME MAY BE EXCESSIVE. BASED ON THE FLOW RATE AND PERIOD OF USE, THE SYSTEM WOULD HAVE TO RUN 62 HOURS PER DAY TO DELIVER THE CLAIMED VOLUME. NO INFORMATION EXISTS IN THE CLAIM FILE TO CONFIRM THIS FIGURE.

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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." APRIL 25, 2014 40EJ 156966-00 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 156967-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455
<b>*Priority Date:</b>	APRIL 28, 1982
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.
*Type of Historical Right	: FILED
Purpose(use):	DOMESTIC
Flow Rate:	5.00 GPM
Volume:	21.00 AC-FT
Households:	1
Maximum Acres:	10.00
Source Name:	GROUNDWATER
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 NENWSW 8 25N 22E BLAINE
•	: JANUARY 1 TO DECEMBER 31
Diversion Means:	WELL
Period of Use:	JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	10.00	NENWSW	8	25N	22E BLAINE
Total:	10.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 278-33, DATED 10/08/1980, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). MV-14R-181 , DATED 10/01/1950 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED VOLUME EXCEEDS THE 16 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

VOLUME MAY BE EXCESSIVE. BASED ON THE FLOW RATE AND PERIOD OF USE, THE SYSTEM WOULD HAVE TO RUN 62 HOURS PER DAY TO DELIVER THE CLAIMED VOLUME. NO INFORMATION EXISTS IN THE CLAIM FILE TO CONFIRM THIS FIGURE.

THE CLAIMED VOLUME EXCEEDS THE MAXIMUM FEASIBLE VOLUME. BASED ON THE FLOW RATE AND PERIOD OF USE, THE MAXIMUM VOLUME POSSIBLE IS 8 ACRE-FEET PER YEAR.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 156968-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: CODY POWELL PO BOX 505 CHINOOK, MT 59523

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: TIN CUP COULEE

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 01/22/2010.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156969-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: CODY POWELL PO BOX 505 CHINOOK, MT 59523

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: TIN CUP COULEE

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 01/22/2010.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156970-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST. OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	JANUARY 1, 1900
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	6.44 CFS
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 2 - MODERATELY HIGH
Maximum Acres:	170.00

APRIL 25, 2014 40EJ 156970-00 Page 2 of 3

\*Source Name: UNNAMED TRIBUTARY OF SUCTION CREEK Source Type: SURFACE WATER ALSO KNOWN AS ROCK CREEK

Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1		SWSWNW	13	28N	21E	BLAINE
Period of Div	ersion: APRIL	1 TO NOVEN	/IBER 1	l		
Diversion Me	eans: HEAD	GATE				
Period of Use:	APRIL	1 TO NOVEN	IBER 1			

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	<u>Twp</u>	<u>Rge</u> <u>County</u>
1	20.00	S2SWNW	13	28N	21E BLAINE
2	80.00	N2SE	13	28N	21E BLAINE
3	40.00	NESW	13	28N	21E BLAINE
4	20.00	N2NWSW	13	28N	21E BLAINE
5	10.00	SENWSW	13	28N	21E BLAINE
Total:	170.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 38 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-27 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 156970-00 Page 3 of 3

# **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 156971-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	CODY POWELL PO BOX 505 CHINOOK, MT 59523
Priority Date:	MAY 9, 1903
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	2.00 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Areas	2 - MODERATELY HIGH
Maximum Acres:	64.00
*Source Name:	TIN CUP COULEE
Source Type:	SURFACE WATER
*Point of Diversion and M	Aeans of Diversion:
ID Govt I 1 Period of Diversion	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNESE 19 27N 21E BLAINE : APRIL 1 TO NOVEMBER 1
<b>Diversion Means:</b>	HEADGATE
Ditch Name:	SPARKS DITCH
	WATER DIVERTED FROM TIN CUP COULEE IS CONVEYED TO A SECONDARY POINT OF DIVERSION LOCATED IN THE NWSENW SEC 29 TWP 27N RGE 21E BLAINE COUNTY.
Period of Use:	APRIL 1 TO NOVEMBER 1

APRIL 25, 2014 40EJ 156971-00 Page 2 of 2

#### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	50.00	N2NE	29	27N	21E BLAINE
2	14.00	NENW	29	27N	21E BLAINE
Total:	64.00				

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2010: POINT OF DIVERSION, MAXIMUM ACRES.

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 278-104 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 15697	2-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORIO	GINAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	FORT BELK 656 AGENC HARLEM, M	Y MAIN	ST	OMMU	NITY	
Priority Date:	MAY 6, 189	5				
Type of Historical Righ	t: FILED					
Purpose(use):	IRRIGATION	٧				
Irrigation Type	FLOOD					
Flow Rate:	2.00 CFS					
*Volume:						RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Climatic Area	a: 2 - MODER/	ATELY H	lIGH			
Maximum Acres:	160.00					
Source Name:	SUCTION C	REEK				
Source Type:	SURF	ACE WA	TER			
Point of Diversion and	Means of Dive	rsion:				
ID 1 Period of Diversio	NV	<u>Qtr Sec</u> VSESE NOVEN	<u>Sec</u> 30 /BER 1	<u>Twp</u> 28N		<u>County</u> BLAINE
Diversion Means:	HEADGATE					
Period of Use:	APRIL 1 TO	NOVEN	IBER 1			
*Place of Use:						
<u>ID</u> <u>Acres Govt</u>	Lot	Qtr Sec	<u>Sec</u>	Twp	Rge	<u>County</u>
1 40.00	5	NW	5	27N	22E	BLAINE
2 20.00	6	NW	5	27N	22E	BLAINE
3 10.00	4 NWN	WNW	5	27N	22E	BLAINE

APRIL 25, 2014 40EJ 156972-00 Page 2 of 3

#### \*Place of Use:

<u>ID</u>	<u>Acres</u> Go	vt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
4	20.00	11	W2SENW	5	27N	22E BLAINE
5	40.00	12	SWNW	5	27N	22E BLAINE
6	10.00		NWNESW	5	27N	22E BLAINE
7	20.00		N2NWSW	5	27N	22E BLAINE
Total:	160.00					

#### **Remarks:**

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

156972-00 156984-00

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

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

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 156972-00, 156984-00.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-27 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 156972-00 Page 3 of 3

#### **IMPORTANT NOTICE**

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

Water Right Number:	40EJ 156973-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	SQUARE BUTTE GRAZING ASSN PO BOX 793 LEWISTOWN, MT 59457 0793					
<b>Priority Date:</b>	OCTOBER 7, 1919					
Type of Historical Right	FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	10.00 CFS					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	2 - MODERATELY HIGH					
Maximum Acres:	280.00					
Source Name:	COW CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
IDGovt I1	<u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWSW 35 25N 21E BLAINE					
Period of Diversion	APRIL 1 TO NOVEMBER 1					
<b>Diversion Means:</b>	HEADGATE					
Period of Use:	APRIL 1 TO NOVEMBER 1					
Place of Use:						
ID <u>Acres Govt I</u>	<u>ot Qtr Sec Sec Twp Rge County</u>					
1 160.00	SE 35 25N 21E BLAINE					
2 40.00	NESW 35 25N 21E BLAINE					
3 80.00	S2SW 35 25N 21E BLAINE					

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
Total:	280.00					

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1956) APPEARS TO INDICATE 26 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 178-177 , DATED 10/05/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 156974-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455			
<b>Priority Date:</b>	JULY 24, 1893			
Type of Historical Right: FILED				
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	3.03 CFS			
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area: 2 - MODERATELY HIGH				
Maximum Acres:	80.00			
Source Name:	SUCTION CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
$\frac{\text{ID}}{1}$ Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County NENWSE 24 28N 21E BLAINE			
Period of Diversion: APRIL 1 TO NOVEMBER 1				
Diversion Means:	HEADGATE			
Period of Use:	APRIL 1 TO NOVEMBER 1			

### 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	40.00	SWSW	19	28N	22E BLAINE
2	40.00	NWNW	30	28N	22E BLAINE
Total:	80.00				

### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/06/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ROBERT AND AUDREY COX.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 11 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-27 , DATED 10/08/1980 , APPEARS TO INDICATE 3.8 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE POINT OF DIVERSION APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE SWNESE SEC 24 TWP 28N RGE 21E BLAINE COUNTY.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 156975-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	HARRY J LIDDLE 23660 BIRDTAIL RD CHINOOK, MT 59523				
	CAROLYN A LIDDLE 23660 BIRDTAIL RD CHINOOK, MT 59523				
Priority Date:	DECEMBER 3, 1913				
Type of Historical Right	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	4.55 CFS				
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	2 - MODERATELY HIGH				
Maximum Acres:	120.00				
Source Name:	COW CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
ID Govt I	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWNW 4 25N 21E BLAINE				
Period of Diversion Diversion Means:	: APRIL 1 TO NOVEMBER 1 HEADGATE				
Period of Use:	APRIL 1 TO NOVEMBER 1				

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	40.00	W2E2SW	4	25N	21E BLAINE
2	80.00	W2SW	4	25N	21E BLAINE
Total:	120.00				

#### Remarks:

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

144810-00 144811-00 156975-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 144809-00, 144810-00, 144811-00, 144812-00, 144813-00, 144814-00, 144815-00, 144816-00, 144817-00, 144818-00, 156975-00.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-35 , DATED 10/06/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 156975-00 Page 3 of 3

# **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 156976-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	MITCHELL RANCH 10480 MITCHELL RD CHINOOK, MT 59523
<b>Priority Date:</b>	JANUARY 1, 1900
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	2.00 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area:	2 - MODERATELY HIGH
Maximum Acres:	160.00
Source Name:	SUCTION CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Means of Diversion:
<u>ID</u> <u>Govt I</u>	
	NESESW 5 27N 22E BLAINE
	: APRIL 1 TO NOVEMBER 1
Diversion Means:	
Ditch Name:	SPENCER DITCHES (SEC 5)
2 Deried of Dimension	SENWNE 8 27N 22E BLAINE : APRIL 1 TO NOVEMBER 1
Diversion Means:	HEADGATE
Diversion Means. Ditch Name:	SPENCER DITCHES (SEC 8)
Period of Use:	APRIL 1 TO NOVEMBER 1

### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	80.00	W2SE	8	27N	22E	BLAINE
2	40.00	NWNE	17	27N	22E	BLAINE
3	40.00	NENW	17	27N	22E	BLAINE
Total:	160.00					

### **Remarks:**

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 27055-00, 156976-00, 156977-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE BLAINE COUNTY WATER RESOURCES SURVEY ( 1967 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-107 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156977-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	MITCHELL RANCH 10480 MITCHELL RD CHINOOK, MT 59523				
	JOHN HANCOCK MUTUAL LIFE INSURANCE CO 7900 SE 28TH ST SUITE 400 MERCER ISLAND, WA 98040				
Priority Date:	MAY 1, 1915				
Type of Historical Right	: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	6.06 CFS				
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	2 - MODERATELY HIGH				
Maximum Acres:	160.00				
Source Name:	SUCTION CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt 1</u>					
1 Poriod of Divorsion	SWSWSE 5 27N 22E BLAINE APRIL 1 TO NOVEMBER 1				
Diversion Means:	HEADGATE				

APRIL 25, 2014 40EJ 156977-00 Page 2 of 3

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

ID	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	Rge	<b>County</b>
2		SENWNE	8	27N	22E	BLAINE
Period of D	I TO NOVEM	IBER 1				
<b>Diversion</b> N	leans: HEADG	ATE				
Ditch Name	e: SPENC	ER DITCHE	S (SEC	; 8)		
Period of Use:	APRIL 1	TO NOVEM	IBER 1			

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1	40.00	SWSE	5	27N	22E BLAINE
2	40.00	SESW	5	27N	22E BLAINE
3	80.00	W2NE	8	27N	22E BLAINE
Total:	160.00				

### **Remarks:**

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

156977-00 27055-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 27055-00, 156976-00, 156977-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/05/2010, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY FORT BELKNAP INDIAN COMMUNITY.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-107 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE NESESW SEC 5 TWP 27N RGE 22E BLAINE COUNTY.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 156977-00 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 156978-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: ZANE POWELL 100 WILLOW RD CHINOOK, MT 59523

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: COW CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 01/19/2010.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 Ri	ght Number:	40EJ 1569	79-00	STATE	MENT C	OF CL	AIM
		Version:	1 ORI0	GINAL F	RIGHT		
			Status:	AC	TIVE		
<b>Owners:</b>		FORT BEL 656 AGEN HARLEM, I	CY MAIN	ST	NUMMC	NITY	
<b>Priority</b>	Date:	JANUARY	1, 1900				
Type of H	listorical Right	:USE					
Purpose(	use):	IRRIGATIC	N				
Ir	rigation Type:	FLOOD					
Flow Rat	e:	2.00 CFS					
*Volume:	*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED TH AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.						
	Climatic Area	2 - MODEF	RATELY H	lIGH			
Maximu	n Acres:	200.00					
Source N	ame:	SUCTION	CREEK				
Sourc	e Type:	SURF	FACE WA	TER			
Point of 1	Diversion and <b>N</b>	Means of Div	ersion:				
<u>ID</u> 1	<u>Govt 1</u>		<u>Qtr Sec</u> NWNW	<u>Sec</u> 30	<u>Twp</u> 28N		<u>County</u> BLAINE
	od of Diversion ersion Means:	: APRIL 1 T HEADGAT		/IBER 1			
Period of	Use:	APRIL 1 TO	O NOVEM	IBER 1			
Place of	Use:						
ID	<u>Acres</u> Govt I	<u>lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<u>County</u>
1	10.00	SW	/SWSW	29	28N	22E	BLAINE
2	20.00	Ν	12NENE	31	28N	22E	BLAINE
3	10.00	S	SENENE	31	28N	22E	BLAINE

### Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
4	10.00	NESENE	31	28N	22E BLAINE
5	20.00	S2SENE	31	28N	22E BLAINE
6	10.00	SESWNE	31	28N	22E BLAINE
7	80.00	E2SE	31	28N	22E BLAINE
8	40.00	E2W2SE	31	28N	22E BLAINE
Total:	200.00				

### **Remarks:**

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 08/12/1985.

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

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

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-27 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 156980-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	FORT BELKNAP INDIAN COMMUNITY 656 AGENCY MAIN ST HARLEM, MT 59526 9455				
<b>Priority Date:</b>	JANUARY 1, 1900				
Type of Historical Right	:USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
Flow Rate:	2.00 CFS				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	2 - MODERATELY HIGH				
Maximum Acres:	160.00				
Source Name:	SUCTION CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Means of Diversion:				
<u>ID</u> <u>Govt I</u>					
I	SWSWNE 30 28N 22E BLAINE				
	: APRIL 1 TO NOVEMBER 1				
<b>Diversion Means:</b>	HEADGATE				
2	NWNWNW 30 28N 22E BLAINE				
Period of Diversion	: APRIL 1 TO NOVEMBER 1				
<b>Diversion Means:</b>	HEADGATE				
Period of Use:	APRIL 1 TO NOVEMBER 1				

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	160.00	SE	30	28N	22E BLAINE
Total:	160.00				

#### Remarks:

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 46 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-27 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. THE BLAINE COUNTY WATER RESOURCES SURVEY ( 1967 ) IDENTIFIES THIS RIGHT AS A FILED APPROPRIATION.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 156981-00	STATEMENT C	DF CLAIM
	Version: 1 ORIC	GINAL RIGHT	
	Status:	ACTIVE	
Owners:	FORT BELKNAP INE 656 AGENCY MAIN HARLEM, MT 59526	ST	ΝΤΥ
<b>Priority Date:</b>	JANUARY 1, 1900		
Type of Historical Right	:USE		
Purpose(use):	IRRIGATION		
Irrigation Type:	FLOOD		
Flow Rate:	2.00 CFS		
*Volume:			ATER RIGHT SHALL NOT EXCEED THE ND BENEFICIAL USE.
Climatic Area	2 - MODERATELY H	IGH	
Maximum Acres:	240.00		
*Source Name:	UNNAMED TRIBUT	ARY OF SUCT	TION CREEK
Source Type:	SURFACE WA	TER	
Point of Diversion and M	Means of Diversion:		
ID Govt I	NESENE	<u>Sec</u> <u>Twp</u> 18 27N	RgeCounty22EBLAINE
	: APRIL 1 TO NOVEM	IBER 1	
Period of Use:	APRIL 1 TO NOVEM		
Place of Use:		~ _	
ID <u>Acres Govt I</u>	Lot Qtr Sec	<u>Sec</u> <u>Twp</u>	<u>Rge</u> <u>County</u>
1 80.00	W2SE	19 27N	22E BLAINE
2 160.00	E2W2	19 27N	22E BLAINE
Total: 240.00			

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-107 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 156982-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	ROBERT J COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	DUSTIN D HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241
	AUDREY E COX 24750 BARNEY OLSON RD CHINOOK, MT 59523
	VICKI HOFELDT 20495 BARNEY OLSON RD CHINOOK, MT 59523 9241 OWNER AUDREY E COX RETAINED. CONTRACT FOR DEED INTEREST. OWNER ROBERT J COX RETAINED. CONTRACT FOR DEED INTEREST.
Priority Date:	JANUARY 1, 1900
Type of Historical Right	: USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	4.55 CFS
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 2 - MODERATELY HIGH
Maximum Acres:	120.00

APRIL 25, 2014 40EJ 156982-00 Page 2 of 3

\*Source Name: UNNAMED TRIBUTARY OF SUCTION CREEK Source Type: SURFACE WATER ALSO KNOWN AS ROCK CREEK

Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1		SENENE	24	28N	21E	BLAINE
Period of Di	version: APRIL 1	TO NOVEN	/IBER 1			
<b>Diversion</b> M	leans: DIKE					
Period of Use:	APRIL 1	TO NOVEN	IBER 1			

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	<u>Twp</u>	Rge County
1	10.00	SWSESE	13	28N	21E BLAINE
2	20.00	E2SWSE	13	28N	21E BLAINE
3	40.00	NENE	24	28N	21E BLAINE
4	10.00	NESENE	24	28N	21E BLAINE
5	40.00	N2S2NW	19	28N	22E BLAINE
Total:	120.00				

### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 35 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-27 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 156982-00 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.

Water Right Number:	40EJ 156983-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	EAGLE WATCH INVESTMENTS INC 405 HIGH PARK WAY MISSOULA, MT 59803					
<b>Priority Date:</b>	OCTOBER 9, 1899					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
*Flow Rate:	6.06 CFS					
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	2 - MODERATELY HIGH					
Maximum Acres:	160.00					
Source Name:	SUCTION CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
$\underline{ID}_{4}$ <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NWNWNW 30 28N 22E BLAINE					
Period of Diversion	APRIL 1 TO NOVEMBER 1					
Diversion Means:	HEADGATE					
Period of Use:	APRIL 1 TO NOVEMBER 1					

### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	40.00	NWNE	30	28N	22E	BLAINE
2	40.00	NENW	30	28N	22E	BLAINE
3	80.00	S2NW	30	28N	22E	BLAINE
Total:	160.00					

#### **Remarks:**

INDIAN COMMUNITY.

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/12/2012, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY FORT BELKNAP

THE BLAINE COUNTY WATER RESOURCES SURVEY (1956) APPEARS TO INDICATE 111 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 378-027 , DATED 10/08/1980 APPEARS TO INDICATE 110 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF AVAILABLE DATA APPEARS TO INDICATE FEWER ACRES MAY HAVE BEEN IRRIGATED THAN HAS BEEN CLAIMED.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 Rig	ght Number:	40EJ 1569	984-00	STATE	MENT C	OF CL	AIM
		Version:	1 ORI0	GINAL F	RIGHT		
			Status:	AC	TIVE		
Owners:		FORT BEL 656 AGEN HARLEM,	CY MAIN	ST	IUMMC	NITY	
Priority I	Date:	MAY 6, 18	95				
Type of H	istorical Right	: FILED					
Purpose(	use):	IRRIGATIO	ON				
Ir	rigation Type:	FLOOD					
Flow Rat	e:	2.00 CFS					
*Volume:							RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
	Climatic Area	: 2 - MODEF	RATELY H	lIGH			
Maximun	n Acres:	160.00					
Source N	ame:	SUCTION	CREEK				
Sourc	е Туре:	SURI	FACE WA	TER			
Point of I	Diversion and <b>N</b>	Means of Div	version:				
<u>ID</u> 1	<u>Govt I</u>	N	<u>Qtr Sec</u> WSESE	<u>Sec</u> 30	<u>Twp</u> 28N		<u>County</u> BLAINE
	od of Diversion rsion Means:	HEADGA		IBER 1			
Period of		APRIL 1 T					
			ONOVEN				
*Place of U		at	Ota Soo	500	Trun	Das	Country
ID	<u>Acres</u> Govt I		<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		County
1	10.00	5	NW	5	27N		BLAINE
2 3	40.00 20.00	6 3	NW NENW	5 5	27N 27N		BLAINE BLAINE
3	20.00	3		5	27 IN	220	DLAINE

APRIL 25, 2014 40EJ 156984-00 Page 2 of 3

#### \*Place of Use:

ID	<u>Acres</u> Go	vt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
4	20.00	4	NWNWNW	5	27N	22E BLAINE
5	40.00	11	SENW	5	27N	22E BLAINE
6	20.00		N2NESW	5	27N	22E BLAINE
7	10.00		SENESW	5	27N	22E BLAINE
Total:	160.00					

#### **Remarks:**

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

156972-00 156984-00

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

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

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 156972-00, 156984-00.

THE BLAINE COUNTY WATER RESOURCES SURVEY ( 1967 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-27 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 156984-00 Page 3 of 3

### **IMPORTANT NOTICE**

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Water Right Number:	40EJ 1570	)24-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	THORSTA 22675 LLC LLOYD, M <sup>-</sup>	YD RD	-			
<b>Priority Date:</b>	JULY 26, 1	919				
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	S OF STO STEM. TH	CK DR HE FLC	INKING	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W	ATERING NIT. ANIM	PURP 1AL UN	OSES A	T THI	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	UNNAMED	TRIBUT	ARY C	F GAP	CREE	K
Source Type:	SURF	FACE WA	TER			
	ALSO KNO	OWN AS S	SPRING	G CREE	<	
*Point of Diversion and M	Means of Div	ersion:				
$\frac{\text{ID}}{1}$ Govt I	Lot	<u>Qtr Sec</u> N2	<u>Sec</u> 29	<u>Twp</u> 28N		<u>County</u> BLAINE
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</u> Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		N2	29	28N	19E	BLAINE

#### **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."

### **IMPORTANT NOTICE**

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Water Right Number:	40EJ 157038-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ZANE POWELL 100 WILLOW RD CHINOOK, MT 59523
<b>Priority Date:</b>	MAY 1, 1890
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	COW CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u> W2SE 22 27N 20E BLAINE
•	I: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
2	W2SW 26 27N 20E BLAINE
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
3	E2NE 27 27N 20E BLAINE
	1: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 157038-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

$\frac{\text{ID}}{4}$	<u>Govt Lo</u>	_	<u>Qtr Sec</u> IENESE		<u>Twp</u>		<u>County</u> BLAINE
•	f Diversion: 、	-				20E	DLAINE
Diversio	n Means:	LIVESTOC	CK DIRECT	FROM	I SOUF	CE	
5			W2NE	35	27N	20E	BLAINE
Period o	f Diversion:	JANUARY	1 TO DEC	EMBE	R 31		
Diversio	n Means:	LIVESTOC	K DIRECT	FROM	I SOUF	CE	
6			NENW	35	27N	20E	BLAINE
Period o	f Diversion: 、	JANUARY	1 TO DEC	EMBE	R 31		
Diversio	n Means:	LIVESTOC	K DIRECT	FROM	I SOUF	CE	
7			NWSE	35	27N	20E	BLAINE
Period o	f Diversion: 、	JANUARY	1 TO DEC	EMBE	R 31		
Diversio	n Means:	LIVESTOC	K DIRECT	FROM	I SOUF	CE	
8		5	S2SESE	35	27N	20E	BLAINE
Period o	f Diversion: 、	JANUARY	1 TO DEC	EMBE	R 31		
Diversio	n Means:	LIVESTOC	K DIRECT	FROM	I SOUF	CE	
Period of Use	: J	JANUARY	1 TO DEC	EMBEF	R 31		

\*Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		W2SE	22	27N	20E BLAINE
2		W2SW	26	27N	20E BLAINE
3		E2NE	27	27N	20E BLAINE
4		NENESE	27	27N	20E BLAINE
5		W2NE	35	27N	20E BLAINE
6		NENW	35	27N	20E BLAINE
7		NWSE	35	27N	20E BLAINE
8		S2SESE	35	27N	20E BLAINE

#### 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." APRIL 25, 2014 40EJ 157038-00 Page 3 of 3

# **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 157039-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE					
Owners:	ZANE POWELL 100 WILLOW RD CHINOOK, MT 59523					
Priority Date:	APRIL 1, 1914					
Type of Historical Right	:USE					
Purpose(use):	IRRIGATION					
Irrigation Type:	SPRINKLER/FLOOD					
*Flow Rate:	343.40 GPM					
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area:	2 - MODERATELY HIGH					
Maximum Acres:	20.20					
Source Name:	COW CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
ID Govt I 1	SWSWNW 26 27N 20E BLAINE					
Period of Diversion Diversion Means:	: MARCH 15 TO OCTOBER 15 PUMP					
2	NENENE 27 27N 20E BLAINE					
	: MARCH 15 TO OCTOBER 15 PUMP					

APRIL 25, 2014 40EJ 157039-00 Page 2 of 2

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

<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
3		SENENE	27	27N	20E BLAINE
Period of <b>E</b>	Diversion: MARCH	15 TO OCT	OBER	15	
<b>Diversion N</b>	Means: PUMP				
4		NESENE	27	27N	20E BLAINE
Period of Diversion: MARCH 15 TO OCTOBER 15					
<b>Diversion</b> N	Means: PUMP				
Period of Use:	MARCH	15 TO OCT	OBER	15	

\*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	4.00	W2SWNW	26	27N	20E BLAINE
2	2.50	NWNWSW	26	27N	20E BLAINE
3	13.70	E2NE	27	27N	20E BLAINE
Total:	20.20				

#### **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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 278-58 , DATED 10/07/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 157040-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT			
Owners:	Status: ACTIVE ZANE POWELL 100 WILLOW RD CHINOOK, MT 59523			
Priority Date:	APRIL 1, 1920			
Type of Historical Right	USE			
Purpose(use):	IRRIGATION			
Irrigation Type:	SPRINKLER/FLOOD			
*Flow Rate:	384.20 GPM			
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Areas	2 - MODERATELY HIGH			
Maximum Acres:	22.60			
Source Name:	COW CREEK SURFACE WATER			
Source Type:				
Point of Diversion and M				
ID Govt I	<u>.ot Qtr Sec Sec Twp Rge County</u> NESWSE 22 27N 20E BLAINE			
Period of Diversion: MARCH 15 TO OCTOBER 15				
<b>Diversion Means:</b>	PUMP			
	POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.			
Period of Use:	MARCH 15 TO OCTOBER 15			

### Place of Use:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1	15.50	SWSE	22	27N	20E	BLAINE
2	0.50	NENE	27	27N	20E	BLAINE
3	6.60	NWNE	27	27N	20E	BLAINE
Total:	22.60					

### **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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 15 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE. USDA AERIAL PHOTOGRAPH NO(S). 278-58, DATED 10/07/1980, APPEARS TO INDICATE 0.00

ACRES IRRIGATED.

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 157041-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	ZANE POWELL 100 WILLOW RD CHINOOK, MT 59523				
Priority Date:	DECEMBER 31, 1956				
*Type of Historical Right	USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	SPRINKLER/FLOOD				
*Flow Rate:	397.80 GPM				
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.				
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.				
Climatic Area	Climatic Area: 2 - MODERATELY HIGH				
Maximum Acres:	23.40				
Source Name:	COW CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and M	Aeans of Diversion:				
IDGovt I1Period of DiversionDiversion Means:	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWNE 35 27N 20E BLAINE : MARCH 15 TO OCTOBER 15 PUMP				
2 Period of Diversion Diversion Means:	NENENW 35 27N 20E BLAINE : MARCH 15 TO OCTOBER 15 PUMP				
	POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.				

APRIL 25, 2014 40EJ 157041-00 Page 2 of 2

> **Period of Use:** MARCH 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	<u>Twp</u>	<u>Rge</u> <u>County</u>
1	15.90	W2NE	35	27N	20E BLAINE
2	7.50	E2NW	35	27N	20E BLAINE
Total:	23.40				

### Remarks:

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THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 01/19/2010.

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.**

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 278-58, DATED 10/07/1980, APPEARS TO INDICATE 0.00 ACRES IRRIGATED. .....

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS **OR SUBBASINS AS WELL AS BEING 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 1573	00-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORIC	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	SAND CRE PO BOX 12 HAVRE, MT	280		;		
*Priority Date:	DECEMBEI	R 31, 195	5			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO STEM. TH	CK DR IE FLO	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE ECTLY FROM THE SOURCE, OR FROM A LIMITED TO THE MINIMUM AMOUNT TAIN THIS PURPOSE.
*Volume:	STOCK WA	ATERING NIT. ANIM	PURP IAL UN	OSES A ITS SH	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER BE BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	UNNAMED TRIBUTARY OF ALS CREEK					
Source Type:	SURF	ACE WA	TER			
*Point of Diversion and N	Aeans of Dive	ersion:				
<u>ID</u> <u>Govt I</u>	lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp		County
1		SWSE	29	27N	19E	BLAINE
Period of Diversion Diversion Means:	: JANUARY LIVESTOC	-	-	-		
2	LIVESTOC	SENE	31	27N		BLAINE
Period of Diversion	JANUARY				196	BEAINE
Diversion Means:	LIVESTOC	-	-	-	RCE	
3	SE	ESWNE	31	27N	19E	BLAINE
<b>Period of Diversion</b>	Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOC	K DIREC	T FRO	M SOUI	RCE	

APRIL 25, 2014 40EJ 157300-00 Page 2 of 3

#### \*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>			Rge	
4		NWNWSE	31	27N	19E	BLAINE
Period of I	Diversion: JANU	ARY 1 TO DE	CEMBE	ER 31		
<b>Diversion</b> I	Means: LIVES	STOCK DIREC	T FRO	M SOUI	RCE	
5		NESW	31	27N	19E	BLAINE
Period of <b>E</b>	Diversion: JANU	ARY 1 TO DE	CEMBE	ER 31		
<b>Diversion</b> I	Means: LIVES	STOCK DIREC	T FRO	M SOUI	RCE	
6		NWNWNE	32	27N	19E	BLAINE
Period of I	Diversion: JANU	ARY 1 TO DE	CEMBE	ER 31		
<b>Diversion</b> I	Means: LIVES	STOCK DIREC	T FRO	M SOUI	RCE	
7		SENENW	32	27N	19E	BLAINE
Period of I	Diversion: JANU	ARY 1 TO DE	CEMBE	ER 31		
<b>Diversion</b> I	Means: LIVES	STOCK DIREC	T FRO	M SOUI	RCE	
8		S2NW	32	27N	19E	BLAINE
Period of I	Diversion: JANU	ARY 1 TO DE	CEMBE	ER 31		
<b>Diversion</b> I	Means: LIVES	STOCK DIREC	T FRO	M SOUI	RCE	
Period of Use:	JANU	ARY 1 TO DEC	CEMBE	R 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		SWSE	29	27N	19E BLAINE
2		SENE	31	27N	19E BLAINE
3		SESWNE	31	27N	19E BLAINE
4		NWNWSE	31	27N	19E BLAINE
5		NESW	31	27N	19E BLAINE
6		NWNWNE	32	27N	19E BLAINE
7		SENENW	32	27N	19E BLAINE
8		S2NW	32	27N	19E BLAINE

#### 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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### **IMPORTANT NOTICE**

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Water Right Number:	40EJ 1573	801-00	STATE	MENT (	OF CL	AIM	
	Version:	1 ORI0	GINAL	RIGHT			
		Status:	AC	TIVE			
Owners:	SAND CRE PO BOX 12 HAVRE, M	280		;			
*Priority Date:	DECEMBER 31, 1955						
Type of Historical Right	:USE						
Purpose(use):	STOCK						
*Flow Rate:	CONSISTS DITCH SYS	S OF STO STEM. TH	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.	
*Volume:	STOCK W	ATERING NIT. ANIM	PURP 1AL UN	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER	
*Source Name:	UNNAMED	TRIBUT	ARY C	F ALS	CREE	K	
Source Type:	SURF	FACE WA	TER				
*Point of Diversion and N	<b>Jeans of Div</b>	ersion:					
<u>ID</u> <u>Govt I</u>		<u>Qtr Sec</u>	Sec	Twp		County	
1 Dericil (Direction	-	2SWNE	25 ОГМРГ	27N	18E	BLAINE	
Period of Diversion Diversion Means:	LIVESTO	-	-	-	RCE		
2	2.720100	SENW	30			BLAINE	
<b>Period of Diversion</b>	: JANUARY	1 TO DE	СЕМВЕ	ER 31			
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOU	RCE		
3		N2SE	30	27N	19E	BLAINE	
Period of Diversion		-	-	-	_		
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOU	RCE		

APRIL 25, 2014 40EJ 157301-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

ID	Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
4			NENESW	30	27N	19E	BLAINE
Perio	d of Diversion	: JANUA	RY 1 TO DE	CEMBE	R 31		
Diver	sion Means:	LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
Period of	Use:	JANUA	RY 1 TO DEC	CEMBE	R 31		
*Place of U	se:						
<u>ID</u>	<u>Acres</u> <u>Govt I</u>	<u>ot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1			SOS/WINE	25	27N	100	

		S2SWNE	25	27N	18E BLAINE
2	2	SENW	30	27N	19E BLAINE
3	3	N2SE	30	27N	19E BLAINE
4	1	NENESW	30	27N	19E BLAINE

#### **Remarks:**

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

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

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### **IMPORTANT NOTICE**

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Water Right	t Number:	40EJ 157	302-00	STATE	MENT C	OF CL	AIM
		Version:	1 ORI0	GINAL I	RIGHT		
			Status:	AC	TIVE		
Owners:		SAND CR PO BOX 1 HAVRE, M	280		;		
Priority Dat	te:	MARCH 2	0, 1902				
Type of Hist	torical Right	: FILED					
Purpose(use	e):	IRRIGATI	NC				
Irrig	ation Type:	FLOOD					
Flow Rate:		5.00 CFS					
*Volume:							RIGHT SHALL NOT EXCEED THE ENEFICIAL USE.
Cl	limatic Area	2 - MODE	RATELY H	lIGH			
Maximum A	Acres:	160.00					
*Source Nam	ne:	UNNAME	D TRIBUT	ARY O	F ALS (	CREE	к
Source 7	Гуре:	SUR	FACE WA	TER			
Point of Div	version and N	Means of Div	version:				
<u>ID</u> 1	<u>Govt I</u>	s	<u>Qtr Sec</u> WSESW	<u>Sec</u> 25	<u>Twp</u> 27N		<u>County</u> BLAINE
	of Diversion on Means:	HEADGA		/BER 1			
Diversi Period of Us		APRIL 1 T					
*Place of Use				G	т	ъ	
	<u>Acres Govt I</u>	<u>_ot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		County
	40.00		SENE	25 25	27N		BLAINE
	80.00 40.00	2	N2SE SWNW	25 30	27N 27N		BLAINE BLAINE
3 4	+0.00	2	3001000	50	27 IN	196	

APRIL 25, 2014 40EJ 157302-00 Page 2 of 2

#### \*Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
Total:	160.00					

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-53 , DATED 10/07/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PLACE OF USE 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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Water Right Number:	40EJ 157303-00	STATE	MENT O	DF CLAIM	
	Version: 1 OR	IGINAL F	RIGHT		
	Status:	AC	TIVE		
Owners:	SAND CREEK RAN PO BOX 1280 HAVRE, MT 59501				
<b>Priority Date:</b>	NOVEMBER 15, 19	06			
Type of Historical Rigl	ht: FILED				
Purpose(use):	IRRIGATION				
Irrigation Type	: FLOOD				
Flow Rate:	5.00 CFS				
*Volume:				ATER RIGHT SHALL NOT EXCEED	THE
Climatic Are	a: 2 - MODERATELY	HIGH			
Maximum Acres:	160.00				
*Source Name:	UNNAMED TRIBU	TARY O	F ALS C	CREEK	
Source Type:	SURFACE W	ATER			
Point of Diversion and	Means of Diversion:				
1	t Lot Qtr Sec SWSESW	25	<u>Twp</u> 27N	RgeCounty18EBLAINE	
Diversion Means:	n: APRIL 1 TO NOVE HEADGATE	MBER 1			
Period of Use:	APRIL 1 TO NOVE	MBER 1			
Place of Use: ID Acres Govt	Lot Qtr Sec	Sec	Twp	<u>Rge</u> <u>County</u>	
1 40.00 2 40.00	SWSE NESW	25 25	27N 27N	18E BLAINE 18E BLAINE	
3 80.00	S2SW	25 25	27N	18E BLAINE	
	52011				

#### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
Total:	160.00					

### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-53 , DATED 10/07/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 158246-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
Priority Date:	SEPTEMBER 1, 1938
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS DUNBAR CREEK
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>

1 SWSWNW 14 28N 19E BLAINE

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

*Reservoir:	ONSTREAM	Reservo	ir Name:	DUN	AR CREEK RES	SERVOIR
	<u>Govt Lot</u> SV	<u>Qtr Sec</u> VSWNW	<u>Sec</u> 14	<u>Twp</u> 28N	Rge <u>County</u> 19E BLAINE	
Diversio	on to Reservoir:	DIVERSI	ION # 1			
Dam He	eight:	13.00	FEET			
Depth:		10.00	FEET			
Surface	Area:	0.60	ACRES			
Capacit	y:	2.40	ACRE-F	EET		
	THE CAP DNRC.	ACITY, DA	AM HEIG	HT, AN	D SURFACE AR	EA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY	′ 1 TO DE	CEMBE	R 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	SV	VSWNW	14	28N	19E BLAINE	
	XAMINATION EPORT TO THI				ND NO SIGNIF	ICANT 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."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 158	247-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	JUDY A D 4045 BIRE CHINOOK	TAIL RD	3			
Priority Date:	MAY 1, 18	90				
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST: DITCH SY	S OF STO STEM. TH	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIM	PURP 1AL UN	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, I	JNNAME	) TRIB	UTARY	OF G	SAP CREEK
Source Type:	SUR	FACE WA	TER			
Point of Diversion and	Means of Div	version:				
ID Govt		<u>Qtr Sec</u> ENWNW	<u>Sec</u> 24	<u>Twp</u> 28N		<u>County</u> BLAINE
Period of Diversion	n: JANUARY	′ 1 TO DE	СЕМВЕ	ER 31		
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
Period of Use:	JANUARY	1 TO DEC	CEMBE	R 31		
Place of Use:						
ID Acres Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	N	ENWNW	24	28N	19E	BLAINE

#### 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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# 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 158248-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220			
Priority Date:	JANUARY 3, 1960			
Type of Historical Right	: FILED			
Purpose(use):	STOCK			
Flow Rate:	5.00 GPM			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	GROUNDWATER			
Source Type:	GROUNDWATER			
Point of Diversion and I	Means of Diversion:			
IDGovt I1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWNW 14 28N 19E BLAINE			
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 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	NWSWNW 14 28N 19E BLAINE			

**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 158	249-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	JAMES P 4045 BIRE CHINOOK	DTAIL RD	3 9220	I		
<b>Priority Date:</b>	MAY 1, 18	90				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST: DITCH SY	S OF STO STEM. TI	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIN Y AND HIS	PURP 1AL UN	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING,		) TRIB	UTARY	OF G	AP CREEK
Source Type:	SUR	FACE WA	TER			
	ALSO KNO	OWN AS N	NOTHE	RS SPF	RING	
Point of Diversion and I	Means of Div	version:				
IDGovt I1		<u>Qtr Sec</u> NESESE	<u>Sec</u> 14	<u>Twp</u> 28N		<u>County</u> BLAINE
Period of Diversion Diversion Means:	: JANUARY	-	-	-	RCE	
Period of Use:	JANUARY	1 TO DE	CEMBE	R 31		
Place of Use:						
ID <u>Acres</u> Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1	I	NESESE	14	28N	19E	BLAINE

#### 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 158250-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220				
<b>Priority Date:</b>	MAY 1, 1957				
*Type of Historical Right	t: FILED				
Purpose(use):	STOCK				
Flow Rate:	5.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
Point of Diversion and	Means of Diversion:				
<u>ID</u> <u>Govt</u>					
·	NESWNW 14 28N 19E BLAINE n: JANUARY 1 TO DECEMBER 31				
Diversion Means:	WELL				
Period of Use:	JANUARY 1 TO DECEMBER 31				
Place of Use:					
ID Acres Govt	Lot <u>Qtr Sec Sec Twp Rge County</u>				
1	NESWNW 14 28N 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.

158250-00 158252-00

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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# 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:	<b>40EJ 158251-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
Priority Date:	JUNE 1, 1914
Type of Historical Right	:USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
ID Govt 1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWNW 14 28N 19E BLAINE
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 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	NESWNW 14 28N 19E BLAINE

**Remarks:** 

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

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

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Water Right Number:	40EJ 1582 Version:	52-00 \$ 1 ORIC Status:	GINAL F		DF CLAIM		
Owners:	4045 BIRD	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220					
Priority Date:	MAY 1, 195	57					
Type of Historical Right	: FILED						
Purpose(use):	DOMESTIC	;					
Flow Rate:	5.00 GPM						
Volume:	1.00 AC-FT	-					
Households:	1						
Maximum Acres:	0.50						
Source Name:	GROUNDWATER						
Source Type:	GROUNDWATER						
Point of Diversion and Means of Diversion:							
$\frac{\mathbf{ID}}{1}$ Govt 1		<u>Qtr Sec</u> SWNW	<u>Sec</u> 14	<u>Twp</u> 28N	Rge County 19E BLAINE		
Period of Diversion: JANUARY 1 TO DECEMBER 31							
Diversion Means:	WELL JANUARY			24			
Period of Use:	JANUARI	I TO DEC		K 31			
Place of Use:	ot	Otr Soo	See	Twn	Dag County		
ID <u>Acres Govt I</u>		Qtr Sec	<u>Sec</u>	<u>Twp</u>	Rge County		
1 0.50 Total: 0.50	NE	SWNW	14	28N	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.

158250-00 158252-00

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 158253-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220			
Priority Date:	JULY 1, 1918			
Type of Historical Right	:USE			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	289.00 GPM			
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area: 2 - MODERATELY HIGH				
Maximum Acres:	17.00			
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS DUNBAR CREEK			
Point of Diversion and M	Means of Diversion:			
$\frac{ID}{1}$ Govt I	Lot <u>Qtr Sec Sec Twp Rge</u> County SWSWNW 14 28N 19E BLAINE			
•	: MARCH 15 TO OCTOBER 15			
Diversion Means:	HEADGATE			
Period of Use:	MARCH 15 TO OCTOBER 15			

APRIL 25, 2014 40EJ 158253-00 Page 2 of 2

#### \*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	17.00	W2W2SW	14	28N	19E BLAINE
Total:	17.00				

### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 158773-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: CODY POWELL PO BOX 505 CHINOOK, MT 59523

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF TIN CUP COULEE

Source Name: TIN CUP COULEE

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

#### **Remarks:**

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 01/22/2010.

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 158774-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	HOLLY GULLICKSON PO BOX 354 CHINOOK, MT 59523 0354			
<b>Priority Date:</b>	JANUARY 1, 1960			
Type of Historical Rig	nt: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Gov</u>	t Lot <u>Qtr Sec Sec Twp Rge</u> County NWSWSE 2 27N 19E BLAINE			
Period of Diversion	n: JANUARY 1 TO DECEMBER 31			

Diversion Means: DAM

APRIL 25, 2014 40EJ 158774-00 Page 2 of 2

*R	eservoir: ONS	STREAM				
	<u>Govt L</u>	ot <u>Qtr S</u> NWSWS	$\frac{\text{ec}}{\text{SE}} = \frac{\text{Sec}}{2}$	<u>Twp</u> 27N	Rge <u>County</u> 19E BLAINE	
	Diversion to Re	servoir: DIVE	RSION #	1		
	Dam Height:	13.0	0 FEET			
	Depth:	10.0	0 FEET			
	Surface Area:	1.0	0 ACRE	S		
	Capacity:	4.0	0 ACRE	-FEET		
		THE CAPACITY, DNRC.	DAM HE	ight, ai	ND SURFACE A	AREA HAVE BEEN ESTIMATED BY
Period of	of Use:	JANUARY 1 TO	DECEMB	ER 31		
*Place of	f Use:					
<u>ID</u>	<u>Acres</u> Govt L	ot Qtr S	ec <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1		NWSWS	SE 1	27N	19E BLAINE	
=		NATION OF TH T TO THE WAT			ND NO SIGNI	FICANT 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."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 158775-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221			
<b>Priority Date:</b>	JANUARY 1, 1932			
Type of Historical Rig	ht: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS WEST FORK GAP CREEK			
Point of Diversion and Means of Diversion:				
	t Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u>			
1	SWSWNW 26 28N 19E BLAINE			
Period of Diversion: JANUARY 1 TO DECEMBER 31				

**Diversion Means:** DAM

-----

*Reservoir: O	NSTREAM	Reservoi	ir Name:	GOOS	SE LA	KE
Gov	<u>rt Lot</u> SV	<u>Qtr Sec</u> VSWNW	<u>Sec</u> 26	<u>Twp</u> 28N	<u>Rge</u> 19E	<u>County</u> BLAINE
Diversion to	<b>Reservoir:</b>	DIVERSI	ON # 1			
Dam Height	•	13.00 F	FEET			
Depth:		10.00	FEET			
Surface Are	a:	6.00 /	ACRES			
Capacity:		24.00 /	ACRE-FI	EET		
	THE CAP/ DNRC.	ACITY, DA	M HEIG	HT, AN	ID SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY	1 TO DE	CEMBEF	R 31		
Place of Use:						
ID <u>Acres</u> Gov	<u>vt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1	SV	VSWNW	26	28N	19E	BLAINE
THE DNRC EXA ISSUES TO REPO	ORT TO THE	E WATEF	R COUR	T.		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."

# **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 158776-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221		
<b>Priority Date:</b>	JANUARY 1, 1958		
Type of Historical Righ	t: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK		
Source Type:	SURFACE WATER		
	ALSO KNOWN AS WEST FORK GAP CREEK		
Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u>			
1	5 NWSENE 27 28N 19E BLAINE		
Period of Diversion	n: JANUARY 1 TO DECEMBER 31		

**Diversion Means:** DAM

-----

*Reservoir: ONS	STREAM	Reservoi	ir Name:	KATH	YS	
<u>Govt I</u>	<u>Lot</u> 5 N	<u>Qtr Sec</u> WSENE	<u>Sec</u> 27	<u>Twp</u> 28N	<u>Rge</u> 19E	<u>County</u> BLAINE
Diversion to R	eservoir:	DIVERSI	ON # 1			
Dam Height:		11.00 F	FEET			
Depth:		8.00 F	FEET			
Surface Area:		1.80 /	ACRES			
Capacity:		5.76	ACRE-FI	EET		
	THE CAPA DNRC.	ACITY, DA	M HEIG	HT, AN	D SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY	1 TO DE	CEMBER	R 31		
Place of Use:						
ID <u>Acres</u> Govt I	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	5 N	WSENE	27	28N	19E	BLAINE
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 158777-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221				
<b>Priority Date:</b>	JANUARY 1, 1950				
Type of Historical Righ	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK				
Source Type:	SURFACE WATER				
Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>	Lot Qtr Sec Sec Twp Rge County NESENW 27 28N 19E BLAINE				

Ш	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>1 wp</u>	<u>kge</u>	County
1		NESENW	27	28N	19E	BLAINE
Per	iod of Diversion: J/	ANUARY 1 TO DE	CEMB	ER 31		
Div	ersion Means: D	AM				

*Reservoir: ON	STREAM	Reserv	oir Name:	BIGT	ROU	T DAM
<u>Govt </u> ]		<u>Qtr Sec</u> NESENW		<u>Twp</u> 28N	<u>Rge</u> 19E	<u>County</u> BLAINE
Diversion to R	eservoir:	DIVERS	SION # 1			
Dam Height:		13.00	FEET			
Depth:		10.00	FEET			
Surface Area:		5.00	ACRES			
Capacity:		20.00	ACRE-F	EET		
	BLAINE	COUNTY.				S2NENW SEC 27 TWP 28N RGE 19E
Period of Use:	JANUAR	Y 1 TO DE	ECEMBEI	R 31		
*Place of Use:						
ID Acres Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		S2NENW	27	28N	19E	BLAINE
2		NESENW	27	28N	19E	BLAINE
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR						

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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: Owners:	40EJ 158778-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD				
	CHINOOK, MT 59523 9221				
<b>Priority Date:</b>	JANUARY 1, 1932				
Type of Historical Righ	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS EGGEBRECHT DRAINAGE				
*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>	<u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
1	S2NW 2 27N 19E BLAINE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					
Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
2	NWSE 2 27N 19E BLAINE				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 158778-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt L</u>	ot		Sec		Rge	
3			SESE	2		19E	BLAINE
Period	of Diversion:	JANUARY	1 TO DE	CEMBE	ER 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FRO	M SOU	RCE	
4		2	NE	3	27N	19E	BLAINE
Period	of Diversion:	JANUARY	1 TO DE	CEMB	ER 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
5		7	NE	3	27N	19E	BLAINE
Period	of Diversion:	JANUARY	1 TO DEC	CEMB	ER 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FRO	M SOU	RCE	
6		8	NE	3	27N	19E	BLAINE
Period	of Diversion:	JANUARY	1 TO DE	CEMB	ER 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FRO	M SOU	RCE	
7		I	V2SENE	3	27N	19E	BLAINE
Period	of Diversion:	JANUARY	1 TO DE	CEMB	ER 31		
Diversi	on Means:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
8			W2SE	34	28N	19E	BLAINE
Period	of Diversion:	JANUARY	1 TO DEC	CEMB	ER 31		
Diversi	on Means:	LIVESTO		T FRO	M SOU	RCE	
Period of Us	e:	JANUARY	1 TO DEC	EMBE	R 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		S2NW	2	27N	19E BLAINE
2		NWSE	2	27N	19E BLAINE
3		SESE	2	27N	19E BLAINE
4	2	NE	3	27N	19E BLAINE
5	7	NE	3	27N	19E BLAINE
6	8	NE	3	27N	19E BLAINE
7		N2SENE	3	27N	19E BLAINE
8		W2SE	34	28N	19E BLAINE

#### **Remarks:**

Į....

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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/16/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY HOLLY GULLICKSON; ALISHA AND SYLER BURCHAM. A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 158779-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	HOLLY GULLICKSON PO BOX 354 CHINOOK, MT 59523 0354				
<b>Priority Date:</b>	JANUARY 1, 1932				
Type of Historical Righ	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS BLACK CAT DRAINAGE				
*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt</u>					
1 Deviad of Dimension	SWNW 1 27N 19E BLAINE n: JANUARY 1 TO DECEMBER 31				
Diversion Means:					
2	7 NE 2 27N 19E BLAINE				
	n: JANUARY 1 TO DECEMBER 31				

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 158779-00 Page 2 of 3

<u>ID</u>	<u>Govt L</u>	<u>ot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
3		8	NE	2	27N	19E	BLAINE
Period of	f Diversion:	JANUARY	1 TO DEC	CEMBE	ER 31		
Diversion	n Means:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
4		Ν	IESENE	2	27N	19E	BLAINE
Period of	f Diversion:	JANUARY	1 TO DEC	CEMBE	ER 31		
Diversion	n Means:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
5		4	NW	2	27N	19E	BLAINE
Period of	f Diversion:	JANUARY	1 TO DEC	CEMBE	ER 31		
Diversion	n Means:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
6		5	NW	2	27N	19E	BLAINE
Period of	f Diversion:	JANUARY	1 TO DEC	CEMBE	ER 31		
Diversion	n Means:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
7		6	NW	2	27N	19E	BLAINE
Period of	f Diversion:	JANUARY	1 TO DEC	CEMBE	ER 31		
Diversion	n Means:	LIVESTO	CK DIREC	T FRO	M SOUI	RCE	
8			SWSW	35	28N	19E	BLAINE
Period of	f Diversion:	JANUARY	1 TO DEC	CEMBE	ER 31		
Diversion	n Means:	LIVESTO		T FRO	M SOUI	RCE	
Period of Use	:	JANUARY	1 TO DEC	EMBE	R 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		SWNW	1	27N	19E BLAINE
2	7	NE	2	27N	19E BLAINE
3	8	NE	2	27N	19E BLAINE
4		NESENE	2	27N	19E BLAINE
5	4	NW	2	27N	19E BLAINE
6	5	NW	2	27N	19E BLAINE
7	6	NW	2	27N	19E BLAINE
8		SWSW	35	28N	19E BLAINE

#### **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 OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON FEDERAL LANDS. A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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:	<b>40EJ 158780-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221
<b>Priority Date:</b>	JANUARY 1, 1949
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	GAP CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
ID Govt	SESWSE 23 28N 19E BLAINE
Period of Diversion	n: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

APRIL 25, 2014 40EJ 158780-00 Page 2 of 2

*Reservoir: ONST	REAM				
<u>Govt Lo</u>	<u>t</u> <u>Qtr Sec</u> SESWSE	<u>Sec</u> 23	<u>Twp</u> <u>1</u> 28N 1	<u>Rge</u> <u>C</u> 9E B	<u>County</u> JLAINE
Diversion to Res	ervoir: DIVERS	SION # 1			
Dam Height:	10.00	FEET			
Depth:	8.00	FEET			
Surface Area:	0.25	ACRES			
Capacity:	0.80	ACRE-FE	EET		
	THE CAPACITY, D DNRC.	AM HEIG	HT, AND	SURF	FACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO D	ECEMBEF	31		
Place of Use:					
ID <u>Acres</u> Govt Lo	t <u>Qtr Sec</u>	Sec	Twp 1	<u>Rge</u> <u>C</u>	<u>County</u>
1	SESWSE	23	28N <sup>2</sup>	9E BI	LAINE
THE DNRC EXAMIN ISSUES TO REPORT				D NO	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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 158781-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221
<b>Priority Date:</b>	JANUARY 1, 1958
Type of Historical Rig	ht: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	GAP CREEK
Source Type:	SURFACE WATER
Point of Diversion and	l Means of Diversion:
	t Lot <u>Qtr Sec Sec Twp Rge County</u>
1	SENENE 26 28N 19E BLAINE
Period of Diversion	on: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

-----

*Reservoir: ONS	STREAM Reserv	voir Name	: DRIV	'EWAY		
<u>Govt L</u>	Lot Qtr Se SENEN	$\frac{c}{26}$	<u>Twp</u> 28N	Rge County 19E BLAINE		
Diversion to Re	eservoir: DIVER	SION # 1				
Dam Height:	13.00	FEET				
Depth:	10.00	FEET				
Surface Area:	0.50	ACRES				
Capacity:	2.00	ACRE-F	EET			
	THE CAPACITY, I DNRC.	DAM HEIC	GHT, AN	ND SURFACE AI	REA HAVE BEEN ESTIMATED B'	Y
Period of Use:	JANUARY 1 TO D	ECEMBE	R 31			
Place of Use:						
<u>ID</u> <u>Acres</u> <u>Govt L</u>	Lot Qtr Se	<u>c Sec</u>	Twp	<u>Rge</u> <u>County</u>		
1	SENEN	E 26	28N	19E BLAINE		
THE DNRC EXAMI ISSUES TO REPOR				ND NO SIGNII	FICANT 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.

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Water Right Number:	40EJ 158782-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SYLER BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
	ALISHA_BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
<b>Priority Date:</b>	APRIL 1, 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County SWSESE 35 28N 19E BLAINE

**Period of Diversion:** JANUARY 1 TO DECEMBER 31 **Diversion Means:** DAM 5

*Reservoir: ONSTREAM	Reservo	oir Name	: LOUI	IS J
Govt Lot	<u>Qtr Sec</u> W2SESE		<u>Twp</u> 28N	Rge County 19E BLAINE
<b>Diversion to Reservoir:</b>	DIVERS	ION # 1		
Dam Height:	11.00	FEET		
Depth:	8.00	FEET		
Surface Area:	0.60	ACRES		
Capacity:	1.92	ACRE-F	EET	
THE CA DNRC.	PACITY, D	AM HEIG	GHT, AN	ND SURFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: JANUA	RY 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	W2SESE	35	28N	19E BLAINE
THE DNRC EXAMINATIO ISSUES TO REPORT TO T				JND NO 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.

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Water Right Number:	40EJ 158783-00 STATEMENT OF CLAIM						
	Version: 1 ORIGINAL RIGHT						
	Status: ACTIVE						
Owners:	SYLER BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468						
	ALISHA BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468						
<b>Priority Date:</b>	APRIL 1, 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.						
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.						
Source Name:	UNNAMED TRIBUTARY OF GAP CREEK						
Source Type:	SURFACE WATER						
Point of Diversion and Means of Diversion:							
<u>ID</u> <u>Govt</u>							
1 Poriod of Divorsion	NWNWSE 35 28N 19E BLAINE 1: JANUARY 1 TO DECEMBER 31						
I CITOU OI DIVEISIOI							

**Diversion Means:** DAM

*Reservoir: ONS	STREAM	Reservo	ir Name:	STUC	K IN	THE MUD
<u>Govt I</u>	Lot Q NW	<u>Qtr Sec</u> NWSE	<u>Sec</u> 35	<u>Twp</u> 28N	<u>Rge</u> 19E	<u>County</u> BLAINE
Diversion to R	eservoir: D	IVERSI	ON # 1			
Dam Height:		13.00	FEET			
Depth:		10.00	FEET			
Surface Area:		0.50	ACRES			
Capacity:		2.00	ACRE-FI	EET		
	THE CAPAC DNRC.	NTY, DA	AM HEIG	HT, AN	ID SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1	TO DE	CEMBEF	R 31		
Place of Use:						
ID <u>Acres Govt I</u>	Lot (	<u> Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1	NW	NWSE	35	28N	19E	BLAINE
THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.						

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

Version:       1 - ORIGINAL RIGHT Status:       ACTIVE         Owners:       ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RANCH 220 BIRDTAIL RANCH 200 BIR	Water Right Number:	40EJ 158784-00 STATEMENT OF CLAIM			
Owners:       ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221         Priority Date:       JANUARY 1, 1932         Type of Historical Right: USE       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         *Source Name:       UNNAMED TRIBUTARY OF GAP CREEK Source Type:         *Source Type:       SURFACE WATER         *Point of Diversion and Wears of Diversion:       UNF See Sec Twp Reg County		Version: 1 ORIGINAL RIGHT			
BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221         Priority Date:       JANUARY 1, 1932         Type of Historical Right:       USE         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         *Source Name:       UNNAMED TRIBUTARY OF GAP CREEK SOURCE.         *Source Type:       SURFACE WATER         *Point of Diversion and WEINS OF DIversion:       SURFACE WATER		Status: ACTIVE			
Type of Historical Right: USE         Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         *Source Name:       UNNAMED TRIBUTARY OF GAP CREEK         Source Type:       SURFACE WATER         *Source Name:       GAP CREEK         Source Type:       SURFACE WATER         *Point of Diversion and Wears of Diversion:       ID         ID       Govt Lot       Qtr See See Twp Rge County	Owners:	BIRDTAIL RANCH 4220 BIRDTAIL RD			
Purpose(use):       STOCK         *Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         *Source Name:       UNNAMED TRIBUTARY OF GAP CREEK Source Type:         Source Type:       SURFACE WATER         *Point of Diversion and Means of Diversion: <u>UN Govt Lot         UD       <u>Out See Sec Twp Rge County</u> </u>	Priority Date:	JANUARY 1, 1932			
*Flow Rate:       A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         *Source Name:       UNNAMED TRIBUTARY OF GAP CREEK Source Type:         SOURCE Name:       GAP CREEK SOURCE WATER         *Point of Diversion and Means of Diversion:       UN Rate Sec Twp Rge County	Type of Historical Right	: USE			
CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.         *Volume:       THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         *Source Name:       UNNAMED TRIBUTARY OF GAP CREEK         Source Type:       SURFACE WATER         *Source Type:       SURFACE WATER         *Point of Diversion and Means of Diversion: <u>Ut See See Twp Rge County</u>	Purpose(use):	STOCK			
STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.         *Source Name:       UNNAMED TRIBUTARY OF GAP CREEK SOURCE WATER         *Source Type:       SURFACE WATER         *Source Type:       SURFACE WATER         *Point of Diversion and Weans of Diversion:       UN Res         ID       Govt Lot       Qtr Sec       Twp       Rge       County	*Flow Rate:	CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT			
Source Type:       SURFACE WATER         *Source Name:       GAP CREEK         Source Type:       SURFACE WATER         *Point of Diversion and Means of Diversion:       ID         Govt Lot       Qtr Sec       Sec       Twp         Rge       County	*Volume:	STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER			
*Source Name: GAP CREEK Source Type: SURFACE WATER *Point of Diversion and Means of Diversion: <u>ID Govt Lot Qtr Sec Sec Twp Rge County</u>	*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:     SURFACE WATER       *Point of Diversion and Means of Diversion:     ID       Govt Lot     Qtr Sec     Sec     Twp     Rge     County	Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion: <u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>	*Source Name:	GAP CREEK			
ID         Govt Lot         Qtr Sec         Sec         Twp         Rge         County	Source Type:	SURFACE WATER			
	*Point of Diversion and Means of Diversion:				
1 3 NW 1 27N 19E BLAINE Source Name: GAP CREEK	•				
Period of Diversion: JANUARY 1 TO DECEMBER 31					

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 158784-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

ID	<u>Govt L</u>		<u>Qtr Sec</u>	Sec	Twp		County
2		5	NW	1	27N	19E	BLAINE
Source Nar		GAP CRE	<b>_</b>				
Period of D							
<b>Diversion</b> N	Means:	LIVESTO					
3		6	NW	1	27N	19E	BLAINE
Source Nar	ne:	GAP CRE	EK				
Period of D	Diversion:	JANUARY	' 1 TO DEC	CEMBE	ER 31		
<b>Diversion</b> N	Means:	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
4			S2NW	1	27N	19E	BLAINE
Source Nar	ne:	GAP CRE	EK				
Period of D	Diversion:	JANUARY	' 1 TO DEC	CEMBE	ER 31		
<b>Diversion</b> N	Means:	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
5			N2SW	1	27N	19E	BLAINE
Source Nar	ne:	GAP CRE	EK				
Period of D	Diversion:	JANUARY	' 1 TO DEC	CEMBE	ER 31		
<b>Diversion</b>	Means:	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
6			SESW	1	27N	19E	BLAINE
Source Nar	ne:	GAP CRE	EK				
Period of D	Diversion:	JANUARY	' 1 TO DEC	CEMBE	ER 31		
<b>Diversion</b>	Means:	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
7			N2	26	28N	19E	BLAINE
*Source Nar	ne:	UNNAME	D TRIBUTA	ARY O	F GAP (	CREE	K
Period of D	Diversion:	JANUARY	' 1 TO DEC	CEMBE	ER 31		
<b>Diversion</b> N	Means:	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
8		1	NENE	27	28N	19E	BLAINE
*Source Nar	ne:	UNNAME		ARY O	F GAP (	CREE	К
Period of D	Diversion:	JANUARY	' 1 TO DEC	CEMBE	ER 31		
<b>Diversion</b> N	Means:	LIVESTO	CK DIREC	T FRO	M SOUF	RCE	
eriod of Use:		JANUARY	1 TO DEC	EMBE	R 31		

Period of Use:

\*Place of Use: ID Acres Govt Lot Qtr Sec Sec <u>Twp</u> <u>Rge</u> <u>County</u> 1 3 NW 1 27N 19E BLAINE 2 5 NW 1 27N 19E BLAINE 3 6 NW 1 27N 19E BLAINE 4 S2NW 27N 19E BLAINE 1 N2SW 27N 19E BLAINE 5 1 6 SESW 1 27N 19E BLAINE 7 N2 26 28N 19E BLAINE 8 1 NENE 27 28N 19E BLAINE

#### **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 OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON FEDERAL LANDS.

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

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 158785-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE				
Owners:	SYLER BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468				
	ALISHA_BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468				
Priority Date:	JANUARY 1, 1932				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS DARLAS SPRING				
Point of Diversion and Means of Diversion:					
$\frac{\text{ID}}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge County</u> SWSENW 1 27N 19E BLAINE				
1	I JANUARY 1 TO DECEMBER 31				
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				

#### Place of Use:

ID	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SWSENW	1	27N	19E BLAINE

#### **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."

#### **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 158786-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221				
<b>Priority Date:</b>	JANUARY 1, 1932				
Type of Historical Rig	ht: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS WEST FORK GAP CREEK				
*Point of Diversion and Means of Diversion:					
	<u>t Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>				
1	S2S2NW 26 28N 19E BLAINE				
Period of Diversi Diversion Means	on: JANUARY 1 TO DECEMBER 31 : LIVESTOCK DIRECT FROM SOURCE				
2	SESWSE 26 28N 19E BLAINE				
<u> </u>					

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 158786-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

ID **Govt Lot** Otr Sec Sec Twp **Rge** County 3 W2W2SE 26 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** N2N2SW 26 28N **19E BLAINE** 4 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE SENESW 26 5 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE **19E BLAINE** 6 5 N2SENE 27 28N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 N2SWNE 27 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** SENW 27 28N **19E BLAINE** 8 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** S2SWNE 28 28N 19E BLAINE 9 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 10 S2SENW 28 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 11 N2N2SE 28 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 12 NENE 35 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 13 NENWNE 35 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 14 NESENE 35 28N 19E BLAINE 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:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		S2S2NW	26	28N	19E BLAINE
2		SESWSE	26	28N	19E BLAINE
3		W2W2SE	26	28N	19E BLAINE
4		N2N2SW	26	28N	19E BLAINE
5		SENESW	26	28N	19E BLAINE
6	5	N2SENE	27	28N	19E BLAINE

APRIL 25, 2014 40EJ 158786-00 Page 3 of 3

\*Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
7		N2SWNE	27	28N	19E BLAINE
8		SENW	27	28N	19E BLAINE
9		S2SWNE	28	28N	19E BLAINE
10		S2SENW	28	28N	19E BLAINE
11		N2N2SE	28	28N	19E BLAINE
12		NENE	35	28N	19E BLAINE
13		NENWNE	35	28N	19E BLAINE
14		NESENE	35	28N	19E BLAINE

#### **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."

#### **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 158787-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
0					
Owners:	SYLER BURCHAM PO BOX 468				
	BIG SANDY, MT 59520 0468				
	ALISHA BURCHAM				
	PO BOX 468				
	BIG SANDY, MT 59520 0468				
<b>Priority Date:</b>	JANUARY 1, 1932				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE				
	CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT				
	HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR				
	STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER				
	ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER				
	SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF HEDGES CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS BOBS COULEE AND EAST BRANCH OF HEDGES CREEK				
Point of Diversion and Means of Diversion:					
$\frac{\text{ID}}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge</u> County SWSWSW 3 27N 19E BLAINE				
Period of Diversion	I JANUARY 1 TO DECEMBER 31				
	LIVESTOCK DIRECT FROM SOURCE				

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SWSWSW	3	27N	19E BLAINE

#### Remarks:

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

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

THE CLAIMED PLACE OF USE COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE SOURCE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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

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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 158	788-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	ROBERT BIRDTAIL 4220 BIRI CHINOOK	RANCH DTAIL RD				
<b>Priority Date:</b>	JANUARY	1, 1932				
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
Flow Rate:	20.00 GPN	N				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING,		) TRIE	BUTARY	OF G	SAP CREEK
Source Type:	GRC	UNDWAT	ER			
	ALSO KN	OWN AS N	/INNO	W ROC	K	
Point of Diversion and	Means of Div	version:				
ID Govt		<u>Qtr Sec</u> WNWSE	<u>Sec</u> 27	<u>Twp</u> 28N		<u>County</u> BLAINE
Period of Diversion Diversion Means:	n: JANUARY DEVELOR	( 1 TO DE PED SPRI	CEMBI NG	ER 31	-	/EANS OF DIVERSION.
Period of Use:	JANUARY	1 TO DEC	СЕМВЕ	ER 31		
Place of Use:						
ID <u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>
1	5 N	WSENE	27	28N	19E	BLAINE

#### 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."

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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 158789-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221			
Priority Date:	JANUARY 1, 1932			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS MICK'S			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1	SENESW 26 28N 19E BLAINE			
	n: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SENESW	26	28N	19E BLAINE

#### **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."

#### **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 158790-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221			
<b>Priority Date:</b>	JANUARY 1, 1932			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS PAZMA			
*Point of Diversion and	*Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u>				
-	NESWNW 28 28N 19E BLAINE n: JANUARY 1 TO DECEMBER 31			
renou of Diversio				

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

#### \*Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NESWNW	28	28N	19E BLAINE

#### 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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/18/2010 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY THORSTAD RANCH INC.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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.

# 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 158791-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221		
<b>Priority Date:</b>	JANUARY 1, 1932		
Type of Historical Righ	it: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK		
Source Type:	SURFACE WATER		
	ALSO KNOWN AS ANGEL'S		
Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u>			
1	SENWNW 35 28N 19E BLAINE		
Period of Diversio	n: JANUARY 1 TO DECEMBER 31		

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Place of Use:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1		SENWNW	35	28N	19E BLAINE

#### **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 OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON FEDERAL LANDS.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 158792-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	SYLER BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
	ALISHA BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
Priority Date:	JANUARY 1, 1959
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS HELEN'S SPRING
Point of Diversion and I	Means of Diversion:
$\underline{ID}_{4}$ <u>Govt</u>	
Pariad of Diversion	SESWSE 3 27N 19E BLAINE I: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
<b>B</b> I I 411	

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SESWSE	3	27N	19E BLAINE

#### **Remarks:**

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

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

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Water Right Number:	40EJ 158793-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SYLER BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
	ALISHA_BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
<b>Priority Date:</b>	JANUARY 1, 1954
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS HERDEGEN SPRING
*Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	7 SENWNE 3 27N 19E BLAINE
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	

#### \*Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1	7	SENWNE	3	27N	19E BLAINE

#### **Remarks:**

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:	40EJ 158794-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221	
<b>Priority Date:</b>	JANUARY 1, 1959	
Type of Historical Righ	t: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK	
Source Type:	SURFACE WATER	
	ALSO KNOWN AS CASTLE ROCK	
Point of Diversion and Means of Diversion:		
<u>ID</u> <u>Govt</u>		
1	NENESE 28 28N 19E BLAINE n: JANUARY 1 TO DECEMBER 31	
	LIVESTOCK DIRECT FROM SOURCE	
Diversion means.		

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NENESE	28	28N	19E BLAINE

#### 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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# 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 158795-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221
*Priority Date:	APRIL 27, 1982
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.
*Type of Historical Right	: FILED
Purpose(use):	STOCK
Flow Rate:	15.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	GROUNDWATER
	ALSO KNOWN AS KATHY KAY'S
Point of Diversion and N	Aeans of Diversion:
ID Govt I	
1 • • • • • •	SWNWNW 26 28N 19E BLAINE
Diversion Means:	: JANUARY 1 TO DECEMBER 31 PIT
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS MANMADE PIT.

*Reservoir: OFF	STREAM Reser	voir Name	: KATH	'HY KAY'S	
<u>Govt I</u>	Lot <u>Qtr Se</u> SWNWNV		<u>Twp</u> 28N	<u>Rge</u> <u>County</u> 19E BLAINE	
Diversion to R	eservoir: DIVER	SION # 1			
Depth:	8.00	FEET			
Surface Area:	0.10	ACRES			
Capacity:	0.40	ACRE-F	FEET		
	THE CAPACITY, ESTIMATED BY I		1 DEPTI	TH, AND SURFACE AREA HAVE BEEN	N
Period of Use:	JANUARY 1 TO E	DECEMBE	R 31		
Place of Use:					
ID <u>Acres</u> Govt I	Lot Qtr Se	ec <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1	SWNWN	V 26	28N	19E BLAINE	
THE DNRC EXAM ISSUES TO REPOR				UND NO SIGNIFICANT FACTS, DA	TA, 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.

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Water Right Number:	40EJ 158796-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221					
*Priority Date:	APRIL 27, 1982					
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*Type of Historical Right	: FILED					
Purpose(use):	STOCK					
Flow Rate:	15.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK					
Source Type:	GROUNDWATER					
	ALSO KNOWN AS BOB J'S BEST					
Point of Diversion and I	Means of Diversion:					
ID Govt 1	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>					
1	NENESW 26 28N 19E BLAINE					
	: JANUARY 1 TO DECEMBER 31					
Diversion Means:						
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		NENESW	26	28N	19E BLAINE

#### **Remarks:**

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Water Right Number:	40EJ 158797-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	SYLER BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
	ALISHA_BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
Priority Date:	JANUARY 1, 1946
Type of Historical Right	: USE
Purpose(use):	STOCK
Flow Rate:	15.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	GROUNDWATER ALSO KNOWN AS A PINE'S
*Point of Diversion and I	Means of Diversion:
IDGovt I1Period of DiversionDiversion Means:	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NENESW 6 27N 20E BLAINE n: JANUARY 1 TO DECEMBER 31 PIT
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS MANMADE PIT.

*F	Reservoir:	ONSTREAM	Reservo	ir Name	: A PIN	VE'S	
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NENESW	<u>Sec</u> 6	<u>Twp</u> 27N	<u>Rge</u> 20E	<u>County</u> BLAINE
	Depth:	n to Reservoir:	DIVERSI 8.00	FEET			
	Surface A Capacity			ACRES ACRE-F	EET		
			PACITY, M/ TED BY DN		I DEPT	H, AN	D SURFACE AREA HAVE BEEN
Period	of Use:	JANUAF	RY 1 TO DE	CEMBE	R 31		
*Place o	of Use:						
<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			NENESW	6	27N	20E	BLAINE
-		XAMINATION EPORT TO TH				ND N	O SIGNIFICANT FACTS, DATA, OR

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Water Right Number:	40EJ 158	798-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	HOLLY G PO BOX 3 CHINOOK	54				
Priority Date:	JUNE 1, 1	958				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST DITCH SY	S OF STO STEM. TH	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING,		) TRIB	UTARY	OF G	AP CREEK
Source Type:	SUR	FACE WA	TER			
	ALSO KNO	OWN AS S	SWEET	WATE	R	
Point of Diversion and I	Means of Div	version:				
IDGovt I1		<u>Qtr Sec</u> SESWSE	<u>Sec</u> 34	<u>Twp</u> 28N		<u>County</u> BLAINE
Period of Diversion Diversion Means:	I: JANUAR) LIVESTO	-	-	-	RCE	
Period of Use:	JANUARY	1 TO DEC	СЕМВЕ	R 31		
Place of Use:						
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	S	SESWSE	34	28N	19E	BLAINE

#### Remarks:

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

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Water Right Number:	40EJ 158799-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221				
*Priority Date:	MAY 23, 1972				
Type of Historical Right	t: FILED				
Purpose(use):	STOCK				
Flow Rate:	5.00 GPM				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	GROUNDWATER				
Source Type:	GROUNDWATER				
	ALSO KNOWN AS NOT SO DEEP HOG WELL				
Point of Diversion and I	Means of Diversion:				
ID Govt 1	NENESW 26 28N 19E BLAINE				
Period of Diversion Diversion Means:	n: JANUARY 1 TO DECEMBER 31 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</u> <u>County</u>				
1	NENESW 26 28N 19E BLAINE				

#### **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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 158800-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221					
<b>Priority Date:</b>	JUNE 1, 1932					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
Flow Rate:	8.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK					
Source Type:	GROUNDWATER					
	ALSO KNOWN AS BETTY'S RESERVE					
Point of Diversion and I	Means of Diversion:					
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$	5 NESENE 27 28N 19E BLAINE					
	a: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>						
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	5 NESENE 27 28N 19E BLAINE					

#### **Remarks:**

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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 CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 158800-00, 158810-00.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 158801-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221
<b>Priority Date:</b>	JANUARY 1, 1932
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS INDIAN ROCK GLORY HOLE
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	SESWNW 1 27N 19E BLAINE
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SESWNW	1	27N	19E BLAINE

#### 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 OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON FEDERAL LANDS.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING 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 158	802-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	HOLLY G PO BOX 3 CHINOOK	54				
Priority Date:	JUNE 1, 1	958				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST: DITCH SY	S OF STO STEM. TH	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
*Source Name:	SPRING,		) TRIB	UTARY	OF G	SAP CREEK
Source Type:	SUR	FACE WA	TER			
	ALSO KNO	OWN AS E	DEER H	IILL		
Point of Diversion and I	Means of Div	version:				
$\frac{\text{ID}}{1}$ Govt		<u>Qtr Sec</u> ESWSW	<u>Sec</u> 34	Twp		<u>County</u> BLAINE
Period of Diversion	-		-	28N -R 31	19E	BLAINE
Diversion Means:	LIVESTO	-	-	-	RCE	
Period of Use:	JANUARY	1 TO DEC	CEMBE	R 31		
Place of Use:						
ID <u>Acres Govt 1</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	4 S	ESWSW	34	28N	19E	BLAINE

#### **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 158803-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ALISHA_BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
	SYLER BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
Priority Date:	JANUARY 1, 1932
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS GEM STONE
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	NESENE 35 28N 19E BLAINE
	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	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NESENE	35	28N	19E BLAINE

#### **Remarks:**

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

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# 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 158804-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE			
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221			
Priority Date:	JANUARY 1, 1932			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS WEST FORK GAP CREEK			
*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> SESENW 26 28N 19E BLAINE n: JANUARY 1 TO DECEMBER 31			

**Diversion Means:** DAM

-----

Govt Lot Qtr S2SE		<u>Sec</u> 26	<u>Twp</u> 28N	<u>Rge</u> 19E	<u>County</u> BLAINE
<b>Diversion to Reservoir:</b> DIVE	ERSI	ON # 1			
Dam Height: 13.	00 F	FEET			
<b>Depth:</b> 10.	00 F	FEET			
Surface Area: 1.	00 A	ACRES			
Capacity: 4.	00 A	ACRE-FE	ET		
THE CAPACITY DNRC.	Υ, DA	M HEIGI	HT, AN	ID SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: JANUARY 1 TC	DEC	CEMBER	31		
*Place of Use:					
ID Acres Govt Lot Qtr	Sec	<u>Sec</u>	Twp	Rge	County
1 S2SE	NW	26	28N	19E	BLAINE
THE DNRC EXAMINATION OF T ISSUES TO REPORT TO THE WA				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.

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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: Owners:	40EJ 158805-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE ROBERT J HERDEGEN			
owners.	BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221			
Priority Date:	JANUARY 1, 1932			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS BIRDTAIL CREEK			
*Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1	4 NW 1 27N 19E BLAINE			
	n: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			
2	5 NW 1 27N 19E BLAINE			
Period of Diversion: JANUARY 1 TO DECEMBER 31				

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 158805-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

**Govt Lot** ID Qtr Sec Sec Twp **Rge** County 3 1 NENE 2 27N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** N2NE 33 28N 19E BLAINE 4 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 5 W2SWNE 33 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE **19E BLAINE** 6 N2N2 34 28N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 7 NENW 35 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 8 NWNW 35 28N **19E BLAINE** Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** NESENW 35 28N 19E BLAINE 9 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 10 NWSE 35 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 35 19E BLAINE 11 W2SESE 28N Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 12 NESWSE 35 28N 19E BLAINE 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:

<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	4	NW	1	27N	19E BLAINE
2	5	NW	1	27N	19E BLAINE
3	1	NENE	2	27N	19E BLAINE
4		N2NE	33	28N	19E BLAINE
5		W2SWNE	33	28N	19E BLAINE
6		N2N2	34	28N	19E BLAINE
7		NENW	35	28N	19E BLAINE
8		NWNW	35	28N	19E BLAINE
9		NESENW	35	28N	19E BLAINE
10		NWSE	35	28N	19E BLAINE
11		W2SESE	35	28N	19E BLAINE

\*Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
12		NESWSE	35	28N	19E BLAINE

#### **Remarks:**

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

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON FEDERAL LANDS.

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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 158806-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE			
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221			
<b>Priority Date:</b>	JANUARY 1, 1932			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS BUCK ROCK			
<b>*Point of Diversion and</b>	Means of Diversion:			
<u>ID</u> <u>Govt</u>				
1	12 SWSWNW 6 27N 20E BLAINE			
Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			
2	13 NWSW 6 27N 20E BLAINE			
Period of Diversion: JANUARY 1 TO DECEMBER 31				

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 158806-00 Page 2 of 2

#### \*Point of Diversion and Means of Diversion:

<u>ID</u> <u>Govt</u>	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
3	14	SWSW	6	27N	20E I	BLAINE
Period of Diversion	n: JANUAR	Y 1 TO DE	CEMBE	ER 31		
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOU	RCE	
4	N	WNENW	7	27N	20E I	<b>3LAINE</b>
Period of Diversion	n: JANUAR	Y 1 TO DE	CEMBE	ER 31		
<b>Diversion Means:</b>	LIVESTO	CK DIREC	T FRO	M SOU	RCE	
Period of Use:	JANUAR	1 TO DEC	СЕМВЕ	R 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	12	SWSWNW	6	27N	20E BLAINE
2	13	NWSW	6	27N	20E BLAINE
3	14	SWSW	6	27N	20E BLAINE
4		NWNENW	7	27N	20E BLAINE

#### **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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 158807-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHTStatus:ACTIVE					
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221					
Priority Date:	JANUARY 1, 1932					
Type of Historical Righ	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GAP CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS DEEP CREEK					
*Point of Diversion and	Means of Diversion:					
<u>ID</u> <u>Govt</u>						
1	SWSE 23 28N 19E BLAINE					
	Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE					
2	NENE 26 28N 19E BLAINE					
Period of Diversion: JANUARY 1 TO DECEMBER 31						

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 158807-00 Page 2 of 2

#### \*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
3		NENWNE	26	28N	19E	BLAINE
Period of	Diversion: JANUA	RY 1 TO DE	CEMBE	ER 31		
Diversion	Means: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
4		NESENE	26	28N	19E	BLAINE
Period of	Diversion: JANUA	RY 1 TO DEC	CEMBE	ER 31		
Diversion	Means: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
Period of Use:	JANUAF	RY 1 TO DEC	CEMBE	R 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		SWSE	23	28N	19E BLAINE
2		NENE	26	28N	19E BLAINE
3		NENWNE	26	28N	19E BLAINE
4		NESENE	26	28N	19E BLAINE

#### 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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 158808-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221			
<b>Priority Date:</b>	JUNE 1, 1958			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS RATTLESNAKE			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1	SENESE 34 28N 19E BLAINE			
Period of Diversion: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			

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	34	28N	19E BLAINE

#### Remarks:

CLAIM FILED 05/20/1982 . THIS IS AN EXEMPT RIGHT VOLUNTARILY FILED UNDER SECTION 85-2-222, MCA.

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 158809-	00 STATEI	MENT OF C	LAIM	
	Version: 1		RIGHT		
	Sta	atus: AC	TIVE		
Owners:	ROBERT J HE BIRDTAIL RAN 4220 BIRDTAII CHINOOK, MT	ICH _ RD			
<b>Priority Date:</b>	JANUARY 1, 1	943			
Type of Historical Right	:USE				
*Purpose(use):	MULTIPLE DO	MESTIC			
Flow Rate:	20.00 GPM				
Volume:	11.60 AC-FT				
Households:	2				
Maximum Acres:	5.00				
*Source Name:	SPRING, UNN	AMED TRIB	UTARY OF	GAP CREEK	
Source Type:	GROUND	WATER			
	ALSO KNOWN AS LOUIE'S BEST				
Point of Diversion and	Means of Diversion	on:			
<u>ID</u> <u>Govt</u>	<u>Lot</u> <u>Qtı</u> SWNV	<u>Sec</u> <u>Sec</u> VSE 27		<u>County</u> BLAINE	
Period of Diversion: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	PUMP				
	PIPELINE US	ED AS AN AI	DDITIONAL	MEANS OF DIVERSION.	
Period of Use:	JANUARY 1 TO	D DECEMBE	R 31		
*Place of Use:					
ID <u>Acres Govt</u>	Lot Qtr	<u>Sec</u> <u>Sec</u>	<u>Twp</u> <u>Rge</u>	<u>County</u>	
1 5.00	5 SI	ENE 27	28N 19E	BLAINE	
<b>Total:</b> 5.00					

#### \*Place of Use:

ID **Acres Govt Lot** 

.....

Twp Rge County

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE. 158809-00 158810-00

Sec

Qtr Sec

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 Numb	er: 40EJ	158810-00	STATE	MENT (	OF CL	AIM	
	Versio	Version: 1 ORIGINAL RIGHT					
		Status:	AC	CTIVE			
Owners:	BIRD <sup>-</sup> 4220	ERT J HERDEO TAIL RANCH BIRDTAIL RD OOK, MT 5952					
<b>Priority Date:</b>	JANU	ARY 1, 1932					
Type of Historical	Right: USE						
*Purpose(use):	MULT	IPLE DOMES	ГIС				
Flow Rate:	8.00 0	GPM					
Volume:	11.60	AC-FT					
Househo	lds: 5						
Maximum Acres:	5.00	5.00					
*Source Name:	Source Name: SPRING, UNNAMED TRIBUTARY OF GAP CREEK					AP CREEK	
Source Type: GROUNDWATER							
	ALSC	ALSO KNOWN AS BETTY'S RESERVE					
Point of Diversion	and Means o	of Diversion:					
	Govt Lot	<u>Qtr Sec</u>	Sec	Twp		County	
1	5	NESENE	27	28N	19E	BLAINE	
Period of Dive Diversion Me	Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DEVELOPED SPRING						
Diversion mea			-				
PUMP USED AS AN ADDITIONAL MEANS OF DIVE			INS OF DIVERSION	Ν.			
Period of Use:	JANU	ARY 1 TO DE	CEMBE	:R 31			
Place of Use:							
<u>ID</u> <u>Acres</u> (	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<u>County</u>	
1 5.00							
	5	NESENE	27	28N	19E	BLAINE	

#### Place of Use:

.....

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

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE. 158809-00 158810-00

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 CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 158800-00, 158810-00.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 158811-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SYLER BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
	ALISHA BURCHAM PO BOX 468 BIG SANDY, MT 59520 0468
*Priority Date:	AUGUST 1, 1910
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	6.06 CFS
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 2 - MODERATELY HIGH
Maximum Acres:	160.00
*Source Name:	UNNAMED TRIBUTARY OF GAP 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> NESENW 26 28N 19E BLAINE
Period of Diversion	APRIL 1 TO NOVEMBER 1
<b>Diversion Means:</b>	HEADGATE
Period of Use:	APRIL 1 TO NOVEMBER 1

#### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	40.00	SWNE	35	28N	19E BLAINE
2	80.00	E2NW	35	28N	19E BLAINE
3	40.00	NWSE	35	28N	19E BLAINE
Total:	160.00				

#### **Remarks:**

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

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

USE OF THE CLAIMED DITCH TO CONVEY WATER TO THE PLACE OF USE MAY BE QUESTIONABLE.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE BLAINE COUNTY WATER RESOURCES SURVEY FIELD NOTES (1967) INDICATE 185 ACRES IRRIGATED BY THIS APPROPRIATION BUT NOT AT THE CLAIMED PLACE OF USE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 158812-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221			
*Priority Date:	OCTOBER 6, 1913			
Type of Historical Right	: FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
Flow Rate:	5.00 CFS			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area:	2 - MODERATELY HIGH			
Maximum Acres:	160.00			
Source Name:	GAP CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
ID Govt I	SESWSE 23 28N 19E BLAINE			
Period of Diversion: APRIL 1 TO NOVEMBER 1				
Diversion Means: Period of Use:	DIVERSION DAM APRIL 1 TO NOVEMBER 1			

#### Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	40.00	SWSE	23	28N	19E BLAINE
2	40.00	NENE	26	28N	19E BLAINE
3	80.00	W2NE	26	28N	19E BLAINE
Total:	160.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 158813-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	ROBERT J HERDEGEN BIRDTAIL RANCH 4220 BIRDTAIL RD CHINOOK, MT 59523 9221
*Priority Date:	JULY 20, 1910
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	10.00 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	320.00
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS WEST FORK GAP CREEK
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	SESENW 26 28N 19E BLAINE
Period of Diversion Diversion Means:	a: APRIL 1 TO NOVEMBER 1 HEADGATE
Period of Use:	APRIL 1 TO NOVEMBER 1
I CHOU OF USC.	

#### Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1	40.00	SESE	26	28N	19E BLAINE
2	80.00	W2SE	26	28N	19E BLAINE
3	80.00	E2SW	26	28N	19E BLAINE
4	80.00	N2NE	35	28N	19E BLAINE
5	40.00	SENE	35	28N	19E BLAINE
Total:	320.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 175 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 175 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED POINT OF DIVERSION MAY BE INCOMPLETE. IT APPEARS THERE SHOULD BE ADDITIONAL POINTS OF DIVERSION ON THE SOURCE WHICH COULD NOT BE IDENTIFIED 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.

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 159225-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
<b>Priority Date:</b>	MAY 1, 1890
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS CASEY COULEE
*Point of Diversion and 1	Means of Diversion:
<u>ID</u> <u>Govt</u>	<u>Lot Qtr Sec Sec Twp Rge County</u>
1	S2S2NW 23 28N 19E BLAINE
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
Dowind of Lines	

Period of Use: JANUARY 1 TO DECEMBER 31

APRIL 25, 2014 40EJ 159225-00 Page 2 of 2

#### \*Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		S2S2NW	23	28N	19E BLAINE

#### **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 159226-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523			
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220			
Priority Date:	MAY 1, 1890			
Type of Historical Righ	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and	Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u>				
	NWSENE 23 28N 19E BLAINE			
	n: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE			

**JANUARY 1 TO DECEMBER 31** Period of Use:

APRIL 25, 2014 40EJ 159226-00 Page 2 of 2

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		NWSENE	23	28N	19E BLAINE

#### **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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 159227-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
Priority Date:	MAY 1, 1890
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
ID Govt	Lot Otr Sec Sec Two Rge County

<u>ID</u>	Govt L	ot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1		2	NWNWNE	6	27N	20E	BLAINE
I	Period of Diversion:	JA	NUARY 1 TO DE	CEMB	ER 31		
Ι	Diversion Means:	LI\	/ESTOCK DIREC	T FRC	OM SOU	RCE	

APRIL 25, 2014 40EJ 159227-00

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	NWNWNE	6	27N	20E BLAINE

# **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 159228-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
<b>Priority Date:</b>	MAY 1, 1890
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS GAP CREEK SPRING

APRIL 25, 2014 40EJ 159228-00 Page 2 of 2

\*Point of Diversion and Means of Diversion:

ID	Govt ]	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		1	NWNWNW	18	27N	20E BLAINE
Peri	od of Diversion	I: JANI	JARY 1 TO DE	CEMBE	R 31	
Dive	rsion Means:	LIVE	STOCK DIREC	T FRO	M SOUI	RCE
Period of	Use:	JANU	JARY 1 TO DEC	CEMBE	R 31	
*Place of U	J <b>se:</b>					
ID	Acres Govt 1	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1		1	NWNWNW	18	27N	20E BLAINE

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."

#### **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 15922	2 <b>9-00</b> \$	STATE	MENT	OF CL	AIM
	Version:	1 ORIC	GINAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	JOSEPH A I PO BOX 312 CHINOOK, M	2	-			
Priority Date:	MAY 1, 1890	0				
Type of Historical Righ	nt: USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STO	CK DRI IE FLO	NKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK WA	TERING	PURPO IAL UN	OSES A	T THI	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, UN	NNAMED	) TRIB	UTARY	OF G	SAP CREEK
Source Type:	SURFA	ACE WA	TER			
Point of Diversion and	Means of Dive	rsion:				
ID Govt	SE	<u>Qtr Sec</u> ENENE	<u>Sec</u> 20	<u>Twp</u> 28N		<u>County</u> BLAINE
Period of Diversio Diversion Means:	n: JANUARY 1 LIVESTOCH	-	-	-		
Period of Use:	JANUARY 1				(OL	
		.0 020				
Place of Use: ID Acres Govt	Lot (	Qtr Sec	Sec	Twp	Rae	County
1	SE	ENENE	20	28N	19E	BLAINE

#### 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."

#### **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 159230-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
<b>Priority Date:</b>	MAY 1, 1890
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF HEDGES CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS CORRIGAN SPRING

APRIL 25, 2014 40EJ 159230-00 Page 2 of 2

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

ID	<u>Govt I</u>	lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NWSENE	6	27N	19E	BLAINE
Perio	d of Diversion	: JANUAR	Y 1 TO DE	CEMBE	R 31		
Diver	sion Means:	LIVEST	OCK DIREC	T FRO	M SOUF	RCE	
Period of V	Use:	JANUAR	Y 1 TO DEC	CEMBE	R 31		
Place of U	se:						
ID	<u>Acres</u> Govt L	ot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1			NWSENE	6	27N	19E	BLAINE

#### **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 159231-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220		
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312		
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523		
<b>Priority Date:</b>	MAY 1, 1918		
Type of Historical Righ	t: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK		
Source Type:	SURFACE WATER		
	ALSO KNOWN AS DUNBAR CREEK		
Point of Diversion and	Means of Diversion:		
<u>ID</u> <u>Govt</u>			
1	NENWNW 14 28N 19E BLAINE		
Period of Diversion: JANUARY 1 TO DECEMBER 31			

DAM **Diversion Means:** 

*Reservoir:	ONSTREAM	Reservo	oir Name:	: JAMI	E	
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWNW	<u>Sec</u> 14	<u>Twp</u> 28N	<u>Rge</u> 19E	<u>County</u> BLAINE
Diversio	on to Reservoir:	DIVERS	ION # 1			
Dam He	eight:	13.00	FEET			
Depth:		10.00	FEET			
Surface	Area:	0.50	ACRES			
Capacit	y:	2.00	ACRE-F	EET		
	THE CA DNRC.	PACITY, D	AM HEIG	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUAF	RY 1 TO DE	CEMBE	R 31		
*Place of Use:						
<u>ID</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		NENWNW	14	28N	19E	BLAINE
	XAMINATION EPORT TO TH				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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 159232-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
Priority Date:	SEPTEMBER 1, 1958
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS CASEY COULEE
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	SWSWNW 23 28N 19E BLAINE
	n: JANUARY 1 TO DECEMBER 31
Diversion Meaner	

**Diversion Means:** DAM

*F	Reservoir: O	NSTREAM	Reservo	ir Name:	JOEY	/	
	<u>Govt</u>		<u>Qtr Sec</u> VSWNW	<u>Sec</u> 23	<u>Twp</u> 28N	<u>Rge</u> 19E	<u>County</u> BLAINE
	Diversion to	<b>Reservoir:</b>	DIVERSI	ON # 1			
	Dam Height:		13.00	FEET			
	Depth:		10.00	FEET			
	Surface Area	:	2.50	ACRES			
	Capacity:		10.00	ACRE-F	EET		
		THE CAPA DNRC.	ACITY, DA	AM HEIG	HT, AN	ID SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period	of Use:	JANUARY	1 TO DE	CEMBE	R 31		
Place o	f Use:						
ID	Acres Gove	t Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SV	VSWNW	23	28N	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.

155170-00 159232-00

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."

# **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 159233-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
Priority Date:	MAY 1, 1890
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK
Source Type:	SURFACE WATER
	ALSO KNOWN AS SPRING CREEK AND MOORE CREEK

APRIL 25, 2014 40EJ 159233-00 Page 2 of 2

#### \*Point of Diversion and Means of Diversion:

<u>ID</u> <u>Go</u>	vt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		S2NE	35	28N	18E BLAINE
Period of Divers	ion: JANUAR	Y 1 TO DE	CEMBE	ER 31	
<b>Diversion Means</b>	s: LIVESTC	OCK DIREC	T FRO	M SOUI	RCE
2		E2SE	35	28N	18E BLAINE
Period of Divers	ion: JANUAR	Y 1 TO DE	CEMBE	ER 31	
<b>Diversion Means</b>	s: LIVESTC	OCK DIREC	T FRO	M SOUI	RCE
Period of Use:	JANUAR	Y 1 TO DEC	CEMBE	R 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		S2NE	35	28N	18E BLAINE
2		E2SE	35	28N	18E BLAINE

#### **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."

#### **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:	<b>40EJ 159234-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
Priority Date:	MAY 1, 1890
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
Point of Diversion and	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>

1 NESESE 10 28N 19E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 159234-00

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		NESESE	10	28N	19E BLAINE

#### **Remarks:**

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

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 159235-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
Priority Date:	MAY 1, 1890
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	COW CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u> SWSESE 17 27N 20E BLAINE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 159235-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

Twp ID Govt Lot Otr Sec Sec **Rge** County 2 W2SE 17 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** SW 17 27N 20E BLAINE 3 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE N2SE 4 18 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 20E BLAINE 5 NESW 18 27N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 3 NWSW 18 27N 20E BLAINE 6 Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 7 1 NWNWNW 19 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** NENE 20 20E BLAINE 8 27N Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 9 SWNE 21 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 20E BLAINE 10 NW 21 27N Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 11 NESE 21 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 12 S2SWNW 22 27N 20E BLAINE Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE NESW 22 27N 20E BLAINE 13 Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE **JANUARY 1 TO DECEMBER 31 Period of Use:** 

\*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	17	27N	20E BLAINE
2		W2SE	17	27N	20E BLAINE
3		SW	17	27N	20E BLAINE
4		N2SE	18	27N	20E BLAINE
5		NESW	18	27N	20E BLAINE
6	3	NWSW	18	27N	20E BLAINE

APRIL 25, 2014 40EJ 159235-00 Page 3 of 3

#### \*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>
7	1	NWNWNW	19	27N	20E BLAINE
8		NENE	20	27N	20E BLAINE
9		SWNE	21	27N	20E BLAINE
10		NW	21	27N	20E BLAINE
11		NESE	21	27N	20E BLAINE
12		S2SWNW	22	27N	20E BLAINE
13		NESW	22	27N	20E BLAINE

#### **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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 159236-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312			
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220			
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523			
<b>Priority Date:</b>	AUGUST 1, 1957			
Type of Historical Right	:USE			
*Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.			
Volume:	39.00 AC-FT			
Climatic Area	2 - MODERATELY HIGH			
Maximum Acres:	13.00			
*Source Name:	UNNAMED TRIBUTARY OF HEDGES CREEK			
Source Type:	SURFACE WATER			
	ALSO KNOWN AS SOUTH TRIBUTARY HEDGES CREEK			
Point of Diversion and Means of Diversion:				
ID Govt 1				
1	NESENE 6 27N 19E BLAINE			
Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DAM			

	*Reservoir:	ONSTRE	AM Reserve	oir Name	: COR	RIGAN RESERVO	DIR
		<u>Govt Lot</u>	<u>Qtr Sec</u> NESENE	<u>Sec</u> 6	<u>Twp</u> 27N	Rge County 19E BLAINE	
	Diversio	n to Reserv	oir: DIVERS	ION # 1			
	Dam He	ight:	13.00	FEET			
	Depth:		10.00	FEET			
	Surface	Area:	1.30	ACRES			
	Capacity	y:	5.20	ACRE-F	FEET		
		THE DNF		AM HEI	GHT, Al	ND SURFACE AR	EA HAVE BEEN ESTIMATED BY
Peri	od of Use:	MA	RCH 15 TO OC	FOBER	15		
*Plac	e of Use:						
<u>11</u>	<u>D</u> <u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	Rge County	
	1 1.00	5	SWNWNW	5	27N	19E BLAINE	
:	2 8.60		NWSWNW	5	27N	19E BLAINE	
:	3 0.40	8	SENENE	6	27N	19E BLAINE	
	4 3.00		NESENE	6	27N	19E BLAINE	
Tota	l: 13.00						

#### **Remarks:**

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

159236-00 159238-00

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

USDA AERIAL PHOTOGRAPH NO(S). 278-99 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 7.5 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 159236-00 Page 3 of 3

# **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 159237-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523			
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220			
<b>Priority Date:</b>	OCTOBER 1, 1958			
Type of Historical Right	:USE			
*Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.			
Volume:	14.00 AC-FT			
Climatic Area	2 - MODERATELY HIGH			
Maximum Acres:	18.00			
Source Name:	GAP CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and M	Means of Diversion:			
ID Govt I				
1	SENESE 15 28N 19E BLAINE			
	: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM			

APRIL 25, 2014 40EJ 159237-00 Page 2 of 3

*Res	ervoir: ONS	STREAM					
	<u>Govt I</u>	<u>.ot</u>	<u>Qtr Sec</u> NESE		<u>Twp</u> 28N	<u>Rge</u> 19E	<u>County</u> BLAINE
	Diversion to R	eservoir:	DIVERS	ION # 1			
	Dam Height:		13.00	FEET			
	Depth:		10.00	FEET			
	Surface Area:		1.00	ACRES			
	Capacity:		4.00	ACRE-F	EET		
		THE CAPA DNRC.	ACITY, D	AM HEIG	HT, AN	ID SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of	Use:	JANUARY	1 TO DE	CEMBE	R 31		
Place of U	Jse:						
ID	<u>Acres</u> <u>Govt I</u>	<u>.ot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County
1	18.00		NW	23	28N	19E	BLAINE
Total:	18.00						

#### Remarks:

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

159237-00 159239-00 159243-00 159244-00

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

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 3.5 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 159237-00 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 159238-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
Priority Date:	MAY 21, 1902
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	1.19 CFS
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	31.50
*Source Name:	HEDGES CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS WEST TRIBUTARY OF HEDGES CREEK

APRIL 25, 2014 40EJ 159238-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1		NESWNW	5	27N	19E BLAINE
Period of	Diversion: MARCH	H 15 TO OCT	OBER	1	
Diversion	Means: PUMP				
2		SENWSE	31	28N	19E BLAINE
Period of	Diversion: MARCH	H 15 TO OCT	OBER	1	
Diversion	Means: HEADC	GATE			
Period of Use:	MARCH	15 TO OCT	OBER	1	

Place of Use:

<u>ID</u>	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1	15.00	W2NW	5	27N	19E BLAINE
2	16.50	E2NE	6	27N	19E BLAINE
Total:	31.50				

THE PLACE OF USE INCLUDES GOVT LOT 5 IN SEC 5 TWP 27N RGE 19E BLAINE COUNTY AND GOVT LOT 8 IN SEC 6 TWP 27N RGE 19E BLAINE COUNTY.

#### Remarks:

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

159236-00 159238-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MAXIMUM ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF THE AVAILABLE DATA APPEARS TO INDICATE 50 ACRES WERE CLAIMED.

USDA AERIAL PHOTOGRAPH NO(S). 378-36 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 159238-00 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 159239-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE				
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220				
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523				
Priority Date:	JULY 1, 1918				
Type of Historical Right	:USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	FLOOD				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.				
Volume:	6.00 AC-FT				
Climatic Area	2 - MODERATELY HIGH				
Maximum Acres:	18.00				
*Source Name: Source Type:	UNNAMED TRIBUTARY OF GAP CREEK SURFACE WATER ALSO KNOWN AS SPRING CREEK				
*Point of Diversion and 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> NWNENW 23 28N 19E BLAINE : JANUARY 1 TO DECEMBER 31 DAM				

WATER RELEASED FROM ENTORF RESERVOIR USES THE UNNAMED TRIBUTARY OF GAP CREEK AS A NATURAL CARRIER TO CONVEY WATER TO A SECONDARY POINT OF DIVERSION IN THE SWNENW SEC 23 TWP 28N RGE 19E BLAINE COUNTY.

\*Reservoir: ONSTREAM Reservoir Name: ENTORF RESERVOIR **Govt Lot Otr Sec** Sec Twp **Rge** County 19E BLAINE NWNENW 23 28N **DIVERSION #1 Diversion to Reservoir:** 13.00 FEET **Dam Height:** 10.00 FEET Depth: **Surface Area:** 1.00 ACRES **Capacity:** 4.00 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 Rge County Sec Twp 1 18.00 NW 23 28N **19E BLAINE** 18.00 Total:

#### **Remarks:**

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

159237-00 159239-00 159243-00 159244-00

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

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE RESERVOIR IS NOT SHOWN IN THE BLAINE COUNTY WATER RESOURCES SURVEY (1967). IT APPEARS TO HAVE BEEN BUILT AFTER THE ORIGINAL APPROPRIATION AND MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS. COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 159240-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
Priority Date:	JUNE 1, 1912
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	1.78 CFS
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	47.00
Source Name:	HEDGES CREEK
Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 159240-00 Page 2 of 3

#### Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<b>County</b>
1		NWSWNE	5	27N	19E	BLAINE
Period of	Diversion: MARCH	H 15 TO OCT	OBER	15		
Diversion	Means: HEADO	GATE				
2		NESWNW	5	27N	19E	BLAINE
Period of	Diversion: MARCH	H 15 TO OCT	OBER	15		
Diversion	Means: HEADO	GATE				
Period of Use:	MARCH	1 15 TO OCT	OBER	15		

#### \*Place of Use:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1	16.00	SWNW	4	27N	19E BLAINE
2	9.00	SENE	5	27N	19E BLAINE
3	15.00	SWNE	5	27N	19E BLAINE
4	7.00	NWSE	5	27N	19E BLAINE
Total:	47.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-99 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 159240-00 Page 3 of 3

# **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 159241-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
Priority Date:	JUNE 6, 1908
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	2.03 CFS
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	: 2 - MODERATELY HIGH
Maximum Acres:	53.50
*Source Name:	HEDGES CREEK
Source Type:	SURFACE WATER

APRIL 25, 2014 40EJ 159241-00 Page 2 of 3

#### \*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	<u>Twp</u>	<u>Rge</u> <u>County</u>
1	1	NENENE	6	27N	19E BLAINE
Period o	of Diversion: MA	ARCH 15 TO OCT	OBER	15	
Diversio	on Means: HE	ADGATE			
2		SENWSE	31	28N	19E BLAINE
Period o	of Diversion: MA	ARCH 15 TO OCT	OBER	15	
Diversio	on Means: HE	ADGATE			
3		NESWSE	31	28N	19E BLAINE
Period o	of Diversion: MA	ARCH 15 TO OCT	OBER	15	
Diversio	on Means: HE	ADGATE			
Period of Us	e: MA	RCH 15 TO OCT	OBER	15	
Place of Use:	:				

ID	Acres G	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1	3.00	4	NW	5	27N	19E BLAINE
2	50.50		NE	6	27N	19E BLAINE

Total: 53.50

THE PLACE OF USE INCLUDES GOVT LOTS 1, 2, 7, AND 8 IN SEC 6 TWP 27N RGE 19E BLAINE COUNTY.

#### **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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 378-36 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 159241-00 Page 3 of 3

# 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 159242-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220			
	JOSEPH A DUNBAR PO BOX 312 CHINOOK, MT 59523 0312			
	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523			
<b>Priority Date:</b>	MAY 25, 1903			
Type of Historical Right	: FILED			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
Flow Rate:	224.40 GPM			
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.			
Climatic Area	: 2 - MODERATELY HIGH			
Maximum Acres:	18.00			
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK			
Source Type:	SURFACE WATER			
Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1 Danied of Dimension	SWSENE 35 28N 18E BLAINE			
Diversion Means:	a: MARCH 15 TO OCTOBER 15 HEADGATE			
Period of Use:	MARCH 15 TO OCTOBER 15			

APRIL 25, 2014 40EJ 159242-00 Page 2 of 2

#### \*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	3.00	SENE	35	28N	18E BLAINE
2	15.00	E2SE	35	28N	18E BLAINE
Total:	18.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-37 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 159243-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
Priority Date:	JULY 1, 1918
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	306.00 GPM
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	18.00
Source Name:	GAP CREEK
Source Type:	SURFACE WATER
Point of Diversion and M <u>ID</u> <u>Govt I</u> 1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWSW 14 28N 19E BLAINE
Period of Diversion Diversion Means:	: MARCH 15 TO OCTOBER 15 HEADGATE

APRIL 25, 2014 40EJ 159243-00 Page 2 of 2

Point of Diversion and Means of Diversion:

<u>ID</u>	Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	<u>County</u>	
2		S	SWNENW	23	28N	19E	BLAINE	
Period of Diversion: MARCH 15 TO OCTOBER 15								
Di	version Means:	HEADGA	ΛTE					
Period of Use: MARCH 15 TO OCTOBER 15								
Place o	Place of Use:							
<u>ID</u>	Acres Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>	
1	18.00		NW	23	28N	19E	BLAINE	
Total:	18.00							

#### Remarks:

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

159237-00 159239-00 159243-00 159244-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 159244-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JUDY A DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523
	JAMES P DUNBAR 4045 BIRDTAIL RD CHINOOK, MT 59523 9220
<b>Priority Date:</b>	JULY 1, 1918
Type of Historical Right	:USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	306.00 GPM
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	18.00
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1 <u>Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNENW 23 28N 19E BLAINE
Period of Diversion Diversion Means:	: MARCH 15 TO OCTOBER 15 HEADGATE
Period of Use:	MARCH 15 TO OCTOBER 15

#### Place of Use:

ID	<u>Acres</u> <u>Govt Lot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	18.00	NW	23	28N	19E BLAINE
Total:	18.00				

#### Remarks:

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

159237-00 159239-00 159243-00 159244-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 11 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-34 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 15	9422-00	STATE	MENT (	OF CLAIM	
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	118 BRE	JD TALL HOLDINGS LLC 118 BRECKENRIDGE DR WEXFORD, PA 15090 9400				
<b>Priority Date:</b>	AUGUST	2, 1980				
Type of Historical Rig	ght: USE					
*Purpose(use):	MULTIPI	E DOMES	TIC			
Flow Rate:	4.00 GPI	N				
Volume:	7.60 AC-	FT				
Households	: 2					
Maximum Acres:	3.00					
Source Name:	GROUN	DWATER				
Source Type:	GR	OUNDWAT	FER			
*Point of Diversion an	d Means of <b>E</b>	version:				
	vt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1	-	NESWNW	6	26N	21E BLAINE	
Period of Divers Diversion Means		RY 1 TO DE	CEMBE	ER 31		
21,019101111000			05405	- <b>D</b> - 0.4		
Period of Use:	JANUAR	Y 1 TO DE	CEMBE	:R 31		
*Place of Use:						
ID Acres Gov	vt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County	
1 3.00	5 I	NESWNW	6	26N	21E BLAINE	
Total: 3.00						

**Remarks:** 

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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 CLAIMED PRIORITY DATE INDICATES AN APPROPRIATION OF WATER AFTER JUNE 30, 1973. THE CLAIMED VOLUME EXCEEDS THE MAXIMUM FEASIBLE VOLUME. BASED ON THE FLOW RATE AND PERIOD OF USE, THE MAXIMUM VOLUME POSSIBLE IS 6 ACRE-FEET PER YEAR.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 159906-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	BIG SKY KELLAM LAND & CATTLE CORP PO BOX 1195 CHINOOK, MT 59523 1195
Priority Date:	MAY 1, 1890
Type of Historical Right	:USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF LEWIS CREEK
Source Type:	SURFACE WATER
Source Name:	LEWIS CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
$\frac{\text{ID}}{1}$ Govt	
Source Name:	S2S2NW 17 28N 20E BLAINE LEWIS CREEK
	: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 159906-00 Page 2 of 3

\*Point of Diversion and Means of Diversion:

<u>ID</u> 2	Govt Lot	<u>Qtr Sec</u> W2SW	<u>Sec</u> 17	<u>Twp</u> 28N	<u>Rge</u> 20E	<u>County</u> BLAINE
Source Name	e: LEWIS (	CREEK				
Period of Div	version: JANUAF	RY 1 TO DEC	CEMBE	ER 31		
Diversion Mo	eans: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
3		SESWNE	18	28N	20E	BLAINE
Source Name	e: UNNAM	ED TRIBUT	ARY O	F LEWI	S CRE	EK
Period of Div	version: JANUAF	RY 1 TO DE	CEMBE	ER 31		
Diversion Mo	eans: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
4		SESE	18	28N	20E	BLAINE
Source Name	e: LEWIS (	CREEK				
Period of Div	version: JANUAF	RY 1 TO DE	CEMBE	ER 31		
Diversion Mo	eans: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
5		E2W2SE	18	28N	20E	BLAINE
Source Name	e: UNNAM	ED TRIBUT	ARY O	FLEWI	S CRE	EK
Period of Div	version: JANUAF	RY 1 TO DE	CEMBE	ER 31		
Diversion Mo	eans: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
6		W2NE	19	28N	20E	BLAINE
Source Name	e: LEWIS (	CREEK				
	version: JANUAF					
Diversion Mo	eans: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
Period of Use:	JANUAR	Y 1 TO DEC	EMBE	R 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		S2S2NW	17	28N	20E BLAINE
2		W2SW	17	28N	20E BLAINE
3		SESWNE	18	28N	20E BLAINE
4		SESE	18	28N	20E BLAINE
5		E2W2SE	18	28N	20E BLAINE
6		W2NE	19	28N	20E BLAINE

#### **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 159907-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE	
Owners:	BIG SKY KELLAM LAND & CATTLE CORP PO BOX 1195 CHINOOK, MT 59523 1195	
<b>Priority Date:</b>	MAY 1, 1890	
Type of Historical Righ	it: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
Source Name:	WINTERS CREEK	
Source Type:	SURFACE WATER	
Source Name:	UNNAMED TRIBUTARY OF WINTERS CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and	Means of Diversion:	
<u>ID</u> <u>Govt</u>		
1	3 NENW 5 27N 20E BLAINE	
Source Name:		
Period of Diversion: JANUARY 1 TO DECEMBER 31		

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Decree Report - Page 3752

APRIL 25, 2014 40EJ 159907-00 Page 2 of 4

\*Point of Diversion and Means of Diversion:

**Qtr Sec** ID **Govt Lot Rge** County <u>Sec</u> Twp 2 4 NWNW 5 27N 20E BLAINE WINTERS CREEK Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 6 SENW 5 27N 20E BLAINE Source Name: WINTERS CREEK Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE E2E2 20 28N 20E BLAINE 4 UNNAMED TRIBUTARY OF WINTERS CREEK Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** NWNWNW 5 21 28N 20E BLAINE WINTERS CREEK Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** S2SENW 21 28N 20E BLAINE Source Name: WINTERS CREEK Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 21 28N 20E BLAINE 7 NWNESW WINTERS CREEK Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 8 NWSW 21 28N 20E BLAINE WINTERS CREEK Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 9 W2NENE 29 28N 20E BLAINE WINTERS CREEK Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 10 SENWNE 29 28N 20E BLAINE WINTERS CREEK Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** LIVESTOCK DIRECT FROM SOURCE 11 E2SWNE 29 28N 20E BLAINE WINTERS CREEK Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** W2SE 29 28N 20E BLAINE 12 WINTERS CREEK Source Name: Period of Diversion: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE **Diversion Means:** 

APRIL 25, 2014 40EJ 159907-00 Page 3 of 4

\*Point of Diversion and Means of Diversion:

<u>ID</u> 13	<u>Govt L</u>		<u>Qtr Sec</u> E2SESW	<u>Sec</u> 29	<u>Twp</u> 28N		<u>County</u> BLAINE
Source	Name:		S CREEK	29	ZOIN	205	DLAINE
Period	of Diversion:	JANUAR	Y 1 TO DEC	EMBEI	R 31		
Diversi	on Means:	LIVESTO	CK DIRECT	Γ FRON	1 SOUF	RCE	
14			E2NW	32	28N	20E	BLAINE
Source	Name:	WINTER	S CREEK				
Period	of Diversion:	JANUAR	Y 1 TO DEC	EMBE	R 31		
Diversi	on Means:	LIVESTC	OCK DIRECT	Γ FRON	1 SOUF	RCE	
15		Ν	IWNESW	32	28N	20E	BLAINE
Source	Name:	WINTER	S CREEK				
Period	of Diversion:	JANUAR	Y 1 TO DEC	EMBE	R 31		
Diversi	on Means:	LIVESTC	OCK DIRECT	Γ FROM	1 SOUF	RCE	
16			W2SW	32	28N	20E	BLAINE
Source	Name:	WINTER	S CREEK				
Period	of Diversion:	JANUAR	Y 1 TO DEC	EMBE	R 31		
Diversi	on Means:	LIVESTC	OCK DIRECT	Γ FROM	1 SOUF	RCE	
Period of Us	se:	JANUAR	Y 1 TO DEC	EMBEF	R 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	3	NENW	5	27N	20E BLAINE
2	4	NWNW	5	27N	20E BLAINE
3	6	SENW	5	27N	20E BLAINE
4		E2E2	20	28N	20E BLAINE
5		NWNWNW	21	28N	20E BLAINE
6		S2SENW	21	28N	20E BLAINE
7		NWNESW	21	28N	20E BLAINE
8		NWSW	21	28N	20E BLAINE
9		W2NENE	29	28N	20E BLAINE
10		SENWNE	29	28N	20E BLAINE
11		E2SWNE	29	28N	20E BLAINE
12		W2SE	29	28N	20E BLAINE
13		E2SESW	29	28N	20E BLAINE
14		E2NW	32	28N	20E BLAINE
15		NWNESW	32	28N	20E BLAINE
16		W2SW	32	28N	20E BLAINE

#### Remarks:

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

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 159908-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE	
Owners:	BIG SKY KELLAM LAND & CATTLE CORP PO BOX 1195 CHINOOK, MT 59523 1195	
Priority Date:	APRIL 1, 1933	
Type of Historical Right	: USE	
Purpose(use):	IRRIGATION	
Irrigation Type:	FLOOD	
*Flow Rate:	1.33 CFS	
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.	
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.	
Climatic Area	2 - MODERATELY HIGH	
Maximum Acres:	35.00	
Source Name:	WINTERS CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and Means of Diversion:		
IDGovt I1	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> NESWNE 29 28N 20E BLAINE	
Period of Diversion Diversion Means:	: MARCH 15 TO OCTOBER 15 DITCH	
	DIKE USED AS AN ADDITIONAL MEANS OF DIVERSION.	
Period of Use:	MARCH 15 TO OCTOBER 15	

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	35.00	SW	29	28N	20E BLAINE
Total:	35.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-32 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 159909-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	BIG SKY KELLAM LAND & CATTLE CORP PO BOX 1195 CHINOOK, MT 59523 1195
Priority Date:	AUGUST 2, 1913
Type of Historical Right	: FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
*Flow Rate:	1.29 CFS
	THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	34.00
*Source Name:	UNNAMED TRIBUTARY OF WINTERS CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS EAST BRANCH WINTERS CREEK
*Point of Diversion and I	Means of Diversion:
ID Govt I	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNENW 28 28N 20E BLAINE
Period of Diversion Diversion Means:	I: MARCH 15 TO OCTOBER 15 DITCH
Period of Use:	MARCH 15 TO OCTOBER 15

APRIL 25, 2014 40EJ 159909-00 Page 2 of 2

#### \*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	21.00	NENE	28	28N	20E BLAINE
2	1.50	NWNENW	28	28N	20E BLAINE
3	11.50	NWNW	28	28N	20E BLAINE
Total:	34.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 378-32 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 159910-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	BIG SKY KELLAM LAND & CATTLE CORP PO BOX 1195 CHINOOK, MT 59523 1195
<b>Priority Date:</b>	JANUARY 29, 1909
Type of Historical Right	FILED
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	2.50 CFS
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	105.00
*Source Name:	UNNAMED TRIBUTARY OF GAP CREEK
Source Type:	SURFACE WATER
	ALSO KNOWN AS GOLD CREEK
Point of Diversion and N	leans of Diversion:
ID Govt I	ot <u>Qtr Sec Sec Twp</u> <u>Rge</u> <u>County</u> SENESW 20 28N 20E BLAINE
Period of Diversion	MARCH 15 TO OCTOBER 15
<b>Diversion Means:</b>	DIKE
2	NENWNW 29 28N 20E BLAINE
	MARCH 15 TO OCTOBER 15
Diversion Means:	DIKE SENWNW 29 28N 20E BLAINE
C C	MARCH 15 TO OCTOBER 15
Diversion Means:	DIKE

APRIL 25, 2014 40EJ 159910-00 Page 2 of 2

Period of Use:

MARCH 15 TO OCTOBER 15

\*Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u> <u>County</u>
1	26.00	E2SW	20	28N	20E BLAINE
2	70.00	NW	29	28N	20E BLAINE
3	9.00	N2N2SW	29	28N	20E BLAINE
Total:	105.00				

#### **Remarks:**

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

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 378-32, DATED 10/08/1980, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE SOURCE DESCRIBED ON THE FILED NOTICE OF APPROPRIATION IS INCONSISTENT WITH THE CLAIMED SOURCE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 159911-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE			
Owners:	BIG SKY KELLAM LAND & CATTLE CORP PO BOX 1195 CHINOOK, MT 59523 1195			
Priority Date:	APRIL 1, 1933			
Type of Historical Right	:USE			
Purpose(use):	IRRIGATION			
Irrigation Type:	FLOOD			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.			
Volume:	240.00 AC-FT			
Climatic Area: 2 - MODERATELY HIGH				
Maximum Acres:	201.00			
Source Name: Source Type:	WINTERS CREEK SURFACE WATER			
Point of Diversion and Means of Diversion:				
ID Govt I 1	Lot <u>Qtr Sec Sec Twp Rge County</u> SENENW 32 28N 20E BLAINE			
Period of Diversion:				
<b>Diversion Means:</b>	DAM			
WATER STORED UNDER THIS RIGHT IS RELEASED FROM UPPER HENSEN RESERVOIR AND IS DIVERTED FROM WINTERS CREEK AT THE FOLLOWING SECONDARY POINTS OF DIVERSION: SWSENW SEC 32 TWP 28N RGE 20E BLAINE COUNTY.				

*Reservoir: ONSTREAM Reservoir Name: UPPER HENSEN RESERVOIR						
	<u>Gov</u>	vt Lot	<u>Qtr Sec</u> Senenw	<u>Sec</u> 32	<u>Twp</u> 28N	RgeCounty20EBLAINE
	Diversion to	Reservoir:	DIVERSI	ON # 1		
	Dam Height	t:	13.00	FEET		
	Depth:		10.00	FEET		
	Surface Are	ea:	6.00	ACRES		
	Capacity:		24.00	ACRE-F	EET	
THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.						
Peri	od of Use:	JANUARY	′ 1 TO DE	CEMBE	R 31	
*Place of Use:						
<u>11</u>	<u>Acres Gov</u>	<u>vt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
	1 64.00		NW	5	27N	20E BLAINE
:	2 37.00		NW	32	28N	20E BLAINE
;	3 100.00		SW	32	28N	20E BLAINE
Tota	l: 201.00					

#### Remarks:

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

159911-00 159912-00

PLACE OF USE ID NO. 1 IS LOCATED IN GOVT LOTS 3 AND 4 IN SEC 5 TWP 27N RGE 20E BLAINE COUNTY.

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

THE PERIOD OF DIVERSION FROM THE SOURCE INTO STORAGE CANNOT BE IDENTIFIED. THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 63 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-32 , DATED 10/08/1980 , APPEARS TO INDICATE 63 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 10 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:	<b>40EJ 159912-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	BIG SKY KELLAM LAND & CATTLE CORP PO BOX 1195 CHINOOK, MT 59523 1195					
<b>Priority Date:</b>	MAY 5, 1904					
Type of Historical Right	: FILED					
Purpose(use):	IRRIGATION					
Irrigation Type:	FLOOD					
Flow Rate:	4.00 CFS					
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area	2 - MODERATELY HIGH					
Maximum Acres:	201.00					
Source Name:	WINTERS CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and Means of Diversion:						
ID Govt I						
1	SENENW 32 28N 20E BLAINE					
Period of Diversion: MARCH 15 TO OCTOBER 15						
<b>Diversion Means:</b>						
2	NWSENW 32 28N 20E BLAINE					
Period of Diversion: MARCH 15 TO OCTOBER 15 Diversion Means: DIKE						
Period of Use:	MARCH 15 TO OCTOBER 15					

#### \*Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	64.00	NW	5	27N	20E BLAINE
2	37.00	NW	32	28N	20E BLAINE
3	100.00	SW	32	28N	20E BLAINE
Total:	201.00				

#### Remarks:

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

159911-00 159912-00

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

PLACE OF USE ID NO. 1 IS LOCATED IN GOVT LOTS 3 AND 4 IN SEC 5 TWP 27N RGE 20E BLAINE COUNTY.

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 63 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 378-32 , DATED 10/08/1980 , APPEARS TO INDICATE 63 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

POINT OF DIVERSION NO. 2 MAY BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE NWNESW SEC 32 TWP 28N RGE 20E BLAINE COUNTY.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS SEPTEMBER 5, 1904.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 159912-00 Page 3 of 3

# **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 16385	9-00 STA	TEMENT C	OF CLAIM			
	Version: 1 ORIGINAL RIGHT						
	S	Status:	ACTIVE				
Owners:	MONTANA, STATE OF DEPT OF TRANSPORTATION REAL ESTATE SERVICES SECTION PO BOX 201001 HELENA, MT 59620 1001						
Priority Date:	OCTOBER 17, 1959						
Type of Historical Right	: FILED						
Purpose(use):	MULTIPLE D	OMESTIC					
Flow Rate:	4.00 GPM						
Volume:	4.88 AC-FT	4.88 AC-FT					
Households: 2							
Maximum Acres:	0.75						
Source Name: GROUNDWATER							
Source Type:	GROUNDWATER						
ALSO KNOWN AS MOBRIDGE SECTION HOUSE							
	FLOWING ARTESIAN WELL						
*Point of Diversion and Means of Diversion:							
<u>ID</u> <u>Govt I</u>			<u>ec Twp</u>	<u>Rge</u> <u>County</u>			
1 11 SENWNW 6 21N 24E FERGUS							
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31 <b>Diversion Means:</b> WELL							
Period of Use: JANUARY 1 TO DECEMBER 31							
Place of Use:							
ID <u>Acres</u> Govt I	Lot C	<u>)tr Sec</u> <u>Se</u>	ec <u>Twp</u>	<u>Rge</u> <u>County</u>			
1 0.75	11 SEN	WNW	6 21N	24E FERGUS			
<b>Total:</b> 0.75							

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/22/2009: PURPOSE, POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/25/2010: PURPOSE, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, VOLUME.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 03/04/2010.

REPLACEMENT WELL - FILE REFLECTS AUTHORIZATION TO CHANGE ISSUED 02/24/1983. SEE AUTHORIZATION TO CHANGE NO. 16385900.

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**

#### \*\*\*\* THIS IS AN INTERBASIN TRANSFER CLAIM \*\*\*\*

THIS APPROPRIATION OF WATER TAKES WATER FROM THE MISSOURI RIVER BETWEEN MUSSELSHELL RIVER AND FORT PECK DAM DRAINAGE (BASIN 40E) AND USES IT IN THE MISSOURI RIVER BETWEEN MUSSELSHELL RIVER AND FORT PECK DAM DRAINAGE (BASIN 40E), MUSSELSHELL RIVER BELOW ROUNDUP DRAINAGE (BASIN 40C), MISSOURI RIVER BETWEEN BULLWACKER CREEK AND MUSSELSHELL RIVER DRAINAGE (BASIN 40EJ), MILK RIVER BELOW WHITEWATER CREEK INCLUDING PORCUPINE CREEK DRAINAGE (BASIN 40O), DRY CREEK DRAINAGE (BASIN 40D), AND MISSOURI RIVER BELOW FORT PECK DAM DRAINAGE (BASIN 40S). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	40E 165371-00 STATEMENT OF CLAIM
	Version: 2 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF ARMY CORP OF ENGINEERS) 6014 US POST OFFICE & COURTHSE 214 N 17TH ST OMAHA, NE 68102
Priority Date:	JUNE 24, 1937
Type of Historical Righ	t:
Purpose(use):	IRRIGATION
Purpose Clarification	m: STORAGE
Irrigation Type:	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	17,900,000.00 AC-FT
Climatic Area	a: 1 - HIGH

APRIL 25, 2014 40E 165371-00 Page 2 of 3

*Source Name: Source Type:	MISSOURI I SURFA	RIVER (FC ACE WATE		LAKE)	
*Point of Diversion and N	Means of Dive	rsion:			
ID Govt I	Lot (	Qtr Sec S	<u>Sec Twp</u> 15 26N		<u>County</u> MCCONE
Period of Diversion Diversion Means:	: DAM				
*Reservoir: ONS	STREAM	Reservoir I	Name: FO	RT PEC	K LAKE
<u>Govt I</u>	<u>Lot</u> (		<u>Sec</u> <u>Twp</u> 15 26N	<u>Rge</u> 41E	
Diversion to Ro Dam Height: Depth: Surface Area: Capacity:	2 245,0 18,463,0 SEE THE US IN THE CLA FORT PECK COUNTY AN	IM FILE F ( LAKE IS ND THE S(	ET ET CRES CRE-FEET OR ADDITI LOCATED OUTHERN	onal f Along Borde	EERS FORT PECK PROJECT STATISTICS RESERVOIR DATA. THE NORTHERN BORDER OF GARFIELD R OF PHILLIPS AND VALLEY COUNTIES. ER OF PETROLEUM COUNTY AND THE
		-		-	ONE COUNTY.
Period of Use:	JANUARY 1	TO DECE	MBER 31		
Place of Use: <u>ID Acres Govt I</u>	Lot (	Qtr Sec	<u>Sec Twp</u>	<u>Rge</u>	<u>County</u>

THE PLACE OF USE IS IN VALLEY, PHILLIPS, MCCONE, GARFIELD, PETROLEUM AND FERGUS COUNTIES.

#### **Remarks:**

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

165365-00 165366-00 165367-00 165368-00 165369-00 165370-00 165371-00

THE REQUESTED FLOW RATE IS 486,000 CFS. THE REQUESTED VOLUME IS 17,900,000 AF.

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

THIS INTERBASIN CLAIM RECEIVED OBJECTIONS IN BASIN 40E.

THIS INTERBASIN TRANSFER CLAIM WAS NOT INCLUDED IN THE 40D BASIN PRELIMINARY DECREE ISSUED 09/28/1984.

THIS INTERBASIN TRANSFER CLAIM WAS NOT INCLUDED IN THE 400 BASIN PRELIMINARY DECREE ISSUED 05/24/1995.

THIS INTERBASIN TRANSFER CLAIM WAS NOT INCLUDED IN THE 40C BASIN TEMPORARY PRELIMINARY DECREE ISSUED 02/06/1990.

THE PERIOD OF DIVERSION FROM THE SOURCE INTO STORAGE CANNOT BE IDENTIFIED. THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

APRIL 25, 2014 40E 165371-00

Page 3 of 3

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL PERIOD OF USE FOR THE CLAIMED PURPOSE WHICH IS MARCH 15 TO NOVEMBER 15.

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

NO TYPE OF IRRIGATION SYSTEM HAS BEEN CLAIMED. THE TYPE OF HISTORICAL IRRIGATION APPEARS TO HAVE BEEN A FLOOD SYSTEM.

NO TYPE OF HISTORICAL RIGHT WAS CLAIMED. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT WAS NOT SUBMITTED WITH THIS CLAIM.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 Num	ber: 40EJ 166073-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	LUKE PLOYHAR 16662 DYNAMIC DR LAKEVILLE, MN 55044 6068
*Priority Date:	JANUARY 31, 1905
Type of Historical	Right: USE
Purpose(use):	MINING
Flow Rate:	30.00 GPM
*Volume:	THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.
Source Name:	RUBY GULCH
Source Type:	SURFACE WATER
*Point of Diversion	and Means of Diversion:
<u>ID</u> 1	Govt LotQtr SecSecTwpRgeCounty28NESWSE725N25EPHILLIPS
Period of Div	rersion: JANUARY 1 TO DECEMBER 31
Diversion Me	
Period of Use:	JANUARY 1 TO DECEMBER 31
*Place of Use:	
ID Acres	Govt Lot <u>Qtr Sec Sec Twp Rge</u> County
1	SESWSE 7 25N 25E PHILLIPS

#### **Remarks:**

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

PLACE OF USE IS LOCATED IN WHITCOMB NO. 1 LODE MINING CLAIM SURVEY #10734A PHILLPS COUNTY.

APRIL 25, 2014 40EJ 166073-00

Page 2 of 2

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 166073-200, 166074-00, 166075-00.

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 Rig	ht Number:	40EJ 16607	74-00	STATE	MENT (	OF CL	AIM
		Version:	1 ORI(	GINAL	RIGHT		
			Status:	AC	CTIVE		
Owners:		LUKE PLO 16662 DYN LAKEVILLE	AMIC DF		68		
Priority <b>E</b>	ate:	MAY 20, 19	36				
Type of H	istorical Right	: FILED					
Purpose(u	ise):	MINING					
Flow Rate		3.75 CFS					
*Volume:		THIS RIGH	-		) THE \	/OLUN	IE OF WATER HISTORICALLY USED FOR
Source Na	ame:	RUBY GUL	СН				
Source	e Type:	SURF	ACE WA	TER			
Point of I	Diversion and D	Means of Dive	rsion:				
<u>ID</u> 1	<u>Govt</u> ]		<u>Qtr Sec</u> NWSE	<u>Sec</u> 7	<u>Twp</u> 25N		<u>County</u> PHILLIPS
	d of Diversior sion Means:	I: JANUARY PUMP	1 TO DE	CEMBE	ER 31		
Period of	Use:	JANUARY 1	TO DEC	CEMBE	R 31		
Place of U	Jse:						
ID	<u>Acres</u> Govt 1	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1		SE	SWSE	7	25N	25E	PHILLIPS

#### **Remarks:**

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

POINT OF DIVERSION IS LOCATED IN O.K. LODE MINNG CLAIM SURVEY NO. 7482 PHILLIPS COUNTY.

APRIL 25, 2014 40EJ 166074-00

Page 2 of 2

PLACE OF USE IS LOCATED IN WHITCOMB NO. 1 LODE MINING CLAIM SURVEY # 10734A PHILLIPS COUNTY.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 166073-00, 166074-00, 166075-00.

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 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:	<b>40EJ 166075-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	LUKE PLOYHAR 16662 DYNAMIC DR LAKEVILLE, MN 55044 6068
<b>Priority Date:</b>	JUNE 23, 1922
Type of Historical Right	t: FILED
Purpose(use):	MINING
Flow Rate:	6.25 CFS
*Volume:	THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF RUBY GULCH
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt</u>	LotQtr SecSecTwpRgeCounty30NESESE725N25EPHILLIPS
Period of Diversion	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DIVERSION DAM
	PIPELINE USED AS AN ADDITIONAL MEANS OF DIVERSION.
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres Govt 1</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	SESWSE 7 25N 25E PHILLIPS

#### **Remarks:**

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

APRIL 25, 2014 40EJ 166075-00

Page 2 of 2

PLACE OF USE LOCATED IN WHITCOMB NO. 1 LODE MINING CLAIM SURVEY # 10734A PHILLPS COUNTY.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 166073-00, 166074-00, 166075-00.

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

THE CLAIMED FLOW RATE CANNOT BE CONFIRMED DUE TO A LACK OF DATA.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 166077-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	BILLIE R HOLMAN PO BOX 1276 MALTA, MT 59538
	GAIL KOKE PO BOX 1276 MALTA, MT 59538
	S JANE EREAUX 1529 HWY 191 S MALTA, MT 59538 9324
	DONOVAN W HOLMAN PO BOX 1276 MALTA, MT 59538
<b>Priority Date:</b>	APRIL 29, 1935
Type of Historical Right	t: FILED
Purpose(use):	MINING
Flow Rate:	3.00 CFS
*Volume:	THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.
*Source Name:	ALDER GULCH
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	18 25N 25E PHILLIPS
Period of Diversion Diversion Means:	a: MAY 1 TO OCTOBER 1 INSTREAM
Diversion means:	MEANS OF DIVERSION INCLUDES A PIPELINE AND DITCH.
	MEANS OF DIVERSION INCLUDES A FIFELINE AND DITCH.

Page 2 of 2

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge County
1			18	25N	25E 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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/27/2012, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY LUKE PLOYHAR.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OR ALL OF THE PLACE OF USE APPEARS TO BE ON FEDERAL LAND.

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.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 166078-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	RAY HOLZEY PO BOX 1941 MALTA, MT 59538
	NEWTON E CUMMINGS PO BOX 329 SACO, MT 59261
Priority Date:	NOVEMBER 1, 1909
Type of Historical Right	:USE
Purpose(use):	DOMESTIC
Flow Rate:	3.00 GPM
Volume:	1.50 AC-FT
Households:	1
Maximum Acres:	0.25
Source Name:	SPRING, UNNAMED TRIBUTARY OF RUBY GULCH
Source Type:	GROUNDWATER
Point of Diversion and M	Aleans 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> SENESE 17 25N 25E PHILLIPS
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
Subdivision:	ZORTMAN TOWNSITE TRACT/LOT: 7 BLOCK: 4
Period of Use:	JANUARY 1 TO DECEMBER 31

APRIL 25, 2014 40EJ 166078-00 Page 2 of 2

#### Place of Use:

<u>ID</u>	<u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	0.25		SENESE	17	25N	25E	PHILLIPS
	Subdivision:	ZORTMA	N TOWNSI	TE TF	RACT/LO	OT: 7	BLOCK: 4
Total:	0.25						

#### **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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/12/2012 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JOHN AND GAIL CUMMINGS.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 167785-0	0 STAT	EMENT	Γ OF CLAIM	
	Version: 1	ORIGINAL	RIGHT	Т	
	Sta	tus: A	CTIVE		
Owners:	JAMES R MER 4 COTTONWO VOLBORG, MT	OD CREE			
<b>Priority Date:</b>	MARCH 21, 19	31			
Type of Historical Righ	t: FILED				
Purpose(use):	MINING				
Flow Rate:	4.00 CFS				
*Volume:	THIS RIGHT IS			VOLUME OF WATER HISTORICALLY USED FOR	1
Maximum Acres:	22.23				
Source Name:	ALDER GULCH	ł			
Source Type:	SURFACE	WATER			
Point of Diversion and	Means of Diversio	n:			
<u>ID</u> <u>Govt</u>	Lot Qtr SWNW		<u>Twp</u> 25N		
Period of Diversion Diversion Means:	•••••	••••	2014		
Period of Use:	MARCH 1 TO J	UNE 1			
Place of Use: ID Acres Govt	Lot Qtr	Sec Sec	Twp	o Rge County	
1	NWNW		25N		
2 3	SENW SWNW		25N 25N		
3	NWSW	-	25N 25N		
т	111000		2011		

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/13/2005: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/31/2006: VOLUME, PERIOD OF USE, PERIOD OF DIVERSION.

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

THE PLACE OF USE IS LOCATED IN GOLD SHOT LODE MINING CLAIM MINERAL SURVEY NO. 6445 AND PACIFIC FRACTION LODE MINING CLAIM MINERAL SURVEY NO. 6497.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 167785-00, 167786-00, 167787-00, 167788-00, 167790-00.

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."

# **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 167786-00	STATE	MENT	OF CLAIM
	Version: 1 OR	IGINAL	RIGHT	
	Status:	AC	CTIVE	
Owners:	JAMES R MERCHA 4 COTTONWOOD VOLBORG, MT 593	CREEK		
<b>Priority Date:</b>	SEPTEMBER 18, 1	927		
Type of Historical Right	: FILED			
Purpose(use):	MINING			
Flow Rate:	1.00 CFS			
*Volume:	THIS RIGHT IS LIM MINING PURPOSE		O THE \	OLUME OF WATER HISTORICALLY USED FOR
Maximum Acres:	22.23			
Source Name:	ALDER GULCH			
Source Type:	SURFACE W	ATER		
Point of Diversion and I	Means of Diversion:			
$\frac{ID}{1}$ Govt 1	Lot Qtr Sec SWNWSW	<u>Sec</u> 17	<u>Twp</u> 25N	Rge County 25E PHILLIPS
Period of Diversion	: JANUARY 1 TO DI	ECEMBE	ER 31	
<b>Diversion Means:</b>	PUMP			
Period of Use:	JANUARY 1 TO DE	CEMBE	R 31	
Place of Use:				
<u>ID</u> <u>Acres</u> <u>Govt I</u>	Lot <u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	NWNWSW	17	25N	25E PHILLIPS
2	SENWSW	17	25N	25E PHILLIPS
3	SWNWSW	17	25N	25E PHILLIPS
4	NWSWSW	17	25N	25E PHILLIPS

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/13/2005: PLACE OF USE, MAXIMUM ACRES.

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

THE PLACE OF USE IS LOCATED IN GOLD SHOT LODE MINING CLAIM MINERAL SURVEY NO. 6445 AND PACIFIC FRACTION LODE MINING CLAIM MINERAL SURVEY NO. 6497.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 167785-00, 167786-00, 167787-00, 167788-00, 167790-00.

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 167787	00 STATE	EMENT C	OF CLAIM	
	Version: 1	- ORIGINAL	RIGHT	г	
	St	atus: A	CTIVE		
Owners:	JAMES R MEI 4 COTTONWO VOLBORG, M	DOD CREEK			
<b>Priority Date:</b>	JULY 2, 1927				
Type of Historical Right	: FILED				
Purpose(use):	MINING				
Flow Rate:	1.50 CFS				
*Volume:	THIS RIGHT I MINING PURF		O THE V	VOLUME OF WATER HISTORICALLY USED FO	ЭR
Maximum Acres:	22.23				
Source Name:	ALDER GULC	Н			
Source Type:	SURFAC	E WATER			
Point of Diversion and I	Means of Divers	on:			
$\underline{ID}_{A}$ <u>Govt I</u>		r Sec Sec	Twp		
1 Period of Diversion	SWNV		25N		
Diversion Means:	PUMP			0	
Period of Use:	FEBRUARY 1	TO NOVEM	BER 30	)	
Place of Use:					
ID Acres Govt I	Lot Qt	<u>r Sec</u> <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>	
1	NWNV	VSW 17	25N		
2	SENV	VSW 17	25N	25E PHILLIPS	
3	SWNV	VSW 17	25N	25E PHILLIPS	
4	NWSV	VSW 17	25N	25E PHILLIPS	

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/13/2005: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/31/2006: VOLUME, PERIOD OF USE, PERIOD OF DIVERSION.

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

THE PLACE OF USE IS LOCATED IN GOLD SHOT LODE MINING CLAIM MINERAL SURVEY NO. 6445 AND PACIFIC FRACTION LODE MINING CLAIM MINERAL SURVEY NO. 6497.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 167785-00, 167786-00, 167787-00, 167788-00, 167790-00.

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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# 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 167788	- <b>00</b> STATE	EMENT	OF CLAIM			
	Version: 1	- ORIGINAL	RIGHT	г			
	St	atus: A	CTIVE				
Owners:	JAMES R MER 4 COTTONWO VOLBORG, M	DOD CREEK					
<b>Priority Date:</b>	MAY 20, 1936						
Type of Historical Righ	ype of Historical Right: FILED						
Purpose(use):	MINING						
Flow Rate:	3.75 CFS						
*Volume:	THIS RIGHT I			VOLUME OF WATER HISTORICALLY USED FOR			
Maximum Acres:	22.23						
Source Name:	ALDER GULC	H					
Source Type:	Type: SURFACE WATER						
Point of Diversion and	Means of Divers	ion:					
IDGovt1	Lot Qt SWNV	<u>r Sec</u> VSW 17	<u>Twp</u> 25N				
Period of Diversion Diversion Means:	n: APRIL 1 TO A PUMP	UGUST 31					
Period of Use:	APRIL 1 TO A	UGUST 31					
Place of Use:							
<u>ID</u> <u>Acres</u> <u>Govt</u>	Lot Qt	<u>r Sec</u> <u>Sec</u>	Twp	<u>Rge</u> <u>County</u>			
1	NWNV	VSW 17	25N	25E PHILLIPS			
2	SENV	VSW 17	25N	25E PHILLIPS			
3	SWNV		25N				
4	NWSV	VSW 17	25N	25E PHILLIPS			

#### **Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/13/2005: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/31/2006: FLOW RATE, VOLUME, PERIOD OF USE, PERIOD OF DIVERSION.

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

THE PLACE OF USE IS LOCATED IN GOLD SHOT LODE MINING CLAIM MINERAL SURVEY NO. 6445 AND PACIFIC FRACTION LODE MINING CLAIM MINERAL SURVEY NO. 6497.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 167785-00, 167786-00, 167787-00, 167788-00, 167790-00.

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 167789-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	JAMES R MERCHANT 4 COTTONWOOD CREEK LN VOLBORG, MT 59351 9802
*Priority Date:	DECEMBER 31, 1904
Type of Historical Right	:USE
Purpose(use):	MINING
Flow Rate:	200.00 GPM
*Volume:	THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.
Source Name:	ALDER GULCH
Source Type:	SURFACE WATER
Point of Diversion and N	Means of Diversion:
ID Govt I	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWSW 17 25N 25E PHILLIPS
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 HEADGATE
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	NWSESW 17 25N 25E PHILLIPS

#### **Remarks:**

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

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

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THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OR ALL OF THE PLACE OF USE APPEARS TO BE ON FEDERAL LAND.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 167790-00	STATE	MENT	OF CLAIM		
	Version: 1 OF	RIGINAL	RIGHT			
	Status	: AC	TIVE			
Owners:	JAMES R MERCH 4 COTTONWOOD VOLBORG, MT 59	CREEK				
<b>Priority Date:</b>	JUNE 15, 1932					
Type of Historical Righ	t: FILED					
Purpose(use):	MINING					
Flow Rate:	2.50 CFS					
*Volume:	THIS RIGHT IS LII MINING PURPOSI		O THE \	OLUME OF WATER HISTORICALLY USED FOR		
Maximum Acres:	22.23					
Source Name:	ALDER GULCH					
Source Type:	urce Type: SURFACE WATER					
Point of Diversion and	Means of Diversion:					
<u>ID</u> <u>Govt</u>	Lot Qtr See SWNWSW		<u>Twp</u> 25N	<u>Rge</u> <u>County</u> 25E PHILLIPS		
·	n: MARCH 1 TO AU PUMP		2011	ZUL FINLLIFU		
Period of Use:	MARCH 1 TO AUC	SUST 31				
Place of Use: ID Acres Govt	Lot Qtr See	e Sec	<u>Twp</u>	Rge County		
1	NWNWSW		25N	25E PHILLIPS		
2	SENWSW		25N	25E PHILLIPS		
3 4	SWNWSW NWSWSW		25N 25N	25E PHILLIPS 25E PHILLIPS		
4	110030030	17	ZON	ZUL FINLLIFU		

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/13/2005: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/31/2006: VOLUME, PERIOD OF USE, PERIOD OF DIVERSION.

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

THE PLACE OF USE IS LOCATED IN GOLD SHOT LODE MINING CLAIM MINERAL SURVEY NO. 6445 AND PACIFIC FRACTION LODE MINING CLAIM MINERAL SURVEY NO. 6497.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 167785-00, 167786-00, 167787-00, 167788-00, 167790-00.

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 167791-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	LUKE PLOYHAR 16662 DYNAMIC DR LAKEVILLE, MN 55044 6068
Priority Date:	DECEMBER 31, 1902
Type of Historical Righ	t: USE
Purpose(use):	MINING
Flow Rate:	2.00 CFS
*Volume:	THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF MONTANA GULCH
Source Type:	GROUNDWATER
	ALSO KNOWN AS GOLD BUG ADIT
Point of Diversion and	Means of Diversion:
IDGovt1	LotQtr SecSecTwpRgeCountySWNWNE2225N24EPHILLIPS
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</u> <u>County</u>
1	SWNWNE 22 25N 24E 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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# 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 175799-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
Priority Date:	NOVEMBER 30, 1972
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	COW CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	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> SENENW 23 27N 19E BLAINE
Period of Diversion	a: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Re	eservoir:	ONSTREAM	Reservo	ir Name:	LOW	ER CO	OW CREEK RESERVOIR
	<u>G</u>	Fovt Lot	<u>Qtr Sec</u> S2NENW	<u>Sec</u> 23	<u>Twp</u> 27N	<u>Rge</u> 19E	County BLAINE
	Diversion	to Reservoir:	DIVERS	ION # 1			
	Dam Heig	ght:	13.00	FEET			
	Depth:		10.00	FEET			
	Surface A	rea:	5.00	ACRES			
	Capacity	:	20.00	ACRE-F	EET		
		THE CA DNRC.	PACITY, DA	AM HEIG	GHT, AN	ND SU	IRFACE AREA HAVE BEEN ESTIMATED BY
Period o	f Use:	JANUAF	RY 1 TO DE	CEMBE	R 31		
*Place of	Use:						
<u>ID</u>	<u>Acres</u>	Fovt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			S2NENW	23	27N	19E	BLAINE

#### **Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME POINT OF DIVERSION. 175799-00 175803-00

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 1758	300-00	STATE	MENT C	FCL	AIM
	Version:	1 ORIO	GINAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	SAND CRE PO BOX 12 HAVRE, M	280				
<b>Priority Date:</b>	APRIL 15,	1889				
Type of Historical Right	: DECREED	1				
Purpose(use):	STOCK					
*Flow Rate:	ONSTREA	M RESER	VOIR.	THE FL	OW F	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
*Volume:	STOCK W	ATERING NIT. ANIN	PURPO AL UNI	DSES A TS SHA	T THE	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
Source Name:	HEDGES (	CREEK				
Source Type:	SURF	FACE WA	TER			
*Point of Diversion and M	Means of Div	ersion:				
ID Govt I	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1		IENENE	9	27N	19E	BLAINE
Period of Diversion		-	-	-		
<b>Diversion Means:</b>	LIVESTO					
2		ENWSW	10	27N	19E	BLAINE
Period of Diversion						
<b>Diversion Means:</b> 3	LIVESTO	SENESE	14			
S Period of Diversion					195	BLAINE
Diversion Means:	DAM	TODE		N 91		

APRIL 25, 2014 40EJ 175800-00 Page 2 of 3

* <b>R</b> (	eservoir: ON	ISTREAM					
	<u>Govt</u>	<u>Lot</u>	<u>Qtr Sec</u> S2NESE		<u>Twp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
	Diversion to I	Reservoir:	DIVERS	SION # 3			
	Dam Height:		13.00	FEET			
	Depth:		10.00	FEET			
	Surface Area	:	4.00	ACRES			
	Capacity:		16.00	ACRE-F	EET		
		THE CAP DNRC.	ACITY, D	AM HEIC	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period o	of Use:	JANUAR'	Y 1 TO DI	ECEMBE	R 31		
*Place of	'Use:						
ID	<u>Acres</u> Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1		S	WNWNW	10	27N	19E	BLAINE
2			SWNW	10	27N	19E	BLAINE
3			W2SW	10	27N	19E	BLAINE
4			S2NESE	14	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.

175800-00 175818-00

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 600 MINER'S INCHES DECREED IN CASE NO. 2343, BLAINE COUNTY. 175800-00, 175818-00.

THE CLAIMED MEANS OF DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

EXAMINATION OF THE CLAIMED FLOW RATE IS PENDING RESOLUTION OF THE MEANS OF DIVERSION ISSUE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/28/2009, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ROBERT J HERDEGEN.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE MAY BE QUESTIONABLE. USE OF THIS WATER MAY NOT BE FEASIBLE DURING WINTER MONTHS.

THE RESERVOIR IS NOT SHOWN ON USDA AERIAL PHOTOGRAPH 278-100 DATED 10/08/1980. IT APPEARS TO HAVE BEEN BUILT AFTER THE ORIGINAL APPROPRIATION AND MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

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

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175801-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
<b>Priority Date:</b>	MAY 1, 1889
Type of Historical Right	: DECREED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	COW CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt I</u>	
1	N2S2 15 27N 19E BLAINE
Diversion Means:	I: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE
2	S2NE 16 27N 19E BLAINE
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
3	S2 16 27N 19E BLAINE
Period of Diversion Diversion Means:	LIVESTOCK DIRECT FROM SOURCE

#### \*Point of Diversion and Means of Diversion:

ĪD	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
4		S2	17	27N	19E BLAINE
Period of	f Diversion: JANUAR	Y 1 TO DE	CEMB	ER 31	
Diversion	n Means: LIVESTO	OCK DIREC	T FRO	M SOUP	RCE
5		N2SE	18	27N	19E BLAINE
Period of	f Diversion: JANUAR	Y 1 TO DE	CEMB	ER 31	
Diversion	n Means: LIVESTO	OCK DIREC	T FRO	M SOUP	RCE
6		SENWSE	18	27N	19E BLAINE
Period of	f Diversion: JANUAR	Y 1 TO DE	CEMB	ER 31	
Diversion	n Means: HEADGA	λΤΕ			
Period of Use	: JANUAR	Y 1 TO DEC	EMBE	R 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		N2S2	15	27N	19E BLAINE
2		S2NE	16	27N	19E BLAINE
3		S2	16	27N	19E BLAINE
4		S2	17	27N	19E BLAINE
5		N2SE	18	27N	19E BLAINE
6		SENWSE	18	27N	19E BLAINE

#### **Remarks:**

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

175801-00 175813-00 215415-00

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 1000 MINER'S INCHES DECREED IN CASE NO. 2343, BLAINE COUNTY. 175801-00, 175817-00.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE MAY BE QUESTIONABLE. USE OF THIS WATER MAY NOT BE FEASIBLE DURING WINTER MONTHS.

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 17580	2-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORIO	GINAL	RIGHT		
	:	Status:	AC	TIVE		
Owners:	SAND CREE PO BOX 128 HAVRE, MT	30		,		
<b>Priority Date:</b>	NOVEMBER	8 30, 197	2			
Type of Historical Right	:USE					
Purpose(use):	STOCK					
Flow Rate:	30.00 GPM					
*Volume:	STOCK WA	TERING IT. ANIM	PURP IAL UN	OSES A	T THI	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
Source Name:	COW CREE	K				
Source Type:	SURFA	ACE WA	TER			
*Point of Diversion and Means of Diversion:						
*Point of Diversion and I	Means of Diver	rsion:				
$\frac{\mathbf{ID}}{1}$ Govt	<u>Lot</u> <u>(</u> SWI	<u>Qtr Sec</u> NENW	<u>Sec</u> 21	<u>Twp</u> 27N		<u>County</u> BLAINE
ID Govt 1 Period of Diversion	Lot ( SWI a: JANUARY 1	<u>Qtr Sec</u> NENW	21	27N		
$\frac{\mathbf{ID}}{1}$ Govt	Lot ( SWI a: JANUARY 1 PUMP	Qtr Sec NENW TO DE0	21 CEMBE	27N R 31	19E	
IDGovt1Period of DiversionDiversion Means:	Lot SWI SWI a: JANUARY 1 PUMP PIPELINE U	Q <u>tr Sec</u> NENW TO DEC JSED AS	21 CEMBE S AN A	27N ER 31 DDITIOI	19E	BLAINE
IDGovt1Period of Diversion Diversion Means:Period of Use:	Lot ( SWI a: JANUARY 1 PUMP	Q <u>tr Sec</u> NENW TO DEC JSED AS	21 CEMBE S AN A	27N ER 31 DDITIOI	19E	BLAINE
ID       Govt         1       Period of Diversion         Diversion Means:       Period of Use:         *Place of Use:       *	Lot (SWI SWI I: JANUARY 1 PUMP PIPELINE U JANUARY 1	Qtr Sec NENW TO DEC JSED AS TO DEC	21 CEMBE S AN A CEMBE	27N ER 31 DDITIOI R 31	19E NAL N	BLAINE /EANS OF DIVERSION.
ID       Govt         1       Period of Diversion         Diversion Means:       Period of Use:         *Place of Use:       ID         ID       Acres Govt I	Lot SWI SWI PUMP PIPELINE U JANUARY 1	Qtr Sec NENW TO DEC JSED AS TO DEC Qtr Sec	21 CEMBE S AN A CEMBE <u>Sec</u>	27N ER 31 DDITIOI R 31 <u>Twp</u>	19E NAL N <u>Rge</u>	BLAINE /IEANS OF DIVERSION.
ID       Govt         1       Period of Diversion         Diversion Means:       Period of Use:         *Place of Use:       *	Lot ( SWI a: JANUARY 1 PUMP PIPELINE U JANUARY 1 Lot (	Qtr Sec NENW TO DEC JSED AS TO DEC	21 CEMBE S AN A CEMBE	27N ER 31 DDITIOI R 31	19E NAL M <u>Rge</u> 19E	BLAINE /EANS OF DIVERSION.

#### Remarks:

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

175802-00 175804-00 175817-00 175819-00 175820-00 215416-00

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.

IT APPEARS THAT AN UNAUTHORIZED POST-JUNE 30, 1973 CHANGE IN PLACE OF USE MAY HAVE OCCURRED. SEE CLAIM FILE FOR MORE INFORMATION.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175803-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
Priority Date:	NOVEMBER 30, 1972
Type of Historical Right	:USE
Purpose(use):	STOCK
Flow Rate:	30.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	COW CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Aeans of Diversion:
<u>ID</u> 1 Pariod of Diversion	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENENW 23 27N 19E BLAINE : JANUARY 1 TO DECEMBER 31
Diversion Means:	PUMP
	PIPELINE USED AS AN ADDITIONAL MEANS OF DIVERSION.
Period of Use:	JANUARY 1 TO DECEMBER 31
*Place of Use: <u>ID Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	NWNWNW 30 27N 20E BLAINE

#### Remarks:

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

175799-00 175803-00

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.

IT APPEARS THAT AN UNAUTHORIZED POST-JUNE 30, 1973 CHANGE IN PLACE OF USE MAY HAVE OCCURRED. SEE CLAIM FILE FOR MORE INFORMATION.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175804-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280			
Priority Date:	NOVEMBER 30, 1972			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	COW CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and 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> SWNENW 21 27N 19E BLAINE			
Period of Diversion	a: JANUARY 1 TO DECEMBER 31			

Diversion Means: DAM

R	eservoir: ON	STREAM	Reserve	oir Name:	COW	CRE	EK RESERVOIR
	<u>Govt</u>	<u>Lot</u>	<u>Qtr Sec</u> N2NW		<u>Twp</u> 27N	<u>Rge</u> 19E	
	Diversion to R	eservoir:	DIVERS	SION # 1			
	Dam Height:		53.00	FEET			
	Depth:		45.00	FEET			
	Surface Area:		85.70	ACRES			
	Capacity:	1	,543.00	ACRE-F	EET		
		COUNTY.	RESERV	OIR WO	••		NENE SEC 20 TWP 27N RGE 19E BLAINE I THE CLAIM FILE FOR ADDITIONAL
Period of	of Use:	JANUARY	1 TO DE	CEMBEI	R 31		
*Place of	Use:						
<u>ID</u>	Acres Govt	Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County
1			NENE	20	27N	19E	BLAINE

27N 19E BLAINE

#### **Remarks:**

ID 1 2

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

175802-00 175804-00 175817-00 175819-00 175820-00 215416-00

21

N2NW

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY. 

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

**COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 175804-00 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.

Water Right Number:	40EJ 175805-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
*Priority Date:	DECEMBER 31, 1932
Type of Historical Right	:USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF ALS CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	SWSWNE 25 27N 19E BLAINE
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 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> SWSWNE 25 27N 19E BLAINE
Diversion to R	eservoir: DIVERSION # 1
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	25	27N	19E BLAINE

## Remarks:

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

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

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

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175806-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	SHARON F POWELL PO BOX 456 CHINOOK, MT 59523 0456				
	WILLIAM D POWELL PO BOX 456 CHINOOK, MT 59523 0456				
*Priority Date:	DECEMBER 31, 1932				
Type of Historical Right	:USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and I	Means of Diversion:				
$\underline{ID}$ <u>Govt</u>					
1 *Dominal of Dimonsion	SWNWSW 29 27N 20E BLAINE				
*Period of Diversion: JANUARY 1 TO DECEMBER 31					

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 175806-00 Page 2 of 2

*Re	eservoir: ONS	STREAM					
	<u>Govt L</u>	at <u>Qtr Sec</u> SWNWSW	<u>Sec</u> 29	<u>Тwp</u> 27N	Rge County 20E BLAINE		
	Diversion to Re	eservoir: DIVERS	SION # 1				
	Dam Height:	13.00	FEET				
	Depth:	10.00	FEET				
	Surface Area:	0.70	ACRES				
	Capacity:	2.80	ACRE-F	EET			
		THE CAPACITY, D DNRC.	AM HEI	GHT, AN	ND SURFACE ARE	EA HAVE BEEN ESTIMATE	D BY
Period o	f Use:	JANUARY 1 TO D	ECEMBE	R 31			
*Place of	Use:						
ID	<u>Acres</u> <u>Govt L</u>	<u>ot</u> <u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>		
1		SWNWSW	29	27N	20E BLAINE		
-		NATION OF THI T TO THE WATE			ND NO SIGNIFI	CANT FACTS, DATA, OI	2

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175807-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
*Priority Date:	DECEMBER 31, 1932
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	MANMADE PIT, UNNAMED TRIBUTARY OF ALS CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
$\frac{ID}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge County</u> NESENW 27 27N 19E BLAINE
•	a: JANUARY 1 TO DECEMBER 31
Diversion Means:	PIT
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS MANMADE PIT.
Reservoir: ON	STREAM
<u>Govt I</u>	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> NESENW 27 27N 19E BLAINE
Diversion to R	eservoir: DIVERSION # 1

APRIL 25, 2014 40EJ 175807-00 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		NESENW	27	27N	19E BLAINE

## Remarks:

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

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

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

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175808-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280				
*Priority Date:	DECEMBER 31, 1932				
Type of Historical Right	:USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.				
Source Name:	MANMADE PIT, UNNAMED TRIBUTARY OF ALS CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
<u>ID</u> <u>Govt I</u>					
1	NENWSE 36 27N 19E BLAINE				
*Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM/PIT				
Diversion means:					
	THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS MANMADE PIT.				

APRIL 25, 2014 40EJ 175808-00 Page 2 of 3

*Reservoir:	ONSTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> NENWSE		<u>Twp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
Diversio	on to Reservoir:	DIVERS	ION # 1			
Dam Ho	eight:	14.90	FEET			
Depth:		10.30	FEET			
Surface	Area:	0.78	ACRES			
Capacit	y:	4.00	ACRE-F	EET		
	THE PIT		S INTO TI	HE SES	SWNE	SEC 36 TWP 27N RGE 19E BLAINE
		E VERIFIC /OIR DATA		/ORKS	HEET	IN THE CLAIM FILE FOR ADDITIONAL
Period of Use:	JANUAF	ry 1 to de	CEMBE	R 31		
*Place of Use: <u>ID Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>

#### **Remarks:**

2

\*Place ID 1

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

27N

36

36

SESWNE

NENWSE

27N 19E BLAINE

19E BLAINE

THIS CLAIM AND WATER RIGHT NO. 3825-00 APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

THE PRIORITY DATE MAY BE QUESTIONABLE. ACCORDING TO INFORMATION IN THE CLAIM FILE, IT APPEARS WATER FROM THE SOURCE WAS FIRST USED IN 1974. 

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND **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 175808-00 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 175809-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280			
*Priority Date:	DECEMBER 31, 1932			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
Source Name:	UNNAMED TRIBUTARY OF ALS CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
$\frac{\mathbf{ID}}{1}$ Govt	W2SWSW 22 27N 19E BLAINE			
*Period of Diversion	a: JANUARY 1 TO DECEMBER 31			

Diversion Means: DAM

APRIL 25, 2014 40EJ 175809-00 Page 2 of 2

*Reservoir	: ONSTREAM					
	<u>Govt Lot</u>	<u>Qtr Sec</u> W2SWSW		<u>Twp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
Divers	ion to Reservoir:	DIVERS	ION # 1			
Dam H	Height:	11.00	FEET			
Depth	:	8.00	FEET			
Surfac	e Area:	0.50	ACRES			
Capac	ity:	1.60	ACRE-F	EET		
	THE CA DNRC.	PACITY, D	AM HEIG	iht, ai	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUA	RY 1 TO DE	ECEMBE	R 31		
*Place of Use:						
<u>ID</u> <u>Acre</u>	es <u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1		W2SWSW	22	27N	19E	BLAINE

#### **Remarks:**

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

CLAIM NOS. 30075-00 AND 175809-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

THE PLACE OF USE 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.

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175810-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280	
<b>*Priority Date:</b>	DECEMBER 31, 1932	
Type of Historical Righ	t: USE	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK	
Source Type:	SURFACE WATER	
Point of Diversion and Means of Diversion:		
<u>ID</u> <u>Govt</u>		
1	SENENE 18 27N 19E BLAINE	
*Period of Diversion	n: JANUARY 1 TO DECEMBER 31	

Diversion Means: DAM

APRIL 25, 2014 40EJ 175810-00 Page 2 of 2

*Reservoir: ONSTREAM	1				
Govt Lot	<u>Qtr Sec</u> SENENE	<u>Sec</u> 18	<u>Тwp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
<b>Diversion to Reservoir:</b>	DIVERSI	ON # 1			
Dam Height:	13.00 F	FEET			
Depth:	10.00	FEET			
Surface Area:	0.20	ACRES			
Capacity:	0.80 /	ACRE-F	EET		
THE CA DNRC.	APACITY, DA	M HEIC	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: JANUA	RY 1 TO DE	CEMBE	R 31		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge	County
1	SENENE	18	27N	19E	BLAINE

#### **Remarks:**

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON AN UNNAMED TRIBUTARY OF COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175811-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
*Priority Date:	DECEMBER 31, 1932
Type of Historical Righ	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF HEDGES CREEK
Source Type:	SURFACE WATER
	SOURCE IS COMPOSED OF TWO UNNAMED TRIBUTARIES WITHIN THE POINT OF DIVERSION LEGAL LAND DESCRIPTION.
Point of Diversion and	Means of Diversion:
ID Cout	Lat Ota Saa Saa Tuun Baa County

ID<br/>1Govt Lot<br/>NENWSEQtr Sec<br/>8Sec<br/>27NTwp<br/>19ERge<br/>BLAINE\*Period of Diversion: JANUARY 1 TO DECEMBER 31<br/>Diversion Means:DAM

APRIL 25, 2014 40EJ 175811-00 Page 2 of 2

*Reservoir: ONSTREAM					
<u>Govt Lot</u>	<u>Qtr Sec</u> NENWSE	<u>Sec</u> 8	<u>Twp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
<b>Diversion to Reservoir:</b>	DIVERS	ON # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	0.60	ACRES			
Capacity:	2.40	ACRE-F	EET		
THE CA DNRC.	APACITY, DA	AM HEIG	GHT, AN	ND SU	RFACE AREA HAVE BEEN ESTIMATED BY
Period of Use: JANUA	RY 1 TO DE	CEMBE	R 31		
Place of Use:					
ID Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	NENWSE	8	27N	19E	BLAINE

#### **Remarks:**

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON UNNAMED TRIBUTARY OF HEDGES CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175812-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280			
*Priority Date:	DECEMBER 31, 1932			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.			
*Source Name:	UNNAMED TRIBUTARY OF COW CREEK, NORTH FORK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion:				
<u>ID</u> <u>Govt</u>				
1	NESWSW 20 27N 19E BLAINE			
*Period of Diversion	*Period of Diversion: JANUARY 1 TO DECEMBER 31			

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 175812-00 Page 2 of 2

*Reservoir: ONS	STREAM				
<u>Govt L</u>	ot <u>Qtr Sec</u> NESWSW	<u>Sec</u> 20	<u>Twp</u> 27N	Rge County	
Diversion to Re	eservoir: DIVERSI	ON # 1			
Dam Height:	13.00	FEET			
Depth:	10.00	FEET			
Surface Area:	0.25	ACRES			
Capacity:	1.00	ACRE-FI	EET		
	THE CAPACITY, DA DNRC.	AM HEIG	HT, AN	ID SURFACE	AREA HAVE BEEN ESTIMATED BY
Period of Use:	JANUARY 1 TO DE	CEMBEF	R 31		
*Place of Use:					
ID <u>Acres Govt L</u>	<u>ot</u> <u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>	
1	NESWSW	20	27N	19E BLAINE	E

#### **Remarks:**

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

CLAIM NOS. 155533-00 AND 175812-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON COW CREEK, NORTH FORK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 1758	13-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	SAND CRE PO BOX 12 HAVRE, M	280		;		
<b>Priority Date:</b>	MARCH 28	, 1889				
Type of Historical Right	:DECREED					
Purpose(use):	STOCK					
*Flow Rate:	CONSISTS DITCH SYS	OF STC STEM. T	OCK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A LIMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK WA	ATERING	B PURP MAL UN	OSES A	T THI	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER SE BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
Source Name:	COW CRE	EK				
Source Type:	SURF	ACE WA	TER			
*Point of Diversion and I	Means of Dive	ersion:				
ID Govt ]	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp		County
1		N2S2	15	27N	19E	BLAINE
Period of Diversion Diversion Means:	LIVESTOC					
2	LIVESTOC	S2NE	16	27N		BLAINE
- Period of Diversion	: JANUARY					
<b>Diversion Means:</b>	LIVESTOC				RCE	
3		S2	16	27N	19E	BLAINE
<b>Period of Diversion</b>						
<b>Diversion Means:</b>	LIVESTOC	K DIREC	CT FRO	M SOUF	RCE	

#### \*Point of Diversion and Means of Diversion:

ID	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	<u>Rge</u> <u>County</u>
4		S2	17	27N	19E BLAINE
Period o	f Diversion: JANUAR	Y 1 TO DE	CEMBE	ER 31	
Diversio	n Means: LIVESTO	OCK DIREC	T FRO	M SOU	RCE
5		N2SE	18	27N	19E BLAINE
Period o	f Diversion: JANUAR	Y 1 TO DE	CEMB	ER 31	
Diversio	n Means: LIVESTO	OCK DIREC	T FRO	M SOU	RCE
6		SENWSE	18	27N	19E BLAINE
Period o	f Diversion: JANUAR	Y 1 TO DEC	CEMB	ER 31	
Diversio	n Means: HEADGA	ΑΤΕ			
Period of Use	JANUAR	Y 1 TO DEC	EMBE	R 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		N2S2	15	27N	19E BLAINE
2		S2NE	16	27N	19E BLAINE
3		S2	16	27N	19E BLAINE
4		S2	17	27N	19E BLAINE
5		N2SE	18	27N	19E BLAINE
6		SENWSE	18	27N	19E BLAINE

#### **Remarks:**

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

175801-00 175813-00 215415-00

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 400 MINER'S INCHES DECREED IN CASE NO. 2343, BLAINE COUNTY. 175813-00, 175819-00.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE MAY BE QUESTIONABLE. USE OF THIS WATER MAY NOT BE FEASIBLE DURING WINTER MONTHS.

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 1758 Version:	3 <b>14-00</b> 1 ORI	STATEI GINAL I		OF CL	AIM
Owners:	SAND CRE PO BOX 12 HAVRE, M	280	CH LLC	TIVE		
*Priority Date:	DECEMBER 31, 1953					
Type of Historical Right	:USE					
*Purpose(use): Flow Rate:	MULTIPLE 20.00 GPM		ΓIC			
Volume:	4.20 AC-FT					
Households:	3					
Maximum Acres:	0.50					
Source Name:	GROUND	VATER				
Source Type:	GRO	UNDWAT	ER			
Point of Diversion and M	<b>Means of Div</b>	ersion:				
ID     Govt Lot     Qtr Sec     Sec     Twp     Rge     Coun       1     NWNENE     22     27N     19E     BLAIN       Period of Diversion:     JANUARY 1 TO DECEMBER 31       Diversion Means:     WELL						
Period of Use:	JANUARY	1 TO DE	CEMBE	R 31		
Place of Use:						
ID Acres Govt I	<u>.ot</u>	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	<b>County</b>
1 0.50	N	WNENE	22	27N	19E	BLAINE
<b>Total:</b> 0.50						

**Remarks:** 

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

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

THE 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.

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

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175815-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
<b>*Priority Date:</b>	APRIL 30, 1982
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION. THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED PURSUANT TO SECTION 85-2-306(4) MCA.
*Type of Historical Right	: FILED
*Purpose(use):	MULTIPLE DOMESTIC
Flow Rate:	20.00 GPM
Volume:	3.20 AC-FT
Households:	3
Source Name:	GROUNDWATER
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
$\frac{\mathbf{ID}}{1}$ Govt	SENWNE 22 27N 19E BLAINE
	: JANUARY 1 TO DECEMBER 31
Diversion Means:	
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres Govt 1</u>	
1	SENWNE 22 27N 19E BLAINE

#### **Remarks:**

3.....

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 AND WATER RIGHT NO. 51228-00 APPEAR TO BE REDUNDANT 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.

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175816-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280				
*Priority Date:	JULY 31, 1970				
Type of Historical Right	t: USE				
Purpose(use):	IRRIGATION				
Irrigation Type:	SPRINKLER				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.				
Volume:	370.00 AC-FT				
Climatic Area	2 - MODERATELY HIGH				
Maximum Acres:	583.00				
Source Name:	HEDGES CREEK				
Source Type:	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> SENESE 14 27N 19E BLAINE				
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM					
PUMP USED AS AN ADDITIONAL MEANS OF DIVERSION.					
*Reservoir: ONSTREAM					
<u>Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENESE 14 27N 19E BLAINE				
<b>Diversion to Reservoir:</b> DIVERSION # 1					

APRIL 25, 2014 40EJ 175816-00 Page 2 of 3

#### FEBRUARY 1 TO OCTOBER 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	18.00	N2SWSE	13	27N	19E BLAINE
2	2.00	SWNWSW	13	27N	19E BLAINE
3	66.00	S2SW	13	27N	19E BLAINE
4	28.00	S2N2S2	14	27N	19E BLAINE
5	159.00	S2S2	14	27N	19E BLAINE
6	115.00	S2S2	15	27N	19E BLAINE
7	5.00	S2NESE	15	27N	19E BLAINE
8	10.00	S2S2SE	16	27N	19E BLAINE
9	15.00	S2S2SW	16	27N	19E BLAINE
10	19.00	SESE	17	27N	19E BLAINE
11	6.00	E2SWSE	17	27N	19E BLAINE
12	18.00	N2N2NE	21	27N	19E BLAINE
13	7.00	N2N2NW	21	27N	19E BLAINE
14	23.00	N2N2N2	22	27N	19E BLAINE
15	90.00	N2N2	23	27N	19E BLAINE
16	2.00	NWNWNW	24	27N	19E BLAINE
Total:	583.00				

#### Remarks:

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

175816-00 175817-00 175818-00 175819-00 175820-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/29/1995: PLACE OF USE, MAXIMUM ACRES.

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

AN AMENDMENT WAS SUBMITTED 03/29/1995 TO AMEND THE PLACE OF USE, MAXIMUM ACRES . THE AMENDMENT SUBSTANTIALLY CHANGES THE ORIGINALLY FILED STATEMENT OF CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 175816-00, 175817-00, 175818-00, 175819-00, 175820-00, 215415-00, 215416-00.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL PERIOD OF USE FOR THE CLAIMED PURPOSE WHICH IS APRIL 1 TO OCTOBER 31.

USDA AERIAL PHOTOGRAPH NO(S). 278-100 , DATED 10/08/1980 , APPEARS TO INDICATE 186 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE. APRIL 25, 2014 40EJ 175816-00 Page 3 of 3

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF AVAILABLE DATA APPEARS TO INDICATE FEWER ACRES MAY HAVE BEEN IRRIGATED THAN HAS BEEN CLAIMED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON HEDGES CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

THE RESERVOIR IS NOT SHOWN ON USDA AERIAL PHOTOGRAPH NO. 278-100 DATED 10/07/1980. IT APPEARS TO HAVE BEEN BUILT AFTER THE ORIGINAL APPROPRIATION AND MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175817-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280				
Priority Date:	MAY 1, 1889				
Type of Historical Right:	: DECREED				
Purpose(use):	IRRIGATION				
Irrigation Type:	SPRINKLER/FLOOD				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.				
Volume:	1,402.00 AC-FT				
<b>Climatic Area:</b>	2 - MODERATELY HIGH				
*Maximum Acres:	375.00				
Source Name:	COW CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and Means of Diversion:					
IDGovt L1Period of Diversion:	Lot <u>Qtr Sec Sec Twp Rge County</u> N2NW 21 27N 19E BLAINE A: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
2	S2NENW 23 27N 19E BLAINE				
Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DAM				
3	NENWSW 15 27N 19E BLAINE				
Period of Diversion Diversion Means:	LE JANUARY 1 TO DECEMBER 31 DAM				

APRIL 25, 2014 40EJ 175817-00 Page 2 of 4

\*Point of Diversion and Means of Diversion:

*Point of Diversi	on and N	leans of D	iversion:				
ID	Govt L	<u>lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp		County
4			SWSENE	16	27N	19E	BLAINE
Period of D	iversion	: JANUAR	ry 1 to de	ECEMBE	R 31		
<b>Diversion</b> N	Aeans:	DAM					
							IS RELEASED FROM TU RESERVOIR AND
							IBUTARY AND HEDGES CREEK AT THE
							DIVERSION: SWSENE SEC 16, NENWSW TO 14 TWP 27N RGE 19E BLAINE COUNTY.
							NS OF DIVERSION.
*Reservoir	: ONS	STREAM	Reservo	oir Name	: COW	CREI	EK RESERVOIR
	<u>Govt L</u>	ot	<u>Qtr Sec</u> N2NW	<u>Sec</u> 21	<u>Twp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
Divers	ion to Re	servoir:	DIVERS	ION # 1			
Dam H			53.00	-			
Depth			45.00	FEET			
-	e Area:		85.70	ACRES			
Capac	ity:		1,543.00		EET		
*Reservoir	•	STREAM	Reservo	oir Name:	: LOW	ER CO	OW CREEK RESERVOIR
	Govt L	ot	Qtr Sec	Sec	Twp	Rge	County
			S2NENW	23	27N	19E	<u>County</u> BLAINE
Divers	ion to Re	eservoir:	DIVERS	ION # 2			
Dam H	leight:		13.00	FEET			
Depth	-		10.00	FEET			
-	e Area:		5.00	ACRES			
Capac			20.00	ACRE-F	EET		
*Reservoir	: OFF	STREAM	Reservo	oir Name:	: DIVE	RSIO	N RESERVOIR
	<u>Govt L</u>		<u>Qtr Sec</u> NENWSW	<u>Sec</u> 15	<u>Twp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
Divers	ion to Re	servoir:	DIVERS	ION # 3			
Dam H			13.00	FEET			
Depth	0		10.00	FEET			
-	e Area:		1.00	ACRES			
Capac				ACRE-F	EET		
*Reservoir	: OFF	STREAM	Reservo	oir Name:	: TU R	ESER	VOIR
	<u>Govt L</u>	ot	<u>Qtr Sec</u> S2NE		<u>Twp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
Divors	ion to Re	servoir	DIVERS	ION # 4			
Dam H			26.00	-			
Dam E Depth:	0		20.00				
-	e Area:			ACRES			
Capac			390.00		FFT		
-			TO OCTO				
Period of Use:				DER 31			

APRIL 25, 2014 40EJ 175817-00 Page 3 of 4

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	8.30	SWSE	13	27N	19E BLAINE			
2	0.80	SWNWSW	13	27N	19E BLAINE			
3	33.90	S2SW	13	27N	19E BLAINE			
4	8.40	S2N2S2	14	27N	19E BLAINE			
5	124.70	S2S2	14	27N	19E BLAINE			
6	98.80	S2S2	15	27N	19E BLAINE			
7	0.10	SENESE	15	27N	19E BLAINE			
8	17.40	N2N2	22	27N	19E BLAINE			
9	82.60	N2N2	23	27N	19E BLAINE			
Total:	375.00							

#### Remarks:

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

175816-00 175817-00 175818-00 175819-00 175820-00

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

175802-00 175804-00 175817-00 175819-00 175820-00 215416-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/29/1995: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/19/2012: POINT OF DIVERSION, PERIOD OF DIVERSION, PLACE OF USE, RESERVOIR RECORD, VOLUME, PERIOD OF USE.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 1000 MINER'S INCHES DECREED IN CASE NO. 2343, BLAINE COUNTY. 175801-00, 175817-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 175816-00, 175817-00, 175818-00, 175819-00, 175820-00, 215415-00, 215416-00.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

AERIAL PHOTOGRAPH NO(S). MV-7R-123, MV-7R-124, MV7R-125 , DATED 09/06/1956 , APPEARS TO INDICATE 314 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 1758	318-00	STATE	ATEMENT OF CLAIM		
	Version:	1 OR	IGINAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	SAND CRE PO BOX 12 HAVRE, M	280				
Priority Date:	APRIL 15,	1889				
Type of Historical Right	DECREED	1				
Purpose(use):	IRRIGATIC	DN				
Irrigation Type:	SPRINKLE	R/FLOO	D			
Flow Rate:	15.00 CFS					
Volume:	630.00 AC	-FT				
Climatic Area	2 - MODEF	RATELY	HIGH			
Maximum Acres:	583.00					
Source Name:	HEDGES CREEK					
Source Type:	SURFACE WATER					
Point of Diversion and M	<b>Means of Div</b>	ersion:				
<u>ID</u> <u>Govt I</u>		<u>Qtr Sec</u> NENENE	<u>Sec</u> 9	<u>Twp</u> 27N		<u>County</u> BLAINE
Period of Diversion			OCTOBE	R 31		
<b>Diversion Means:</b>	HEADGAT	ΓE				
2	-	ENWSW			19E	BLAINE
Period of Diversion		_	OCTOBE	R 31		
<b>Diversion Means:</b>		_				
3		SENESE			19E	BLAINE
Period of Diversion		1 TO DE	ECEMBE	R 31		
<b>Diversion Means:</b>	DAM					

APRIL 25, 2014 40EJ 175818-00 Page 2 of 3

\*Reservoir: ONSTREAM

<u>Govt Lot</u>		<u>Qtr Sec</u> SENESE	Qtr SecSecSENESE14		Rge County 19E BLAINE
	Diversion to Reservoir:	DIVERSI	ON # 3		
Period of Use: FEBRUARY 1 TO OCTOBER 31					
*Place of	Use:				
ID	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	18.00	N2SW/SE	13	27N	19F BLAINE

1	18.00	N2SWSE	13	27N	19E BLAINE
2	2.00	SWNWSW	13	27N	19E BLAINE
3	66.00	S2SW	13	27N	19E BLAINE
4	28.00	S2N2S2	14	27N	19E BLAINE
5	159.00	S2S2	14	27N	19E BLAINE
6	115.00	S2S2	15	27N	19E BLAINE
7	5.00	S2NESE	15	27N	19E BLAINE
8	10.00	S2S2SE	16	27N	19E BLAINE
9	15.00	S2S2SW	16	27N	19E BLAINE
10	19.00	SESE	17	27N	19E BLAINE
11	6.00	E2SWSE	17	27N	19E BLAINE
12	18.00	N2N2NE	21	27N	19E BLAINE
13	7.00	N2N2NW	21	27N	19E BLAINE
14	23.00	N2N2N2	22	27N	19E BLAINE
15	90.00	N2N2	23	27N	19E BLAINE
16	2.00	NWNWNW	24	27N	19E BLAINE
Total:	583.00				

#### **Remarks:**

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

175816-00 175817-00 175818-00 175819-00 175820-00

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.

175800-00 175818-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/29/1995: PLACE OF USE, MAXIMUM ACRES.

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

AN AMENDMENT WAS SUBMITTED 03/29/1995 TO AMEND THE PLACE OF USE, MAXIMUM ACRES . THE AMENDMENT SUBSTANTIALLY CHANGES THE ORIGINALLY FILED STATEMENT OF CLAIM. APRIL 25, 2014 40EJ 175818-00

Page 3 of 3

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 600 MINER'S INCHES DECREED IN CASE NO. 2343, BLAINE COUNTY. 175800-00, 175818-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 175816-00, 175817-00, 175818-00, 175819-00, 175820-00, 215415-00, 215416-00.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 243 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 278-100 , DATED 10/07/1980 , APPEARS TO INDICATE 186 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF AVAILABLE DATA APPEARS TO INDICATE FEWER ACRES MAY HAVE BEEN IRRIGATED THAN HAS BEEN CLAIMED.

IT APPEARS POINT OF DIVERSION NOS. 1AND 2 MAY BE INCORRECT. THE EXISTENCE OF CONVEYENCE DITCHES TO THE PLACE OF USE CANNOT BE CONFIRMED FROM AVAILABLE DATA.

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

THE RESERVOIR IS NOT SHOWN ON USDA AERIAL PHOTOGRAPH NO. 278-100 DATED 10/07/1980. IT APPEARS TO HAVE BEEN BUILT AFTER THE ORIGINAL APPROPRIATION AND MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 175819-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
Priority Date:	MARCH 28, 1889
Type of Historical Right	: DECREED
Purpose(use):	IRRIGATION
Irrigation Type:	SPRINKLER/FLOOD
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.
Volume:	561.00 AC-FT
Climatic Area:	2 - MODERATELY HIGH
Maximum Acres:	375.00
Source Name:	COW CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M	Means of Diversion:
<u>ID</u> 1 Decided Discovering	N2NW 21 27N 19E BLAINE
Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
2	S2NENW 23 27N 19E BLAINE
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM
3	NENWSW 15 27N 19E BLAINE
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM

APRIL 25, 2014 40EJ 175819-00 Page 2 of 4

\*Point of Diversion and Means of Diversion:

*Point of Diversi	on and N	leans of D	iversion:				
ID	Govt L	<u>lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	Twp		County
4			SWSENE	16	27N	19E	BLAINE
Period of D	iversion	: JANUAF	ry 1 to de	CEMBE	R 31		
<b>Diversion</b> N	Aeans:	DAM					
							IS RELEASED FROM TU RESERVOIR AND
							IBUTARY AND HEDGES CREEK AT THE
							DIVERSION: SWSENE SEC 16, NENWSW TO 14 TWP 27N RGE 19E BLAINE COUNTY.
							NS OF DIVERSION.
*Reservoir	: ONS	STREAM	Reservo	oir Name:	COW	CRE	EK RESERVOIR
	<u>Govt L</u>	ot	<u>Qtr Sec</u> N2NW	<u>Sec</u> 21	<u>Twp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
Divers	ion to Re	servoir:	DIVERS	ION # 1			
Dam H			53.00	-			
Depth			45.00	FEET			
-	e Area:		85.70	ACRES			
Capac	ity:		1,543.00		EET		
*Reservoir	•	STREAM	Reservo	oir Name:	: LOW	ER CO	OW CREEK RESERVOIR
	Govt L	ot	Qtr Sec	Sec	Twp	Rge	County
			S2NENW	23	27N	19E	<u>County</u> BLAINE
Divers	ion to Re	eservoir:	DIVERS	ION # 2			
Dam H	leight:		13.00	FEET			
Depth	-		10.00	FEET			
-	e Area:		5.00	ACRES			
Capac			20.00	ACRE-F	EET		
*Reservoir	: OFF	STREAM	Reservo	oir Name:	: DIVE	RSIO	NRESERVOIR
	<u>Govt L</u>		<u>Qtr Sec</u> NENWSW	<u>Sec</u> 15	<u>Twp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
Divers	ion to Re	servoir:	DIVERS	ION # 3			
Dam H			13.00	FEET			
Depth	0		10.00	FEET			
-	e Area:		1.00	ACRES			
Capac				ACRE-F	EET		
*Reservoir	: OFF	STREAM	Reservo	ir Name	: TU R	ESER	VOIR
	<u>Govt L</u>	ot	<u>Qtr Sec</u> S2NE	<u>Sec</u> 16	<u>Twp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
Divors	ion to Re	servoir	DIVERS	ION # 4			
Divers Dam H			26.00	-			
Dam E Depth:	0		20.00				
-	e Area:			ACRES			
Capac			390.00		FFT		
-			TO OCTO				
Period of Use:							

APRIL 25, 2014 40EJ 175819-00 Page 3 of 4

Place o	f 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	8.30	SWSE	13	27N	19E BLAINE
2	0.80	SWNWSW	13	27N	19E BLAINE
3	33.90	S2SW	13	27N	19E BLAINE
4	8.40	S2N2S2	14	27N	19E BLAINE
5	124.70	S2S2	14	27N	19E BLAINE
6	98.80	S2S2	15	27N	19E BLAINE
7	0.10	SENESE	15	27N	19E BLAINE
8	17.40	N2N2	22	27N	19E BLAINE
9	82.60	N2N2	23	27N	19E BLAINE
Total:	375.00				

#### Remarks:

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

175816-00 175817-00 175818-00 175819-00 175820-00

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

175802-00 175804-00 175817-00 175819-00 175820-00 215416-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/29/1995: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/19/2012: POINT OF DIVERSION, PERIOD OF DIVERSION, PLACE OF USE, RESERVOIR RECORD, VOLUME, PERIOD OF USE.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 400 MINER'S INCHES DECREED IN CASE NO. 2343, BLAINE COUNTY. 175813-00, 175819-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 175816-00, 175817-00, 175818-00, 175819-00, 175820-00, 215415-00, 215416-00.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

AERIAL PHOTOGRAPH NO(S). MV-7R-123, MV-7R-124, MV-7R-125 , DATED 09/06/1956 , APPEARS TO INDICATE 314 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 175820-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	WELLS FARGO AG CREDIT CORP 9350 E ARAPAHOE RD #300 ENGLEWOOD, CO 80112				
	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280				
Priority Date:	NOVEMBER 30, 1972				
Type of Historical Right	:				
Purpose(use):	IRRIGATION				
Irrigation Type:	SPRINKLER/FLOOD				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.				
Volume:	1,389.00 AC-FT				
Climatic Area:	: 2 - MODERATELY HIGH				
Maximum Acres:	375.00				
Source Name:	COW CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and N	Means of Diversion:				
IDGovt I1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> N2NW 21 27N 19E BLAINE				
	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>					
2 Pariad of Divarsian	S2NENW 23 27N 19E BLAINE I: JANUARY 1 TO DECEMBER 31				
Diversion Means:	DAM				

APRIL 25, 2014 40EJ 175820-00 Page 2 of 4

\*Point of Diversion and Means of Diversion: **Govt Lot** Rge County Otr Sec ID Sec Twp 3 NENWSW 15 27N **19E BLAINE** Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DAM 4 SWSENE 27N **19E BLAINE** 16 Period of Diversion: JANUARY 1 TO DECEMBER 31 **Diversion Means:** DAM WATER STORED UNDER THIS RIGHT IS CONVEYED VIA PIPELINE TO TU RESERVOIR AND RELEASED DOWN AN UNNAMED TRIBUTARY AND HEDGES CREEK AT SEVERAL SECONDARY POINTS OF DIVERSION. SEE CLAIM FILE FOR MORE INFORMATION. PUMP USED AS AN ADDITIONAL MEANS OF DIVERSION. Reservoir Name: COW CREEK RESERVOIR \*Reservoir: ONSTREAM **Govt Lot Otr Sec** Sec **Rge** County Twp 21 27N 19E BLAINE N2NW **DIVERSION #1 Diversion to Reservoir:** 53.00 FEET Dam Height: 45.00 FEET Depth: Surface Area: 85.70 ACRES 1,543.00 ACRE-FEET Capacity: Reservoir Name: LOWER COW CREEK RESERVOIR \*Reservoir: **ONSTREAM Govt Lot** Otr Sec Sec Twp Rge County S2NENW 23 27N 19E BLAINE **DIVERSION #2 Diversion to Reservoir:** 13.00 FEET Dam Height: 10.00 FEET Depth: 5.00 ACRES **Surface Area:** Capacity: 20.00 ACRE-FEET Reservoir Name: DIVERSION RESERVOIR OFFSTREAM \*Reservoir: Rge County 19E BLAINE **Govt Lot** Qtr Sec Sec Twp NENWSW 15 27N **DIVERSION #3 Diversion to Reservoir:** 13.00 FEET Dam Height: 10.00 FEET Depth: 1.00 ACRES **Surface Area:** Capacity: 4.00 ACRE-FEET

APRIL 25, 2014 40EJ 175820-00 Page 3 of 4

*Reservoir: OF	FSTREAM	Reserve	oir Name	: TU R	ESER	VOIR
<u>Govt</u> ]	<u>Lot</u>	<u>Qtr Sec</u> S2NE		<u>Twp</u> 27N	<u>Rge</u> 19E	<u>County</u> BLAINE
Diversion to R	eservoir:	DIVERS	SION # 4			
Dam Height:		26.00	FEET			
Depth:		20.00	FEET			
Surface Area:		48.40	ACRES			
Capacity:		390.00	ACRE-F	FEET		
Period of Use:	APRIL 1 T	о осто	BER 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	8.30	SWSE	13	27N	19E BLAINE
2	0.80	SWNWSW	13	27N	19E BLAINE
3	33.90	S2SW	13	27N	19E BLAINE
4	8.40	S2N2S2	14	27N	19E BLAINE
5	124.70	S2S2	14	27N	19E BLAINE
6	98.80	S2S2	15	27N	19E BLAINE
7	0.10	SENESE	15	27N	19E BLAINE
8	17.40	N2N2	22	27N	19E BLAINE
9	82.60	N2N2	23	27N	19E BLAINE
Total:	375.00				

#### Remarks:

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

175816-00 175817-00 175818-00 175819-00 175820-00

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

175802-00 175804-00 175817-00 175819-00 175820-00 215416-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/29/1995: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/19/2012: POINT OF DIVERSION, PERIOD OF DIVERSION, PLACE OF USE, RESERVOIR RECORD, VOLUME, PERIOD OF USE.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 175816-00, 175817-00, 175818-00, 175819-00, 175820-00, 215415-00, 215416-00.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON STATE LANDS.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE IS NOT OWNED BY WELLS FARGO AG CREDIT CORP.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE OR DECREED RIGHT ON COW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

NO TYPE OF HISTORICAL RIGHT WAS CLAIMED. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE AND A DECREED RIGHT.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 180	796-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	SAND CR PO BOX 1 HAVRE, M	280		>		
Priority Date:	JUNE 1, 1	930				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST: DITCH SY	S OF STO STEM. TI	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A IMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING INIT. ANIN Y AND HIS	i PURP IAL UN	OSES A	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING,	UNNAME	) TRIB	UTARY	OF C	OW CREEK, SOUTH FORK
Source Type:	SUR	FACE WA	TER			
Point of Diversion and I	Means of Div	version:				
$\frac{ID}{1} \qquad \qquad \frac{Govt I}{1}$	8 N	<u>Qtr Sec</u> IWNENE	Sec 1	<u>Twp</u> 27N		<u>County</u> BLAINE
Period of Diversion Diversion Means:	LIVESTO	-	-	-	RCE	
Period of Use:	JANUARY				(OL	
	UNIVERSI	TIODE				
Place of Use:	at	Ota Sar	See	Т	Daa	Country
<u>ID</u> <u>Acres</u> <u>Govt I</u>		<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		<u>County</u>
1	8 N	IWNENE	1	27N	17E	BLAINE

#### 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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 180797-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
Priority Date:	JUNE 1, 1930
Type of Historical Right	:USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK
Source Type:	GROUNDWATER
Point of Diversion and M	Means of Diversion:
<u>ID</u> <u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> County NWNESW 1 27N 17E BLAINE
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DEVELOPED SPRING
	PIPELINE USED AS AN ADDITIONAL MEANS OF DIVERSION.
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres Govt I</u>	<u>Lot Qtr Sec Sec Twp Rge County</u>
1	NWNESW 1 27N 17E BLAINE

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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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:	<b>40EJ 180798-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
<b>Priority Date:</b>	JUNE 1, 1930
Type of Historical Right	it: USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK
Source Type:	GROUNDWATER
Point of Diversion and	Means of Diversion:
ID Govt	9 SESENE 1 27N 17E BLAINE
Period of Diversio Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DEVELOPED SPRING
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use: ID Acres Govt	Lot Qtr Sec Sec Twp Rge County
1	9 SESENE 1 27N 17E BLAINE

**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 PRIORITY DATE MAY BE QUESTIONABLE. ACCORDING TO INFORMATION IN THE CLAIM FILE, IT APPEARS WATER FROM THE SOURCE WAS FIRST USED IN 1910.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 180806-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
Priority Date:	JUNE 1, 1930
Type of Historical Right	:USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK
Source Type:	GROUNDWATER
Point of Diversion and N	Aeans of Diversion:
<u>ID</u> <u>Govt I</u>	
1	SESESW 1 27N 17E BLAINE
	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	
	PIPELINE USED AS AN ADDITIONAL MEANS OF DIVERSION.
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
ID <u>Acres</u> Govt L	<u>ot Qtr Sec Sec Twp Rge County</u>
1	SESESW 1 27N 17E BLAINE

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."

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 180807-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280		
*Priority Date:	JULY 31, 1935		
Type of Historical Righ	t: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.		
Source Name:	UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK		
Source Type:	SURFACE WATER		
Point of Diversion and Means of Diversion:			
<u>ID</u> <u>Govt</u>			
1	2 NWSWNW 7 27N 18E BLAINE		
*Period of Diversion	n: JANUARY 1 TO DECEMBER 31		

**Diversion Means:** DAM

APRIL 25, 2014 40EJ 180807-00 Page 2 of 2

*Reservoir: ON	STREAM
<u>Govt</u> ]	LotQtr SecSecTwpRgeCounty2NWSWNW727N18EBLAINE
Diversion to R	Reservoir: DIVERSION # 1
Dam Height:	13.00 FEET
Depth:	10.00 FEET
Surface Area:	0.40 ACRES
Capacity:	1.60 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 <u>Acres</u> Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u>
1	2 NWSWNW 7 27N 18E BLAINE
Bomarks:	

**Remarks:** 

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON AN UNAMMED TRIBUTARY OF COW CREEK, SOUTH FORK WITH A PRIORITY DATE POSTDATING CASE NO. 2343 BLAINE COUNTY.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 180808-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
<b>Priority Date:</b>	JUNE 1, 1930
Type of Historical Right	:USE
Purpose(use):	STOCK
Flow Rate:	5.00 GPM
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
*Source Name:	SPRING, UNNAMED TRIBUTARY OF COW CREEK, SOUTH FORK
Source Type:	GROUNDWATER
Point of Diversion and I	Means of Diversion:
ID Govt I	SWSWSE 12 27N 17E BLAINE
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DEVELOPED SPRING
Diversion Means:	PIPELINE USED AS AN ADDITIONAL MEANS OF DIVERSION.
<b>D</b> • 1 611	
Period of Use:	JANUARY 1 TO DECEMBER 31
Place of Use:	
<u>ID</u> <u>Acres Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge County</u>
1	SWSWSE 12 27N 17E BLAINE
<u>ID</u> <u>Acres Govt I</u> 1	

**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."

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Water Right Number:	40EJ 180	809-00	STATE	MENT C	OF CL	AIM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	TIVE		
Owners:	SAND CRI PO BOX 1 HAVRE, M	280		;		
<b>Priority Date:</b>	JUNE 1, 1	930				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	CONSIST: DITCH SY	S OF STO STEM. TH	CK DR HE FLC	INKING W RAT	DIRE E IS L	EN DECREED BECAUSE THIS USE CTLY FROM THE SOURCE, OR FROM A LIMITED TO THE MINIMUM AMOUNT AIN THIS PURPOSE.
*Volume:	STOCK W ANIMAL U	ATERING NIT. ANIM	PURP 1AL UN	OSES A ITS SH	ALL B	OF WATER CONSUMPTIVELY USED FOR E RATE OF 30 GALLONS PER DAY PER E BASED ON REASONABLE CARRYING THE AREA SERVICED BY THIS WATER
*Source Name:	SPRING, I	JNNAME	) TRIB	UTARY	OF C	OW CREEK, SOUTH FORK
Source Type:	SUR	FACE WA	TER			
Point of Diversion and I	Means of Div	version:				
ID Govt 1	s	<u>Qtr Sec</u> WNESE	<u>Sec</u> 13	<u>Twp</u> 27N		<u>County</u> BLAINE
Period of Diversion		-	-	-		
Diversion Means:	LIVESTO				KCE	
Period of Use:	JANUARY	1 TO DEC	EMBE	R 31		
Place of Use:						
ID <u>Acres Govt I</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge	County
1	S	WNESE	13	27N	17E	BLAINE

#### 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."

#### **IMPORTANT NOTICE**

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Water Right Number:	40EJ 180838-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
<b>Priority Date:</b>	MAY 1, 1920
Type of Historical Right	:USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	COW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> S2NW 12 27N 17E BLAINE
	I JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE
2	N2SE 12 27N 17E BLAINE
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
3	SESE 12 27N 17E BLAINE
	I: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 180838-00 Page 2 of 3

#### \*Point of Diversion and Means of Diversion:

ID	Govt Lot		Qtr Sec	Sec	Twp	Rge	<b>County</b>
4		NE	NESW	12	27N	17E	BLAINE
Perio	d of Diversion: J	ANUARY	1 TO DEC	CEMBE	ER 31		
Diver	sion Means: L	IVESTOC	K DIREC	T FRO	M SOUI	RCE	
5			NENE	13	27N	17E	BLAINE
Perio	d of Diversion: J	ANUARY	1 TO DEC	CEMBE	ER 31		
Diver	sion Means: L	IVESTOC	K DIREC	T FRO	M SOUI	RCE	
6			S2NW	18	27N	18E	BLAINE
Perio	d of Diversion: J	ANUARY	1 TO DEC	CEMBE	ER 31		
Diver	sion Means: L	IVESTOC	K DIREC	T FRO	M SOUI	RCE	
7		N2	NESW	18	27N	18E	BLAINE
Perio	d of Diversion: J	ANUARY	1 TO DEC	CEMBE	ER 31		
Diver	sion Means: L	IVESTOC	K DIREC	T FRO	M SOUI	RCE	
Period of U	Use: J	ANUARY 1	TO DEC	EMBE	R 31		

\*Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		S2NW	12	27N	17E BLAINE
2		N2SE	12	27N	17E BLAINE
3		SESE	12	27N	17E BLAINE
4		NENESW	12	27N	17E BLAINE
5		NENE	13	27N	17E BLAINE
6		S2NW	18	27N	18E BLAINE
7		N2NESW	18	27N	18E BLAINE

#### **Remarks:**

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

POINT OF DIVERSION AND PLACE OF USE INCLUDES GOVT LOT 2 IN SEC 18 TWP 27N RGE 18E , BLAINE COUNTY.

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

THE PRIORITY DATE MAY BE QUESTIONABLE. IT IS UNCLEAR WHETHER THE CLAIMED PRIORITY DATE IS 1910 OR 1920.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 180838-00 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.

Water Right Number:	40EJ 180839-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
Priority Date:	MAY 1, 1920
Type of Historical Right	t: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.
Source Name:	UNNAMED TRIBUTARY OF COW CREEK, SOUTH 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> N2S2 1 27N 17E BLAINE
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	LIVESTOCK DIRECT FROM SOURCE
2	S2NE 7 27N 18E BLAINE
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 LIVESTOCK DIRECT FROM SOURCE
3	NESENW 7 27N 18E BLAINE
-	a: JANUARY 1 TO DECEMBER 31
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE

APRIL 25, 2014 40EJ 180839-00 Page 2 of 2

#### \*Point of Diversion and Means of Diversion:

ID	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	Rge (	<u>County</u>
4		NENESE	7	27N	18E E	BLAINE
Period of Div	version: JANUA	RY 1 TO DE	CEMBE	ER 31		
Diversion M	eans: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
5		N2NWSW	8	27N	18E E	BLAINE
Period of Div	version: JANUA	RY 1 TO DE	CEMBE	ER 31		
Diversion M	eans: LIVEST	OCK DIREC	T FRO	M SOUI	RCE	
Period of Use:	JANUAI	RY 1 TO DEC	СЕМВЕ	R 31		

#### \*Place of Use:

ID	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County
1		N2S2	1	27N	17E BLAINE
2		S2NE	7	27N	18E BLAINE
3		NESENW	7	27N	18E BLAINE
4		NENESE	7	27N	18E BLAINE
5		N2NWSW	8	27N	18E BLAINE

#### 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 PRIORITY DATE MAY BE QUESTIONABLE. IT IS UNCLEAR WHETHER THE CLAIMED PRIORITY DATE IS 1910 OR 1920.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 180876-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	SAND CREEK RANCH LLC PO BOX 1280 HAVRE, MT 59501 1280
<b>Priority Date:</b>	DECEMBER 6, 1900
Type of Historical Right	USE
Purpose(use):	IRRIGATION
Irrigation Type:	FLOOD
Flow Rate:	224.40 GPM
*Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area	2 - MODERATELY HIGH
Maximum Acres:	79.00
*Source Name:	COW CREEK, SOUTH FORK
Source Type:	SURFACE WATER
Point of Diversion and N	Ieans of Diversion:
IDGovt I1	<u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWSE 12 27N 17E BLAINE
Period of Diversion	APRIL 1 TO NOVEMBER 1
<b>Diversion Means:</b>	HEADGATE
Period of Use:	APRIL 1 TO NOVEMBER 1
Place of Use:	
ID Acres Govt I	ot <u>Qtr Sec Sec Twp Rge County</u>
1 39.00	SESE 12 27N 17E BLAINE
2 40.00	NENE 13 27N 17E BLAINE
<b>Total:</b> 79.00	

#### Remarks:

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

180876-00 180878-00

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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-95 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON COW CREEK, SOUTH FORK WITH A PRIORITY DATE PREDATING CASE NO. 2343 BLAINE COUNTY.

IT APPEARS THIS WATER RIGHT MAY NOT HAVE BEEN PERFECTED. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE DITCH IS AT A LOWER ELEVATION THAN THE CLAIMED PLACE OF USE . ALL ELEMENTS OF THIS CLAIM MAY BE QUESTIONABLE.

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 180878-00	STATEMENT	OF CLAIM				
	Version: 1 OR	IGINAL RIGHT	-				
	Status:	ACTIVE					
Owners:	SAND CREEK RAN PO BOX 1280 HAVRE, MT 59501						
*Priority Date:	MAY 31, 1909						
Type of Historical Right	:USE						
Purpose(use):	IRRIGATION						
Irrigation Type:	FLOOD						
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.						
Volume:	628.00 AC-FT						
Climatic Area: 2 - MODERATELY HIGH							
Maximum Acres:	157.00						
Source Name:	COW CREEK, SOUTH FORK						
Source Type:	SURFACE W	ATER					
Point of Diversion and Means of Diversion:         ID       Govt Lot       Qtr Sec       Sec       Twp       Rge       County         1       NENESW       12       27N       17E       BLAINE         Period of Diversion:       APRIL 1 TO NOVEMBER 1       Diversion Means:       HEADGATE							
Reservoir: ONSTREAM							
<u>Govt I</u>	Lot <u>Qtr Sec</u> NENESW	$\frac{Sec}{12}$ $\frac{Twp}{27N}$	<u>Rge</u> <u>County</u> 17E BLAINE				
Diversion to R Period of Use:	eservoir: DIVERS APRIL 1 TO NOVE						

#### Place of Use:

<u>ID</u>	Acres Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u> <u>County</u>
1	39.00	SWSE	12	27N	17E BLAINE
2	80.00	E2NE	13	27N	17E BLAINE
3	38.00	NENW	13	27N	17E BLAINE
Total:	157.00				

#### Remarks:

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

180876-00 180878-00

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

THE CLAIMED MEANS OF DIVERSION MAY BE INCORRECT AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE BLAINE COUNTY WATER RESOURCES SURVEY (1967) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 278-95 , DATED 10/08/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON COW CREEK, SOUTH FORK WITH A PRIORITY DATE PREDATING CASE NO. 2343 BLAINE COUNTY.

DNRC EXAMINATION WAS UNABLE TO CONFIRM THE USE OF THIS WATER RIGHT. IT APPEARS THIS WATER RIGHT MAY HAVE NOT BEEN PERFECTED.

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

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 180878-00 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.

Water Right Number:	40EJ 182942-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	JUNE 14, 1967
Type of Historical Right	: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	9.80 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF NICHOLS COULEE
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
ID Govt I	4 SWSWSW 18 22N 27E PHILLIPS
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: SANYU RESERVOIR
<u>Govt I</u>	LotQtr SecSecTwpRgeCounty4SWSWSW1822N27EPHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 9.80 ACRE-FEET THE RESERVOIR EXTENDS INTO THE SESESE SEC 13 TWP 22N RGE 26E PHILLIPS COUNTY.

APRIL 25, 2014 40EJ 182942-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		SESESE	13	22N	26E PHILLIPS
2	4	SWSWSW	18	22N	27E 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.

182942-00 30049079

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049079 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182943-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT			
Owners:	Status: ACTIVE USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486			
Priority Date:	JULY 1, 1942			
Type of Historical Right	: USE			
Purpose(use): *Flow Rate:	STOCK 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:	1.80 AC-FT			
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and Means of Diversion: <u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> 1 SWSWSE 7 22N 26E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31				
Diversion Means:	DAM/PIT			
*Reservoir: ON	STREAM Reservoir Name: GRANITE ROCK RESERVOIR			
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSE 7 22N 26E PHILLIPS			
Diversion to R Capacity:	eservoir: DIVERSION # 1 1.80 ACRE-FEET			

APRIL 25, 2014 40EJ 182943-00 Page 2 of 2

SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES
ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA
WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE
INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		SWSWSE	7	22N	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.

182943-00 30049040

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/02/2011: PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049040 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182944-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	DECEMBER 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	2.00 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	NWSESE 1 22N 26E PHILLIPS
Period of Diversion Diversion Means:	DAM DAM
*Reservoir: ON	STREAM Reservoir Name: AIRPLANE RESERVOIR
<u>Govt</u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSESE 1 22N 26E PHILLIPS
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir: DIVERSION # 1 9.30 FEET 6.30 FEET 0.80 ACRES 2.00 ACRE-FEET

THE RESERVOIR EXTENDS INTO THE NESWSE SEC 1 TWP 22N RGE 26E PHILLIPS COUNTY. THE DEPTH, 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		NWSESE	1	22N	26E PHILLIPS
2		NESWSE	1	22N	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.

182944-00 30049046

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049046 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182952-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486			
<b>*Priority Date:</b>	DECEMBER 31, 1964			
Type of Historical Right	t: USE			
Purpose(use):	STOCK			
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
Volume:	10.00 AC-FT			
*Source Name:	UNNAMED TRIBUTARY OF JIM WELLS CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and	Means of Diversion:			
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NWNWSE 20 21N 30E PHILLIPS			
•	n: JANUARY 1 TO DECEMBER 31 DAM			
*Reservoir: ON	ISTREAM Reservoir Name: CUT-OFF RESERVOIR			
<u>Govt 1</u>	<u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSE 20 21N 30E PHILLIPS			
Diversion to Reservoir:DIVERSION # 1Dam Height:11.00FEETDepth:8.00FEETSurface Area:8.60ACRESCapacity:27.52ACRE-FEET				

THE RESERVOIR EXTENDS INTO THE S2S2N2 SEC 20 TWP 21N RGE 30E PHILLIPS COUNTY. THE DEPTH, DAM HEIGHT, SURFACE AREA, AND CAPACITY 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		S2S2N2	20	21N	30E PHILLIPS
2		N2N2S2	20	21N	30E 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.

182952-00 30048875

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048875 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182957-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
Priority Date:	JULY 13, 1952
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:	2.00 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</u> <u>Rge</u> <u>County</u> SWSESW 33 22N 29E PHILLIPS
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: HAWLEY RESERVOIR
<u>Govt I</u>	Lot <u>Otr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SESW 33 22N 29E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 2.00 ACRE-FEET

APRIL 25, 2014 40EJ 182957-00 Page 2 of 2

SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		SESW	33	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.

182957-00 30048876

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 07/26/2010.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048876 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182958-00	STATEMEN	T OF CLAIM		
	Version: 1 C	RIGINAL RIGH	IT		
	Statu	s: ACTIVE			
Owners:	USA (DEPT OF I DENVER FEDER PO BOX 25486, I DENVER, CO 80	AL CENTER MS #60189	& WILDLIFE SERVICE)		
*Priority Date:	OCTOBER 31, 19	953			
Type of Historical Right	: FILED				
Purpose(use):	STOCK				
Flow Rate:	3.00 GPM				
*Volume:	STOCK WATERI ANIMAL UNIT. A	NG PURPOSES	MOUNT OF WATER CONSUMPTIVELY USED FOR S AT THE RATE OF 30 GALLONS PER DAY PER SHALL BE BASED ON REASONABLE CARRYING ISE OF THE AREA SERVICED BY THIS WATER		
Source Name:	GROUNDWATE	२			
Source Type:	GROUNDW	ATER			
	ALSO KNOWN A	S MANNING B	OTTOM WELL		
Point of Diversion and I	Means of Diversion	:			
ID Govt					
1	NESES'	-			
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: WELL					
	MEANS OF DIVE	RSION INCLU	DES A STOCK TANK.		
Period of Use:	JANUARY 1 TO I	DECEMBER 31			
*Place of Use:					
ID Acres Govt I	Lot Qtr S	<u>ec Sec Tw</u>	p <u>Rge</u> <u>County</u>		
1	NESES'	N 3 211	N 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.

182958-00 30049135

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 05/05/2011.

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

IMPLIED CLAIM NO. 30049135 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182959-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
<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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	8.40 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt}$	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWSW 34 22N 26E PHILLIPS
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: PEGGY BOYCE RESERVOIR
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWSW 34 22N 26E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 8.40 ACRE-FEET

APRIL 25, 2014 40EJ 182959-00 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>	<u>Twp</u>	Rge County
1		NENWSW	34	22N	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.

182959-00 30049047

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/02/2011: PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049047 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182960-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE				
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486				
Priority Date:	MAY 19, 1961				
Type of Historical Right	t: FILED				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
Volume:	4.00 AC-FT				
Source Name: Source Type:	SIPARYANN CREEK SURFACE WATER ALSO KNOWN AS SLIPPERY ANN CREEK				
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> NWSE 19 22N 25E PHILLIPS				
Period of Diversion	n: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM/PIT				

*Re	eservoir: ON	STREAM	Reservo	ir Name	: SLIP	PERY	ANN PIT
	<u>Govt I</u>	<u>Lot</u>	<u>Qtr Sec</u> NWSE	<u>Sec</u> 19	<u>Twp</u> 22N	<u>Rge</u> 25E	<u>County</u> PHILLIPS
	Diversion to R	eservoir:	DIVERS	ION # 1			
	Dam Height:		20.00	FEET			
	Depth:		17.00	FEET			
	Surface Area:		0.60	ACRES			
	Capacity:		4.00	ACRE-F	EET		
		SEE THE RESERVC		••	RKSHE	EET IN	I THE CLAIM FILE FOR ADDITIONAL
Period o	of Use:	JANUARY	1 TO DE	CEMBE	R 31		
Place of	Use:						
<u>ID</u>	<u>Acres</u> <u>Govt l</u>	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			NWSE	19	22N	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.

182960-00 30048942

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/26/2010: POINT OF DIVERSION, PLACE OF USE, PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048942 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND **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 182960-00 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.

Water Right Number:	40EJ 182961-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486				
<b>*Priority Date:</b>	JUNE 14, 1967				
Type of Historical Right	: FILED				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
Volume:	13.00 AC-FT				
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK				
Source Type:	SURFACE WATER				
*Point of Diversion and	Means of Diversion:				
<u>ID</u> <u>Govt</u>	<u>Lot Qtr Sec Sec Twp Rge County</u> NWNWSE 4 22N 26E PHILLIPS				
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM/PIT					
*Reservoir: ON	STREAM Reservoir Name: ABU RESERVOIR				
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> N2NWSE 4 22N 26E PHILLIPS				
Diversion to Reservoir:DIVERSION # 1Dam Height:24.40Depth:22.10Surface Area:1.50Capacity:13.00ACRES					

THE RESERVOIR EXTENDS INTO THE S2SWNE SEC 4 TWP 22N RGE 26E PHILLIPS COUNTY. THE SURFACE AREA 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		S2SWNE	4	22N	26E PHILLIPS
2		N2NWSE	4	22N	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.

182961-00 30048955

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 07/26/2010.

IMPLIED CLAIM NO. 30048955 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182962-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486					
*Priority Date:	OCTOBER 26, 1954					
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:	5.00 AC-FT					
*Source Name:	UNNAMED TRIBUTARY OF SIPARYANN CREEK					
Source Type:	SURFACE WATER					
	ALSO KNOWN AS UNNAMED TRIBUTARY OF SLIPPERY ANN CREEK					
*Point of Diversion and Means of Diversion:						
<u>ID</u> <u>Govt</u>						
1	NWNESW 24 22N 24E PHILLIPS					
	a: JANUARY 1 TO DECEMBER 31					
Diversion Means	DAM/PIT					

Diversion Means: DAM/PIT

*F	Reservoir:	ONSTREAM	Reservo	ir Name:	CRO	SSED	STICKS RESERVOIR
	<u>(</u>	<u>Govt Lot</u>	<u>Qtr Sec</u> NWNESW	<u>Sec</u> 24	<u>Twp</u> 22N	<u>Rge</u> 24E	<u>County</u> PHILLIPS
	Diversion Dam Hei Depth:	n to Reservoir: ght:	DIVERS 11.00 8.00	FEET			
	Surface A			ACRES			
	Capacity			ACRE-F			
		THE DE	EPTH AND D	DAM HEI	GHT H	AVE I	BEEN ESTIMATED BY DNRC.
Period	of Use:	JANUA	RY 1 TO DE	CEMBE	R 31		
*Place o	f Use:						
ID	Acres (	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1			NWNESW	24	22N	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.

182962-00 30048956

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 07/26/2010.

IMPLIED CLAIM NO. 30048956 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182962-00 Page 3 of 3

# **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 182963-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486					
*Priority Date:	JUNE 14, 1967					
Type of Historical Right	: FILED					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
Volume:	2.40 AC-FT					
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and I	Means of Diversion:					
$\underline{ID}_{1}$ <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u> SENESW 6 22N 26E PHILLIPS					
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM/PIT						
*Reservoir: ON	STREAM Reservoir Name: STRIPE RESERVOIR					
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENESW 6 22N 26E PHILLIPS					
Diversion to R Capacity:	eservoir: DIVERSION # 1 2.40 ACRE-FEET					

APRIL 25, 2014 40EJ 182963-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		SENESW	6	22N	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.

182963-00 30049048

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049048 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182964-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486			
<b>Priority Date:</b>	MAY 27, 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:	3.00 AC-FT			
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK			
Source Type:	SURFACE WATER			
Point of Diversion and I	Means of Diversion:			
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt}$	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSENW 9 22N 26E PHILLIPS			
Period of Diversion	a: JANUARY 1 TO DECEMBER 31			
<b>Diversion Means:</b>	DAM/PIT			
*Reservoir: ON	STREAM Reservoir Name: LUGAR RESERVOIR			
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSENW 9 22N 26E PHILLIPS			
Diversion to R Capacity:	eservoir: DIVERSION # 1 3.00 ACRE-FEET			

APRIL 25, 2014 40EJ 182964-00 Page 2 of 2

	SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.
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		NWSENW	9	22N	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.

182964-00 30049049

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/02/2011: PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049049 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182965-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
<b>*Priority Date:</b>	DECEMBER 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	1.50 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	<u>Lot</u> <u>Qtr Sec Twp Rge</u> <u>County</u> NWSESE 8 22N 26E PHILLIPS
•	a: JANUARY 1 TO DECEMBER 31 DAM
*Reservoir: ON	STREAM Reservoir Name: STICK IN THE MUD RESERVOIR
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> W2SESE 8 22N 26E PHILLIPS
Diversion to R Dam Height: Depth: Surface Area: Capacity:	11.00 FEET 8.00 FEET

THE DAM EXTENDS INTO THE SWSESE SEC 8 TWP 22N RGE 26E 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		W2SESE	8	22N	26E PHILLIPS

#### **Remarks:**

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

182965-00 30048958

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048958 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182966-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
Priority Date:	JUNE 18, 1957
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	8.00 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF WILDER COULEE
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> <u>County</u> SWSENW 17 22N 26E PHILLIPS
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM
*Reservoir: ONS	STREAM Reservoir Name: CROOKED WASH RESERVOIR
<u>Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> S2SENW 17 22N 26E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 9.40 ACRE-FEET THE DAM EXTENDS INTO THE SESENW SEC 17 TWP 22N RGE 26E PHILLIPS COUNTY.

APRIL 25, 2014 40EJ 182966-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		S2SENW	17	22N	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.

182966-00 30048967

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/26/2010: PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048967 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182967-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
<b>*Priority Date:</b>	JUNE 14, 1967
Type of Historical Right	: FILED
Purpose(use): *Flow Rate:	STOCK 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:	10.90 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and D <u>ID</u> <u>Govt</u> 1 Period of Diversion	
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: BOA RESERVOIR
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> N2NWSE 7 22N 26E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 10.90 ACRE-FEET

APRIL 25, 2014 40EJ 182967-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		N2NWSE	7	22N	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.

182967-00 30049050

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049050 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 1829	68-00	STATE	MENT	OF CL	AIM
	Version:	1 ORI0	GINAL F	RIGHT		
		Status:	AC	TIVE		
Owners:	USA (DEPT DENVER FI PO BOX 25 DENVER, C	EDERAL 486, MS	CENTE #60189	R	WILD	DLIFE SERVICE)
<b>Priority Date:</b>	AUGUST 4,	1959				
Type of Historical Right	:USE					
Purpose(use):	STOCK					
*Flow Rate:	ONSTREAM	<b>I RESEF</b>	RVOIR.	THE F	LOW	EN DECREED FOR THIS USE FROM THIS RATE IS LIMITED TO THE MINIMUM TO SUSTAIN THIS PURPOSE.
Volume:	4.00 AC-FT					
*Source Name:	UNNAMED	TRIBUT		F SEVE	ENMIL	E 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>	<u>Sec</u>	Twp		County
1		VNENE	5	22N	26E	PHILLIPS
Period of Diversion		1 TO DE	CEMBE	R 31		
<b>Diversion Means:</b>	DAM					
*Reservoir: ON	STREAM	Reservoi	ir Name:	RAIN	IBOW	RESERVOIR
<u>Govt </u> ]	<u>Lot</u>	<u>Qtr Sec</u> N2NE	<u>Sec</u> 5	<u>Twp</u> 22N	<u>Rge</u> 26E	<u>County</u> PHILLIPS
Diversion to R	eservoir: [	DIVERSI				
Dam Height:		11.00 F				
Depth:		8.00 F				
Surface Area: Capacity:			ACRES ACRE-F	EET		
Capacity.		0.04 /				

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	1	W2NENE	5	22N	26E PHILLIPS
2	2	E2NWNE	5	22N	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.

182968-00 30048973

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/26/2010: PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048973 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182969-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
Owners:	Status: ACTIVE USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	JUNE 25, 1942
Type of Historical Right	: USE
Purpose(use): *Flow Rate:	STOCK 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:	14.78 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
IDGovt 11Period of Diversion	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SWSWNW 27 22N 28E PHILLIPS n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: NOVAK RESERVOIR
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSWNW 27 22N 28E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 14.78 ACRE-FEET

APRIL 25, 2014 40EJ 182969-00 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	Rge County
1		SWSWNW	27	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.

182969-00 30048974

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/26/2010: VOLUME, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048974 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182971-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
Priority Date:	DECEMBER 31, 1952
Type of Historical Right	: USE
*Purpose(use): *Flow Rate:	STOCK 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:	1.50 AC-FT
*Source Name: Source Type:	UNNAMED TRIBUTARY OF DUVAL CREEK SURFACE WATER
*Point of Diversion and Diversion and Diversion Diversion Means:	
*Reservoir: ON	STREAM Reservoir Name: WALK RESERVOIR
<u>Govt</u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> W2SENW 20 22N 24E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 1.50 ACRE-FEET

APRIL 25, 2014 40EJ 182971-00 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		W2SENW	20	22N	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.

182971-00 30048977

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 07/26/2010.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048977 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:	<b>40EJ 182972-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
Owners:	Status: ACTIVE USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
<b>*Priority Date:</b>	JUNE 7, 1961
Type of Historical Right	: USE
Purpose(use): *Flow Rate:	STOCK 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:	4.00 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF DUVAL CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
	NWNWNW 27 22N 24E PHILLIPS a: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM/PIT
	STREAM Reservoir Name: DUVAL PIT
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWNW 27 22N 24E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 4.00 ACRE-FEET

APRIL 25, 2014 40EJ 182972-00 Page 2 of 2

	SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.
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		NWNWNW	27	22N	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.

182972-00 30048981

THE TYPE OF RIGHT WAS AMENDED BY THE CLAIMANT ON 07/26/2010.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048981 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182973-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	NOVEMBER 19, 1957
Type of Historical Right	: USE
Purpose(use): *Flow Rate:	STOCK 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:	4.00 AC-FT
*Source Name: Source Type:	UNNAMED TRIBUTARY OF DUVAL CREEK SURFACE WATER
*Point of Diversion and Diversion and Diversion Diversion Means:	
*Reservoir: ON	STREAM Reservoir Name: WAVY RESERVOIR
<u>Govt </u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESENE 11 22N 23E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 4.00 ACRE-FEET

APRIL 25, 2014 40EJ 182973-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		NESENE	11	22N	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.

182973-00 30049051

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049051 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182974-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
<b>Priority Date:</b>	NOVEMBER 17, 1966
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	5.00 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
$\frac{\mathbf{ID}}{1} \qquad \qquad \mathbf{Govt} \mathbf{I}$	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWSW 22 22N 26E PHILLIPS
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: SAVIOR RESERVOIR
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENWSW 22 22N 26E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 5.00 ACRE-FEET

APRIL 25, 2014 40EJ 182974-00 Page 2 of 2

SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE
CAPACITY.

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>	Rge County
1		SENWSW	22	22N	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.

182974-00 30048982

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/26/2010: PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048982 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182975-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
Owners:	Status: ACTIVE USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	JUNE 4, 1955
Type of Historical Right	: USE
Purpose(use): *Flow Rate:	STOCK 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:	3.00 AC-FT
*Source Name: Source Type:	UNNAMED TRIBUTARY OF SEVENMILE CREEK SURFACE WATER
*Point of Diversion and E <u>ID</u> <u>Govt</u> 1 Period of Diversion Diversion Means:	
*Reservoir: ON	STREAM Reservoir Name: ANTELOPE RESERVOIR
<u>Govt</u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSESW 13 22N 26E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 2.50 ACRE-FEET

APRIL 25, 2014 40EJ 182975-00 Page 2 of 2

SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE
CAPACITY.

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		SWSESW	13	22N	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.

182975-00 30048992

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE TYPE OF RIGHT WAS AMENDED BY THE CLAIMANT ON 07/26/2010.

IMPLIED CLAIM NO. 30048992 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182976-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486		
*Priority Date:	DECEMBER 14, 1961		
Type of Historical Right	t: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
Volume:	19.20 AC-FT		
*Source Name:	UNNAMED TRIBUTARY OF WILDER COULEE		
Source Type:	SURFACE WATER		
Point of Diversion and	Means of Diversion:		
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SWNESE 13 22N 25E PHILLIPS		
Period of Diversior Diversion Means:	n: JANUARY 1 TO DECEMBER 31 DAM/PIT		
*Reservoir: ON	ISTREAM Reservoir Name: SPINK RESERVOIR		
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNESE 13 22N 25E PHILLIPS		
Diversion to Reservoir:DIVERSION # 1Dam Height:27.80FEETDepth:20.00FEETSurface Area:2.40ACRESCapacity:19.20ACRE-FEET			

THE RESERVOIR EXTENDS INTO THE NWSESE SEC 13 TWP 22N RGE 25E PHILLIPS COUNTY. 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	<u>Rge</u> <u>County</u>
1		SWNESE	13	22N	25E PHILLIPS
2		NWSESE	13	22N	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.

182976-00 30048993

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE TYPE OF RIGHT WAS AMENDED BY THE CLAIMANT ON 07/26/2010.

IMPLIED CLAIM NO. 30048993 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182985-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486	
<b>*Priority Date:</b>	SEPTEMBER 12, 1962	
	THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER APPROPRIATION (FORM GW2). THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION.	
Type of Historical Right	: FILED	
Purpose(use):	STOCK	
Flow Rate:	6.00 GPM	
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
	ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER	
Source Name:	ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER	
Source Name: Source Type:	ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.	
	ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE. GROUNDWATER	
	ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE. GROUNDWATER GROUNDWATER ALSO KNOWN AS NICHOLS COULEE WELL	
Source Type: Point of Diversion and D	ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE. GROUNDWATER ALSO KNOWN AS NICHOLS COULEE WELL Means of Diversion: Lot Qtr Sec Sec Twp Rge County	
Source Type: Point of Diversion and D <u>ID</u> <u>Govt 1</u>	ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE. GROUNDWATER ALSO KNOWN AS NICHOLS COULEE WELL Means of Diversion: Lot Qtr Sec Sec Twp Rge County SWSENE 4 21N 27E PHILLIPS	
Source Type: Point of Diversion and D <u>ID</u> <u>Govt D</u> 1 Period of Diversion	ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE. GROUNDWATER ALSO KNOWN AS NICHOLS COULEE WELL Means of Diversion: $Lot \qquad Qtr Sec \qquad Sec \qquad Twp \qquad Rge \qquad County \\ SWSENE \qquad 4 \qquad 21N \qquad 27E \qquad PHILLIPS \\ n: JANUARY 1 TO DECEMBER 31$	
Source Type: Point of Diversion and D <u>ID</u> <u>Govt 1</u>	ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE. GROUNDWATER ALSO KNOWN AS NICHOLS COULEE WELL Means of Diversion: Lot Qtr Sec Sec Twp Rge County SWSENE 4 21N 27E PHILLIPS n: JANUARY 1 TO DECEMBER 31 WELL	
Source Type: Point of Diversion and D <u>ID</u> <u>Govt D</u> 1 Period of Diversion	ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE. GROUNDWATER ALSO KNOWN AS NICHOLS COULEE WELL Means of Diversion: $Lot \qquad Qtr Sec \qquad Sec \qquad Twp \qquad Rge \qquad County \\ SWSENE \qquad 4 \qquad 21N \qquad 27E \qquad PHILLIPS \\ n: JANUARY 1 TO DECEMBER 31$	

Place of Use:

ID	Acres Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<b><u>Rge</u></b> County
1		SWSENE	4	21N	27E 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.

182985-00 30049138

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 05/05/2011.

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

IMPLIED CLAIM NO. 30049138 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182986-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
<b>*Priority Date:</b>	JUNE 1, 1955
Type of Historical Right	t: FILED
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	3.00 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NESWNW 23 22N 26E PHILLIPS
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: DUCK RESERVOIR
<u>Govt</u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWNW 23 22N 26E PHILLIPS
Diversion to R Capacity:	Reservoir: DIVERSION # 1 2.25 ACRE-FEET THE RESERVOIR EXTENDS INTO THE NWSENW SEC 23 TWP 22N RGE 26E PHILLIPS COUNTY.

APRIL 25, 2014 40EJ 182986-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		NWSENW	23	22N	26E PHILLIPS
2		NESWNW	23	22N	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.

182986-00 30049052

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049052 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182987-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	JUNE 22, 1971
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:	6.00 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</u>	NWSWNE 11 22N 26E PHILLIPS
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: SQUAT RESERVOIR
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWNE 11 22N 26E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 6.00 ACRE-FEET

APRIL 25, 2014 40EJ 182987-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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>	Rge County
1		NWSWNE	11	22N	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.

182987-00 30049053

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049053 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182988-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486		
*Priority Date:	DECEMBER 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
Volume:	1.50 AC-FT		
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK		
Source Type:	SURFACE WATER		
*Point of Diversion and I	Means of Diversion:		
ID Govt			
1	SENWSW 1 22N 25E PHILLIPS		
Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM/PIT		
*Reservoir: ON	STREAM Reservoir Name: MANNING PIT		
<u>Govt 1</u>	Lot <u>Otr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> S2NWSW 1 22N 25E PHILLIPS		
Diversion to Reservoir:DIVERSION # 1Dam Height:11.00FEETDepth:8.00FEETSurface Area:0.30ACRESCapacity:0.96ACRE-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
 \$2NWSW
 1
 22N
 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.

182988-00 30049054

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049054 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182989-00 STATEMENT OF CLAIM		
	Version: 1 ORIGINAL RIGHT		
	Status: ACTIVE		
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486		
<b>*Priority Date:</b>	DECEMBER 31, 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
Volume:	2.00 AC-FT		
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER		
Source Type:	SURFACE WATER		
*Point of Diversion and	Means of Diversion:		
<u>ID</u> <u>Govt</u>	<u>Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENESW 22 20N 30E PHILLIPS		
	n: JANUARY 1 TO DECEMBER 31 DAM		
*Reservoir: ON	ISTREAM Reservoir Name: WIOTE RESERVOIR		
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SENESW 22 20N 30E PHILLIPS		
Diversion to Reservoir:DIVERSION # 1Dam Height:11.00FEETDepth:8.00FEETSurface Area:0.90ACRESCapacity:2.88ACRE-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 1 SENESW 22 20N 30E 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.

182989-00 30049140

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049140 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 182990-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486				
<b>*Priority Date:</b>	JUNE 14, 1967				
Type of Historical Right	it: 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:	1.00 AC-FT				
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK				
Source Type: SURFACE WATER					
*Point of Diversion and	Means of Diversion:				
ID Govt	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SWSWSE 5 22N 26E PHILLIPS				
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM					
*Reservoir: ON	STREAM Reservoir Name: BINTA RESERVOIR				
<u>Govt</u> ]	LotQtr SecSecTwpRgeCountySWSWSE522N26EPHILLIPS				
<b>Diversion to Reservoir:</b> DIVERSION # 1					
Dam Height:	8.00 FEET				
Depth:	8.00 FEET				
Surface Area:					
Capacity:	1.00 ACRE-FEET				

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.						
Period of	Period of Use: JANUARY 1 TO DECEMBER 31					
*Place of Use:						
ID	<u>Acres</u> Govt L	<u>ot</u> <u>Qtr Sec</u>	<u>Sec</u>	Twp	Rge County	
1		SWSWSE	5	22N	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.

182990-00 30048994

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048994 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182993-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486				
<b>Priority Date:</b>	SEPTEMBER 10, 1954				
Type of Historical Right	:USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
Volume:	0.50 AC-FT				
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER				
Source Type:	Source Type: SURFACE WATER				
*Point of Diversion and I	Means of Diversion:				
ID Govt					
1	NWSWNE 13 20N 29E PETROLEUM				
Period of Diversion Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DAM				
*Reservoir: ON	STREAM Reservoir Name: RIDGE POND				
<u>Govt I</u>	Lot <u>Otr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSWNE 13 20N 29E PETROLEUM				
Diversion to Reservoir:DIVERSION # 1Dam Height:11.00FEETDepth:8.00FEETSurface Area:0.30ACRESCapacity:0.96ACRE-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
 NWSWNE
 13
 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.

182993-00 30049081

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THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 07/30/2010.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 05/10/2011.

IMPLIED CLAIM NO. 30049081 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 182995-00 STATEMENT OF CLAIM					
	Version: 3 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486					
*Priority Date:	DECEMBER 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
Volume:	2.00 AC-FT					
*Source Name:	UNNAMED TRIBUTARY OF NICHOLS COULEE					
Source Type:	Source Type: SURFACE WATER					
*Point of Diversion and I	Means of Diversion:					
$\underline{ID}$ <u>Govt</u>						
1 SESWNW 21 22N 27E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM						
*Reservoir: ON	STREAM Reservoir Name: STARKEY RESERVOIR					
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNW 21 22N 27E PHILLIPS					
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir: DIVERSION # 1 11.00 FEET 8.00 FEET 0.70 ACRES 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:

<u>ID</u>	<u>Acres</u> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		SESWNW	21	22N	27E 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.

182995-00 30050350

IMPLIED CLAIM NO. 30050350 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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."

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183000-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486					
*Priority Date:	JUNE 13, 1955					
Type of Historical Right	t: USE					
Purpose(use):	STOCK					
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
Volume:	7.00 AC-FT					
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER					
Source Type:	SURFACE WATER					
*Point of Diversion and	Means of Diversion:					
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SWNENE 7 21N 28E PHILLIPS					
Period of Diversion	n: JANUARY 1 TO DECEMBER 31					
<b>Diversion Means:</b>	Diversion Means: DAM/PIT					
*Reservoir: ON	ISTREAM Reservoir Name: KANNUCK RESERVOIR					
<u>Govt</u> ]	LotQtr SecSecTwpRgeCountyNE721N28EPHILLIPS					
Diversion to R Capacity:	7.00 ACRE-FEET					
	THE DAM EXTENDS INTO THE NWSENE SEC 7 TWP 21N RGE 28E PHILLIPS COUNTY.					

APRIL 25, 2014 40EJ 183000-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		NE	7	21N	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.

183000-00 30049061

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049061 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183001-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486				
*Priority Date:	DECEMBER 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
Volume:	3.00 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</u>					
1	3 SWNENW 2 21N 26E PHILLIPS				
	: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	DAM				
*Reservoir: ON	STREAM Reservoir Name: HORNED TOAD RESERVOIR				
<u>Govt</u> ]	LotQtr SecSecTwpRgeCounty3SWNENW221N26EPHILLIPS				
<b>Diversion to Reservoir:</b> 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. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: Qtr Sec ID Acres Govt Lot Rge County Sec Twp 1 3 SWNENW 2 21N 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.

183001-00 30049067

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049067 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 183002-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
<b>Priority Date:</b>	AUGUST 6, 1959
Type of Historical Right	:USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	3.00 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 D L. (D	SWNESE 3 21N 26E PHILLIPS
Diversion Means:	I: JANUARY 1 TO DECEMBER 31 DAM
*Reservoir: ON	STREAM Reservoir Name: FOREST RESERVOIR
<u>Govt 1</u>	Lot <u>Otr Sec</u> Sec <u>Twp</u> <u>Rge</u> <u>County</u> SWNESE 3 21N 26E PHILLIPS
Diversion to R Dam Height: Depth: Surface Area: Capacity:	eservoir: DIVERSION # 1 11.00 FEET 8.00 FEET 0.30 ACRES 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
 SWNESE
 3
 21N
 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.

183002-00 30049405

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 08/12/2010.

IMPLIED CLAIM NO. 30049405 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183003-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE			
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486			
*Priority Date:	JULY 1, 1942			
Type of Historical Right	: USE			
Purpose(use): *Flow Rate:	STOCK 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:	2.20 AC-FT			
*Source Name: Source Type:	UNNAMED TRIBUTARY OF NICHOLS COULEE SURFACE WATER			
*Point of Diversion and Means of Diversion: <u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> 1 NESWSE 32 22N 27E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM/PIT				
*Reservoir: ON	STREAM Reservoir Name: MORGAN RESERVOIR			
<u>Govt </u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> N2SWSE 32 22N 27E PHILLIPS			
Diversion to R Capacity:	eservoir: DIVERSION # 1 2.23 ACRE-FEET			

APRIL 25, 2014 40EJ 183003-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		N2SWSE	32	22N	27E 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.

183003-00 30048995

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE TYPE OF RIGHT WAS AMENDED BY THE CLAIMANT ON 07/26/2010.

IMPLIED CLAIM NO. 30048995 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 183004-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	JUNE 22, 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	3.50 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> 2 NENWNE 1 21N 26E PHILLIPS
Period of Diversion	1: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: DRAPER RESERVOIR
<u>Govt</u> ]	LotQtr SecSecTwpRgeCounty2N2NWNE121N26EPHILLIPS
Diversion to R Capacity:	3.50 ACRE-FEET
	THE DAM EXTENDS INTO THE S2SWSE SEC 36 TWP 22N RGE 26E PHILLIPS COUNTY.

APRIL 25, 2014 40EJ 183004-00 Page 2 of 2

SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.
CAPACITY.

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	2	N2NWNE	1	21N	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.

183004-00 30049068

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049068 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183005-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
<b>*Priority Date:</b>	SEPTEMBER 22, 1961
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	5.00 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF C K CREEK
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
$\frac{ID}{1}$ Govt	Lot <u>Qtr Sec Sec Twp Rge County</u> NWNESE 34 22N 27E PHILLIPS
Period of Diversior	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: ELK RESERVOIR
<u>Govt 1</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> N2NESE 34 22N 27E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 5.00 ACRE-FEET

APRIL 25, 2014 40EJ 183005-00 Page 2 of 2

SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE
SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES
ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA
WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE
SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE
INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE
CAPACITY.

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	Rge County
1		N2NESE	34	22N	27E 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.

183005-00 30048996

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE TYPE OF RIGHT WAS AMENDED BY THE CLAIMANT ON 07/26/2010.

IMPLIED CLAIM NO. 30048996 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 183006-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
<b>*Priority Date:</b>	MAY 29, 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	1.50 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF DUVAL CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
ID Govt	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NWSENE 17 22N 24E PHILLIPS
	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: CANOE RESERVOIR
<u>Govt</u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWSENE 17 22N 24E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 1.20 ACRE-FEET SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

APRIL 25, 2014 40EJ 183006-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		NWSENE	17	22N	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.

183006-00 30048999

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30048999 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 183007-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486			
<b>Priority Date:</b>	AUGUST 6, 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
Volume:	2.50 AC-FT			
*Source Name:	UNNAMED TRIBUTARY OF NICHOLS COULEE			
Source Type:	SURFACE WATER			
*Point of Diversion and I	Means of Diversion:			
<u>ID</u> <u>Govt</u>				
1 Deris Laf Direction	NENWSE 17 22N 27E PHILLIPS			
Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM			
*Reservoir: ON	STREAM Reservoir Name: AGATE RESERVOIR			
<u>Govt</u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENWSE 17 22N 27E PHILLIPS			
Diversion to Reservoir:DIVERSION # 1Dam Height:11.00FEETDepth:8.00FEETSurface Area:1.60ACRESCapacity:5.12ACRE-FEET				

THE DAM EXTENDS INTO THE W2NESE SEC 17 TWP 22N RGE 27E 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> Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u> <u>County</u>
1		W2NESE	17	22N	27E 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.

183007-00 30049425

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 08/12/2010.

IMPLIED CLAIM NO. 30049425 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183008-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE		
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486		
*Priority Date:	JUNE 14, 1967		
Type of Historical Right	: FILED		
Purpose(use): *Flow Rate:	STOCK 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:	11.10 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 Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> 1 SWSESE 6 22N 27E PHILLIPS Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM/PIT			
*Reservoir: ON	STREAM Reservoir Name: GLITTER RESERVOIR		
<u>Govt</u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSESE 6 22N 27E PHILLIPS		
Diversion to R Capacity:	eservoir: DIVERSION # 1 11.10 ACRE-FEET		

SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY. OVERFLOW FROM THIS RESERVOIR SPILLS INTO AN ESCAVATED PIT. THE STORAGE CAPACITY PROVIDED BY THE USDI FISH AND WILDLIFE SERVICE COMBINES THE CAPACITIES OF THESE TWO RETENTION STRUCTURES. THE USDI FISH AND WILDLIFE SERVICE HAS CONFIRMED BOTH STRUCTURES ARE CLAIMED UNDER THIS FILING.

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		SWSESE	6	22N	27E 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.

183008-00 30049001

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049001 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 183008-00 Page 3 of 3

# **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 183009-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	JUNE 14, 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	23.70 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	Lot <u>Qtr Sec Sec Twp Rge County</u> NWSENW 3 22N 26E PHILLIPS
I	a: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: BIDA RESERVOIR
Govt	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> W2SENW 3 22N 26E PHILLIPS
Diversion to R Capacity:	Reservoir: DIVERSION # 1 23.00 ACRE-FEET THE DAM EXTENDS INTO THE SWSENW SEC 3 TWP 22N RGE 26E PHILLIPS COUNTY.

APRIL 25, 2014 40EJ 183009-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		W2SENW	3	22N	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.

183009-00 30049141

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049141 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 183012-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
<b>Priority Date:</b>	OCTOBER 28, 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	1.50 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF WILDER COULEE
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
<u>ID</u> <u>Govt</u>	
1	1 SWNWNW 30 22N 26E PHILLIPS
	n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	ISTREAM Reservoir Name: DEAD CALF RESERVOIR
<u>Govt </u> ]	<u>Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> 1 W2NWNW 30 22N 26E PHILLIPS
Diversion to R	Reservoir: DIVERSION # 1
Dam Height:	11.00 FEET
Depth:	8.00 FEET
Surface Area:	1.10 ACRES
Capacity:	3.52 ACRE-FEET

THE RESERVOIR EXTENDS INTO THE E2NENE SEC 25 TWP 22N RGE 26E 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		E2NENE	25	22N	25E PHILLIPS
2	1	W2NWNW	30	22N	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.

183012-00 30049142

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/02/2011: PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049142 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183013-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
Priority Date:	MAY 6, 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:	0.75 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF WILDER COULEE
Source Type:	SURFACE WATER
Point of Diversion and I	Means of Diversion:
IDGovt 11Period of Diversion	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NENWNE 31 22N 26E PHILLIPS n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: STONEY POINT RESERVOIR
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> N2NWNE 31 22N 26E PHILLIPS
Diversion to R	eservoir: DIVERSION # 1
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		N2NWNE	31	22N	26E PHILLIPS

#### Remarks:

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

183013-00 30050225

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/02/2011: PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30050225 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 183014-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
Priority Date:	MAY 26, 1961
Type of Historical Right	:USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	4.00 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF DUVAL CREEK
Source Type:	SURFACE WATER
*Point of Diversion and M <u>ID</u> <u>Govt 1</u> 1 Period of Diversion Diversion Means:	
*Reservoir: ONS	STREAM Reservoir Name: BISON RESERVOIR
<u>Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWSE 1 22N 23E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 4.00 ACRE-FEET THE RESERVOIR EXTENDS INTO THE SENESW SEC 1 TWP 22N RGE 23E PHILLIPS COUNTY.

APRIL 25, 2014 40EJ 183014-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		SWNWSE	1	22N	23E PHILLIPS
2		SENESW	1	22N	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.

183014-00 30049161

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/02/2011: PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049161 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183015-00 STATEMENT OF CLAIM	
	Version: 1 ORIGINAL RIGHT	
	Status: ACTIVE	
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486	
<b>*Priority Date:</b>	MAY 15, 1956	
Type of Historical Right	FILED	
Purpose(use):	STOCK	
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS	TO THE MINIMUM
Volume:	8.00 AC-FT	
*Source Name:	UNNAMED TRIBUTARY OF BEAUCHAMP CREEK	
Source Type:	SURFACE WATER	
*Point of Diversion and I	Ieans of Diversion:	
$\frac{\mathbf{ID}}{1}$ Govt	<u>ot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESESE 2 22N 27E PHILLIPS	
Period of Diversion	: JANUARY 1 TO DECEMBER 31	
<b>Diversion Means:</b>	DAM/PIT	
*Reservoir: ON	STREAM Reservoir Name: DAN RESERVOIR	
<u>Govt 1</u>	ot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> E2SESE 2 22N 27E PHILLIPS	
Diversion to R	eservoir: DIVERSION # 1	
Dam Height:	11.00 FEET	
Depth:	8.00 FEET	
Surface Area:	2.40 ACRES	
Capacity:	7.68 ACRE-FEET	

THE DAM EXTENDS INTO THE SESESE SEC 2 TWP 22N RGE 27E 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	<u>Rge</u> <u>County</u>
1		E2SESE	2	22N	27E 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.

183015-00 30049433

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 08/12/2010.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049433 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183019-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT
	Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
Priority Date:	MAY 28, 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:	4.50 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 County</u> NESWSW 10 22N 26E PHILLIPS
Period of Diversion	: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ONS	STREAM Reservoir Name: ELK HORN RESERVOIR
<u>Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SW 10 22N 26E PHILLIPS
Diversion to Re Capacity:	eservoir: DIVERSION # 1 4.50 ACRE-FEET
	THE DAM EXTENDS INTO THE SWSESW SEC 10 TWP 22N RGE 26E PHILLIPS COUNTY.

APRIL 25, 2014 40EJ 183019-00 Page 2 of 2

	SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.
riad of Usa.	IANUARY 1 TO DECEMBER 31

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		SW	10	22N	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.

183019-00 30049163

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/02/2011: PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049163 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 183020-00 STATEMENT OF CLAIM			
	Version: 1 ORIGINAL RIGHT			
	Status: ACTIVE			
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486			
*Priority Date:	DECEMBER 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.			
Volume:	3.00 AC-FT			
*Source Name:	UNNAMED TRIBUTARY OF SEVENMILE CREEK			
Source Type:	SURFACE WATER			
*Point of Diversion and I	Means of Diversion:			
ID Govt	Lot <u>Qtr Sec Sec Twp Rge County</u> NWNWSW 2 22N 26E PHILLIPS			
Period of Diversion Diversion Means:	: JANUARY 1 TO DECEMBER 31 DAM			
*Reservoir: ON	STREAM Reservoir Name: JIMMY RESERVOIR			
<u>Govt I</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSW 2 22N 26E PHILLIPS			
Diversion to Reservoir:DIVERSION # 1Dam Height:11.00FEETDepth:8.00FEETSurface Area:0.80ACRESCapacity:2.56ACRE-FEET				

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC. **JANUARY 1 TO DECEMBER 31 Period of Use:** \*Place of Use: Qtr Sec ID Acres Govt Lot Rge County Sec Twp 1 NWNWSW 2 22N 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.

183020-00 30049166

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049166 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183021-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486				
*Priority Date:	DECEMBER 31, 1952				
Type of Historical Right	: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
Volume:	1.00 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>	Lot <u>Qtr Sec Sec Twp Rge County</u> SESESE 8 21N 25E FERGUS				
Period of Diversion Diversion Means:	E: JANUARY 1 TO DECEMBER 31 DAM				
*Reservoir: ON	STREAM Reservoir Name: LOWER SAND CREEK RESERVOIR				
<u>Govt I</u>	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SESESE 8 21N 25E FERGUS				
<b>Diversion to Reservoir:</b> DIVERSION # 1					
Dam Height: 11.00 FEET					
Depth:	8.00 FEET				
Surface Area:	0.40 ACRES				
Capacity:	1.28 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: Qtr Sec** ID **Acres Govt Lot** Rge County Sec Twp 1 SESESE 8 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.

183021-00 30049083

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049083 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 183022-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	JUNE 30, 1956
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	3.00 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF SAND CREEK
Source Type:	SURFACE WATER
Point of Diversion and	Means of Diversion:
ID Govt 1 Period of Diversion	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NESWNW 9 21N 24E FERGUS n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: GAME RANGE RESERVOIR
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NESWNW 9 21N 24E FERGUS
Diversion to R Capacity:	eservoir: DIVERSION # 1 3.00 ACRE-FEET

APRIL 25, 2014 40EJ 183022-00 Page 2 of 2

SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		NESWNW	9	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.

183022-00 30049084

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE TYPE OF RIGHT WAS AMENDED BY THE CLAIMANT ON 07/30/2010.

IMPLIED CLAIM NO. 30049084 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183023-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	MAY 23, 1972
Type of Historical Right	t: USE
Purpose(use): *Flow Rate:	STOCK 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:	5.00 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF SAND CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I ID Govt	
1	NENENE 11 21N 24E FERGUS
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: BREVIER RESERVOIR
<u>Govt</u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NENENE 11 21N 24E FERGUS
Diversion to R Capacity:	eservoir: DIVERSION # 1 5.00 ACRE-FEET

APRIL 25, 2014 40EJ 183023-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		NENENE	11	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.

183023-00 30049466

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049466 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183024-00       STATEMENT OF CLAIM         Version:       1 ORIGINAL RIGHT         Status:       ACTIVE		
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486		
*Priority Date:	DECEMBER 31, 1952		
Type of Historical Right	: USE		
Purpose(use):	STOCK		
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.		
Volume:	1.50 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>	Lot <u>Qtr Sec Sec Twp Rge County</u> NWSENE 15 21N 24E FERGUS		
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM/PIT			
	MEANS OF DIVERSION INCLUDES A STOCK TANK.		
*Reservoir: ON	STREAM Reservoir Name: SAND CREEK RESERVOIR		
<u>Govt</u> ]	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SENE 15 21N 24E FERGUS		
Diversion to R Capacity:	eservoir: DIVERSION # 1 1.50 ACRE-FEET		

APRIL 25, 2014 40EJ 183024-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		SENE	15	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.

183024-00 30049467

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049467 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183025-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
Owners:	Status: ACTIVE USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER
	PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	JUNE 8, 1960
Type of Historical Right	: USE
Purpose(use):	STOCK
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
Volume:	1.00 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF CARROLL COULEE
Source Type:	SURFACE WATER
*Point of Diversion and	Means of Diversion:
<u>ID</u> <u>Govt</u>	<u>Lot</u> <u>Qtr Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSE 19 21N 26E FERGUS
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: RINDAL RESERVOIR
<u>Govt</u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNWSE 19 21N 26E FERGUS
Diversion to R Capacity:	eservoir: DIVERSION # 1 1.00 ACRE-FEET

APRIL 25, 2014 40EJ 183025-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		NWNWSE	19	21N	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.

183025-00 30049471

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049471 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183026	- <b>00</b> STA	TEMENT OF CLAIM
	version.		AL RIGHT
	St	tatus:	WITHDRAWN
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486		
<b>Priority Date:</b>			
Enforceable Priority Date:			
Type of Historical Right:			
Purpose (use):	STOCK		
Flow Rate:			
Volume:			
Source Name:	GROUNDWATER		
Point of Diversion and Means of Diversion:			
Period of Use:			
Place of Use:			

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 07/21/2008.

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183	027-00	STATE	MENT (	OF CL	AIM
	Version:	1 ORI0	GINAL	RIGHT		
		Status:	AC	CTIVE		
Owners:	USA (DEP DENVER PO BOX 2 DENVER,	FEDERAL 5486, MS	CENTI #60189	ER	WILC	LIFE SERVICE)
<b>Priority Date:</b>	APRIL 28,	1982				
*Type of Historical Righ	t: FILED					
Purpose(use):	STOCK					
Flow Rate:	3.00 GPM					
*Volume:	THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.					
Source Name:	GROUND	WATER				
Source Type:	GRO	UNDWAT	ER			
	ALSO KNO	OWN AS Z	ZB WEI	L		
*Point of Diversion and	Means of Div	version:				
<u>ID</u> <u>Govt</u>		<u>Qtr Sec</u> WNWSE	<u>Sec</u> 23	<u>Twp</u> 22N		<u>County</u> PHILLIPS
Period of Diversion Diversion Means:	n: JANUAR) WELL	1 TO DE	CEMBE	ER 31		
Diversion means.				וכו ווחם	<u> </u>	TOCK TANK.
		_			.5 A C	TOOR TANK.
Period of Use:	JANUARY	1 TO DEC	CEMBE	:R 31		
*Place of Use:	*Place of Use:					
ID Acres Govt	Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	County
1	S	WNWSE	23	22N	27E	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.

183027-00 30049169

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/05/2011: VOLULME, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 05/19/2011.

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

IMPLIED CLAIM NO. 30049169 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183028-00 STATEMENT OF CLAIM				
	Version: 1 ORIGINAL RIGHT				
	Status: ACTIVE				
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486				
*Priority Date:	JUNE 30, 1971				
Type of Historical Right	t: USE				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
Volume:	0.15 AC-FT				
*Source Name:	UNNAMED TRIBUTARY OF TWO CALF CREEK				
Source Type:	SURFACE WATER				
	ALSO KNOWN AS KNOX RIDGE CATCHMENT				
*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> NWNWNW <u>32</u> 22N 23E FERGUS				
Period of Diversion	n: JANUARY 1 TO DECEMBER 31				
<b>Diversion Means:</b>	OTHER				
	THE MEANS OF DIVERSION IS A CATCHMENT APRON.				
	THE SYSTEM CONSISTS OF A RUBBERIZED FABRIC CATCHMENT APRON, STORAGE BAG, PIPELINE, AND WATER TROUGH.				
Period of Use:	JANUARY 1 TO DECEMBER 31				
*Place of Use:					
ID Acres Govt 1	<u>Lot Qtr Sec Sec Twp Rge County</u>				
1	NWNWNW 32 22N 23E FERGUS				

#### \*Place of Use:

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

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

183028-00 30049473

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049473 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 183029-00STATEMENT OF CLAIMVersion:1 ORIGINAL RIGHT Status:Status:ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	JUNE 17, 1951
Type of Historical Right	: USE
Purpose(use): *Flow Rate:	STOCK 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:	3.00 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 Period of Diversion	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> SESWNE 30 21N 26E FERGUS n: JANUARY 1 TO DECEMBER 31
<b>Diversion Means:</b>	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: LOST ELK RESERVOIR
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SESWNE 30 21N 26E FERGUS
Diversion to R Capacity:	eservoir: DIVERSION # 1 3.00 ACRE-FEET

APRIL 25, 2014 40EJ 183029-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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	30	21N	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.

183029-00 30049085

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

THE TYPE OF RIGHT WAS AMENDED BY THE CLAIMANT ON 07/30/2010.

IMPLIED CLAIM NO. 30049085 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183030-00 STATEMENT OF CLAIM
	Version: 1 ORIGINAL RIGHT Status: ACTIVE
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
Priority Date:	JUNE 15, 1955
Type of Historical Right	: USE
Purpose(use): *Flow Rate:	STOCK 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:	3.50 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF MISSOURI RIVER
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
ID Govt	SWNENW 28 22N 28E PHILLIPS
Period of Diversion Diversion Means:	a: JANUARY 1 TO DECEMBER 31 DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: BUCKSKIN RESERVOIR
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> W2NENW 28 22N 28E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 3.50 ACRE-FEET

APRIL 25, 2014 40EJ 183030-00 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		W2NENW	28	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.

183030-00 30049176

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/02/2011: PRIORITY DATE, TYPE OF RIGHT.

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049176 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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:	<b>40EJ 183032-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT				
Owners:	Status: ACTIVE USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486				
<b>*Priority Date:</b>	MAY 25, 1957				
Type of Historical Right	: FILED				
Purpose(use):	STOCK				
*Flow Rate:	A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.				
Volume:	6.50 AC-FT				
*Source Name:	UNNAMED TRIBUTARY OF NICHOLS COULEE				
Source Type:	SURFACE WATER				
*Point of Diversion and					
<u>ID</u> <u>Govt</u>	<u>Lot Qtr Sec Sec Twp Rge</u> <u>County</u> SWSESE 18 22N 27E PHILLIPS				
Period of Diversion Diversion Means:	Period of Diversion: JANUARY 1 TO DECEMBER 31				
*Reservoir: ON	STREAM Reservoir Name: MANY DEER RESERVOIR				
<u>Govt</u> ]	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWSESE 18 22N 27E PHILLIPS				
Diversion to R Capacity:	eservoir: DIVERSION # 1 6.50 ACRE-FEET THE DAM EXTENDS INTO THE SESESE SEC 18 TWP 22N RGE 27E PHILLIPS COUNTY.				

APRIL 25, 2014 40EJ 183032-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		SWSESE	18	22N	27E 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.

183032-00 30049177

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049177 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183033-00 STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT
Owners:	Status: ACTIVE USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486
*Priority Date:	JUNE 14, 1967
Type of Historical Right	: FILED
Purpose(use): *Flow Rate:	STOCK 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:	3.00 AC-FT
*Source Name:	UNNAMED TRIBUTARY OF SPRING CREEK
Source Type:	SURFACE WATER
*Point of Diversion and I	Means of Diversion:
$\frac{\mathbf{ID}}{1} \qquad \qquad$	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNESW 4 22N 27E PHILLIPS n: JANUARY 1 TO DECEMBER 31
Diversion Means:	DAM/PIT
*Reservoir: ON	STREAM Reservoir Name: FOSDICK RETENTION
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> NWNESW 4 22N 27E PHILLIPS
Diversion to R Capacity:	eservoir: DIVERSION # 1 3.00 ACRE-FEET

APRIL 25, 2014 40EJ 183033-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		NWNESW	4	22N	27E 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.

183033-00 30049179

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049179 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

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

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING 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 183034-00 STATEMENT OF CLAIM					
	Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486					
*Priority Date:	JUNE 22, 1971					
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:	3.00 AC-FT					
*Source Name:	UNNAMED TRIBUTARY OF C K CREEK					
Source Type:	SURFACE WATER					
*Point of Diversion and Means of Diversion:						
IDGovt 1	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWNW 9 22N 27E PHILLIPS					
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM/PIT						
*Reservoir: ON	STREAM Reservoir Name: THERMAL PIT					
<u>Govt 1</u>	Lot <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWNW 9 22N 27E PHILLIPS					
Diversion to Reservoir:DIVERSION # 1Capacity:3.00 ACRE-FEET						

APRIL 25, 2014 40EJ 183034-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		SWNWNW	9	22N	27E 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.

183034-00 30049183

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049183 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS 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 183035-00</b> STATEMENT OF CLAIM Version: 1 ORIGINAL RIGHT					
	Status: ACTIVE					
Owners:	USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE) DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486					
<b>*Priority Date:</b>	APRIL 16, 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 ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.					
Volume:	9.00 AC-FT					
*Source Name:	UNNAMED TRIBUTARY OF NICHOLS COULEE					
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> NENENE 18 22N 27E PHILLIPS					
Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: DAM/PIT						
*Reservoir: ON	STREAM Reservoir Name: WELL RESERVOIR					
<u>Govt</u> ]	Lot <u>Qtr Sec Sec Twp Rge</u> <u>County</u> NENENE 18 22N 27E PHILLIPS					
Diversion to Reservoir: DIVERSION # 1 Capacity: 9.20 ACRE-FEET THE DAM EXTENDS INTO THE SESESE SEC 7 TWP 22N RGE 27E PHILLIPS COUNTY.						

APRIL 25, 2014 40EJ 183035-00 Page 2 of 2

> SOME CAPACITIES WERE ESTIMATED BY THE USDI FISH AND WILDLIFE SERVICE USING THEIR HISTORICAL DESIGN DRAWINGS. FOR CAPACITIES ESTIMATED IN THIS WAY, THE DEPTH, DAM HEIGHT, AND SURFACE AREA WERE NOT ESTIMATED. PLEASE SEE THE USDI FISH AND WILDLIFE SERVICE'S SPREADSHEET RECEIVED MARCH 12, 2010 FOR MORE INFORMATION ON THE VARIABLES USED TO ESTIMATE THE STORAGE CAPACITY.

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		SESESE	7	22N	27E PHILLIPS
2		NENENE	18	22N	27E 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.

183035-00 30049185

THE PURPOSE WAS AMENDED BY THE CLAIMANT ON 06/23/2010.

IMPLIED CLAIM NO. 30049185 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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

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